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**THE CITY OF ROCHELLE**  
**Ogle County, Illinois**

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**ORDINANCE**  
**NO. \_\_\_\_\_**

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**AN ORDINANCE DELETING ONE CLASS C LIQUOR LICENSE AND CREATING  
ONE CLASS P-2 LIQUOR LICENSE FOR AMISA INC., d/b/a ROCHELLE SHELL**

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**JOHN BEARROWS, Mayor**  
**ROSE HUÉRAMO, City Clerk**

**TOM McDERMOTT**  
**BIL HAYES**  
**KATE SHAW-DICKEY**  
**DAN McDERMOTT**  
**ROSAELIA ARTEAGA**  
**BEN VALDIVIESO**  
**City Council**

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Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle  
Peterson, Johnson, and Murray, LLC, City Attorneys  
1301 W. 22nd Street, Ste. 500, Oak Brook, Illinois 60523

CITY OF ROCHELLE  
Ogle County, Illinois

**ORDINANCE NO. \_\_\_\_**

**AN ORDINANCE DELETING ONE CLASS C LIQUOR LICENSE AND CREATING ONE CLASS P-2 LIQUOR LICENSE FOR AMISA INC., d/b/a ROCHELLE SHELL**

**WHEREAS**, Section 7 of Article VII of the 1970 Constitution of the State of Illinois provides that a municipality that is not a home rule unit shall only have the powers granted to them by law and as such the City of Rochelle, Ogle County, Illinois being a non-home rule unit pursuant to the provisions of said Section 7 of Article VII, and may exercise only the powers expressly granted by law; and

**WHEREAS**, the Illinois General Assembly granted non-home rule municipalities broad authority to “pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities.” 65 ILCS 5/1-2-1; and

**WHEREAS**, while “non-home rule municipalities have the authority to enact ordinances, such ordinances may in no event conflict with state law or prohibit what a state statute expressly permits . . . A local ordinance may impose more rigorous or definite regulations in addition to those enacted by the state legislature so long as they do not conflict with the statute.” (*Village of Wauconda v. Hutton*, 291 Ill. App. 3d 1058, 1060 (1997)); and

**WHEREAS**, a request has been received from ASIF Quddus, on behalf Amisa, Inc., d/b/a Rochelle Shell, located at 505 W. Highway 38, Rochelle, Illinois, to tender its Class C liquor license, for Amisa, Inc., in order to obtain a P-2 Liquor License; and

**WHEREAS**, the Mayor and Liquor Commissioner, John Bearrows, has reviewed the request and has no objection to the deletion of one Class C liquor license and the creation of one Class P-2 liquor license to accommodate the request of Amisa, Inc.; and

**WHEREAS**, the current number of class C liquor licenses will decrease from two (2) to one (1) and the current number of P-2 liquor licenses will increase from three (3) to four (4) in Section 6-46 of the Municipal Code of the City of Rochelle; and

**WHEREAS**, it has been determined by the Corporate Authorities of the City of Rochelle that the deletion of one Class C Liquor License and the creation of one Class P-2 Liquor License for Amisa, Inc., is in the best interest of the City and its residents.

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ROCHELLE, ILLINOIS:**

**SECTION ONE:** That the City hereby incorporates all of the recitals above into this Ordinance as if fully set forth herein.

**SECTION TWO:** The Mayor and City Council have determined that the deletion of one Class C Liquor License and the creation of one Class P-2 Liquor License for Amisa Inc., d/b/a Rochelle Shell is in the best interest of the City and its residents.

**SECTION THREE:** That Chapter 6, Article I, Section 6-46 “Number Limitations” is hereby amended as follows:

Classification	Number of Licenses
Class B	10
Class P-1	2
Class P-2	<del>3</del> 4
Class C	2
Class R-1	0
Class R-2	3
Class R-3	9
Class S	<del>2</del> 1
Class E	0
Class M-1	1
Class M-2	1
Class T	3
Class U	0

**SECTION FOUR:** If any provision of this Ordinance or application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.

SECTION FIVE: Where the conditions imposed by any provisions of this Ordinance are more restrictive than comparable provisions imposed elsewhere in any other local law, ordinance, resolution, rule or regulation, the regulations of this Ordinance will govern.

SECTION SIX: The City Clerk shall publish this Ordinance in pamphlet form.

SECTION SEVEN: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED THIS 27<sup>th</sup> day of January, 2025.

AYES:

NAYS:

ABSENT:

APPROVED THIS 27<sup>th</sup> day of January, 2025.

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MAYOR

ATTEST:

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CITY CLERK

STATE OF ILLINOIS        )  
                                      )  
COUNTY OF OGLE        )        SS.

CERTIFICATE

I, Rose Huéramo, City Clerk of the City of Rochelle, County of Ogle and State of Illinois, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance No. \_\_\_\_\_, “AN ORDINANCE DELETING ONE CLASS C LIQUOR LICENSE AND CREATING ONE CLASS P-2 LIQUOR LICENSE FOR AMISA INC., d/b/a ROCHELLE SHELL which was adopted by the Mayor and City Council of the City of Rochelle on January 27, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 27th day of January, 2025.

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CITY CLERK