



**DUPAGE  
COUNTY**

## BUILDING & ZONING DEPARTMENT

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### MEMORANDUM

TO: DuPage County Board

FROM: DuPage County Development Committee

DATE: January 21, 2025

RE: **T-3-24 Text Amendments (Waive First Reading)**

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**DuPage County Board: January 28, 2025:**

**Development Committee: January 21, 2025:** The DuPage County Development Committee recommended to approve the following zoning relief:

T-3-24 proposed Text Amendments to the DuPage County Zoning Ordinance relative to the principal arterial conversion of a single dwelling unit into not more than two (2) dwelling units.

**Development Committee VOTE (Motion to Approve): 6 Ayes, 0 Nays, 0 Absent**

**Zoning Board of Appeals: January 9, 2025:** The Zoning Board of Appeals recommended to approve the following text amendments:

T-3-24 proposed Text Amendments to the DuPage County Zoning Ordinance relative to the principal arterial conversion of a single dwelling unit into not more than two (2) dwelling units.

**ZBA VOTE (to Approve): 7 Ayes, 0 Nays, 0 Absent**

**FINDINGS OF FACT:**

1. That the Zoning Board of Appeals finds that over the past several months, County Board members have asked staff to research various housing topics relevant to their constituents. In response, staff has completed the research and developed the proposed text amendment to the DuPage County Zoning Ordinance regarding the principal arterial conversion of a single dwelling unit into not more than two (2) dwelling units.

2. That the Zoning Board of Appeals finds that on November 19, 2024, the Development Committee voted to direct staff to present the proposed text amendment for consideration at a public hearing before the Zoning Board of Appeals.
3. That the Zoning Board of Appeals finds that Text Amendment T-3-24 was presented during a public hearing held on December 10, 2024, before the Zoning Board of Appeals. The proposed text amendments, which pertain to the conversion of a single dwelling unit into no more than two (2) dwelling units along principal arterial roadways, are considered vital to the County's ongoing efforts to promote sustainable development. These amendments are aligned with the County's broader goals of protecting and enhancing the health, welfare, and safety of its residents, while also addressing the evolving housing needs of the community

#### **EXHIBIT A.**

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#### **Add to and Amend Section 37-418: HOME OCCUPATIONS, PRINCIPAL ARTERIAL OFFICE USE, AND PRINCIPAL ARTERIAL CONVERSION OF A SINGLE DWELLING INTO TWO (2) DWELLING UNITS.**

#### **37-418.1: HOME OCCUPATIONS, PRINCIPAL ARTERIAL OFFICE USE, AND PRINCIPAL ARTERIAL CONVERSION OF A SINGLE DWELLING INTO TWO (2) DWELLING UNITS.**

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#### **C. PRINCIPAL ARTERIAL CONVERSION OF A SINGLE DWELLING INTO TWO (2) DWELLING UNITS REQUIREMENTS:**

##### **1. The principal arterial dwelling conversion use shall be subject to the following:**

##### **a. The property is zoned in a R-3 or R-4 Single Family Residential Dwelling District:**

##### **b. The property fronts on a designated principal arterial roadway as follows:**

- Illinois Route 59,
- County Farm Road,
- Main Street - Wheaton between Illinois Route 38 (Roosevelt Road) to Illinois Route 64 (North Avenue),
- Illinois Route 64 (North Avenue),
- Naperville-Wheaton Road, Naper Boulevard,
- Illinois Route 53 south of Illinois Route 38 (Roosevelt Road),
- Illinois Route 83 (Kingery Highway),
- Illinois Route 19 (Irving Park Road),
- U.S. Route 20 (Lake Street),
- Illinois Route 38 (Roosevelt Road),
- 22nd Street from Interstate 294 to Illinois Route 56 (Butterfield Road)
- Illinois Route 56 (Butterfield Road) from 22nd Street west to the DuPage-Kane county line,
- U.S. Route 34 (Ogden Avenue) from DuPage-Cook county line to North Aurora Avenue and from 75th Street to the DuPage-Kane county line,
- North Aurora Avenue from U.S. Route 34 (Ogden Avenue) to Illinois Route 59,

- 75th Street from U.S. Route 34 (Ogden Avenue) to Illinois Route 83,
  - Army Trail Road from U.S. Route 20 (Lake Street) to the DuPage-Kane County line, and
  - Lemont Road
- c. The property takes direct and exclusive access to the Principal Arterial Roadway.
- d. The property is not defined as a reserve lot.
- e. The property is not part of a planned unit development.
2. The principal arterial dwelling conversion use shall be subject to the following site requirements:
- a. The principal buildings or structures in which the principal arterial conversion is located shall be subject to the front, side, and rear setbacks of the applicable single-family residential zoning district.
- b. The principal arterial dwelling conversion shall only be for the principal building.
- c. All building facades of the principal building shall maintain the existing single-family residential character of the structure.
1. Other than necessary building code requirements to convert the dwelling into not more than two (2) dwelling units, the exterior of the existing dwelling unit may only be altered or rehabilitated provided the alteration is a nonstructural repair of the building including the replacement of the roof covering, veneering or outer walls and incidental repairs which do not extend or intensify the existing dimensions of the building.
  2. The building, however, shall not be enlarged, expanded, or extended.
  3. Repairs and alterations may be made to the exterior or interior of the building to return the building to a safe condition in accordance with the county codes.
  4. The principal building shall be oriented toward the principal arterial roadway.
  5. The principal building shall have been constructed prior to the effective date of this Ordinance Amendment.
- d. Existing landscaping on the site shall be preserved and maintained.
- e. Parking requirements shall be based upon the current parking requirements for a two-family dwelling. All other parking requirements for the principal arterial dwelling conversion use shall be provided per the minimum requirements of article XII, "Off Street Parking And Loading Requirements," of this chapter.
- f. The principal arterial dwelling conversion use shall be subject to landscape review.
- g. All driveways, parking areas and refuse containers shall require a full landscape screen and the remainder of the property shall maintain at least a partial landscape screen around the structures on the property used for the principal arterial dwelling conversion use as well as any additional landscape requirements within the respective single-family residential zoning district.
- h. The building conversion and use shall meet all other DuPage County Codes for such uses.
- i. Property owners meeting the requirements and qualifications and intending to conduct a principal arterial dwelling conversion use on their premises shall require a building permit from the DuPage County prior to the conversion.

- j. **One of the dwelling units in the Principal Arterial Conversion shall be occupied by the owner of the property**

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**Add to R-3 and R-4 Single Family Zoning Districts as a Permitted Use:**

**Principal arterial conversion of a single dwelling into two (2) dwelling units.**

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**END**