
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

**AN ORDINANCE AMENDING SECTION 133 AND CREATING SECTION 134 OF
DIVISION 3 OF ARTICLE III OF CHAPTER 94 – TRAFFIC AND VEHICLES TO
ESTABLISH A FIFTY MILE PER HOUR SPEED LIMIT**

JOHN BEARROWS, Mayor
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City Council

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Ottosen DiNolfo Hasenbalg & Castaldo, Ltd.
2441 Warrenville Road, Suite 310, Lisle, Illinois 60532

ORDINANCE NO: _____
Date Passed:

**AN ORDINANCE AMENDING SECTION 133 AND CREATING SECTION 134 OF
DIVISION 3 OF ARTICLE III OF CHAPTER 94 – TRAFFIC AND VEHICLES TO
ESTABLISH A FIFTY MILE PER HOUR SPEED LIMIT**

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, the City of Rochelle has authority to regulate traffic and establish speed limits upon streets and roadways under its jurisdiction pursuant to the Illinois Vehicle Code and the Rochelle Municipal Code; and

WHEREAS, Division III of Article 3, of Chapter 94 – Traffic and Vehicles of the Rochelle Municipal Code relates to speed limits; and

WHEREAS, Creston Road serves as a significant east–west roadway with characteristics and roadway geometry that support higher travel speeds than typical residential streets; and

WHEREAS, City staff has reviewed roadway conditions, surrounding land uses, traffic patterns, and applicable regulatory standards for Creston Road between Caron Road and the Interstate 39 overpass; and

WHEREAS, based upon such review, including engineering judgment and generally accepted traffic engineering practices, City staff has determined that a posted speed limit of 50 miles per hour on Creston Road from Caron Road east to the I-39 overpass is reasonable, safe, and appropriate for the roadway; and

WHEREAS, establishing a clear and uniform speed limit along this segment of Creston Road promotes traffic safety, consistency, and effective enforcement; and

WHEREAS, the Mayor and City Council find that it is in the best interest of the City and its residents to update Section 133 and create Section 134 of Division 3, of Article III of Chapter 94 to establish a speed limit of 50 miles per hour on Creston Road from Caron Road east to the I-39 overpass reflected in the attached Exhibit A.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Rochelle as follows:

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

SECTION TWO: That Section 133 is hereby amended and Section 134 is hereby created, both of Division 3, of Article III of Chapter 94 by deleting the stricken language and adding the underlined language as reflected in the attached Exhibit A.

SECTION THREE: If any provision of this Ordinance 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 FOUR: 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 FIVE: The City Clerk shall publish this Ordinance in pamphlet form.

SECTION SIX: 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 AND APPROVED this 11th day of May 2026.

ATTEST:

City Clerk

Mayor

EXHIBIT A

Chapter 94 - TRAFFIC AND VEHICLES ARTICLE III. - OPERATION OF VEHICLES DIVISION 3. SPEED

Sec. 94-131. General speed restrictions.

It is unlawful to drive any motor vehicle on any street not under the jurisdiction of the state in the county, within an urban district within the city, at a speed in excess of 30 miles per hour, or in an alley at a speed in excess of 15 miles per hour, unless the roadway is posted indicating a designated speed limit for that portion of the roadway, in which case the posted limit shall apply.

(Code 1996, § 10.25.010)

Sec. 94-132. Speed limit 20 miles per hour on designated streets.

It is unlawful to drive any motor vehicle on the following public streets in the city at a speed in excess of 20 miles per hour:

- (1) Second Avenue, from Third Street to Sixth Street.
- (2) Fourth Avenue, from Third Street to Sixth Street.
- (3) Fifth Avenue, from Third Street to Sixth Street.
- (4) Sixth Avenue, from Third Street to Sixth Street.
- (5) Tenth Street, from Lincoln Avenue to Fifth Avenue.
- (6) Avenue E, from South Main Street through Poplar Street to First Avenue.
- (7) Cherry Avenue, from Third Street to Lincoln Highway.
- (8) Lincoln Avenue, from Lincoln Highway to Sixth Street.
- (9) Lincoln Highway, from Lincoln Avenue to Seventh Avenue.
- (10) Main Street, from First Avenue to Seventh Avenue.
- (11) Washington Street, from First Avenue to Lincoln Avenue.
- (12) Fourteenth Street, from Lincoln Avenue to Eighth Avenue.
- (13) The entirety of Tilton Park Drive.
- (14) Sunnymead Drive.

(Code 1996, 10.25.020; Ord. No. 19-5044, § 2, 8-12-2019; Ord. No. 21-5301, § 2, 10-25-2021; Ord. No. 22-5383, § 2, 11-14-2022)

Sec. 94-133. Speed limit 40 miles per hour on designated streets.

It is unlawful to drive any motor vehicle on the following public streets in the city at a speed in excess of 40 miles per hour:

- (1) Caron Road, from Seventh Avenue south to Wiscold Drive.
- ~~(2) Creston Road, from I-88 overpass west to Caron Road.~~
- (3) Dement Road, from Route 38 south to Creston Road.
- (4) 20th Street, from 8th Avenue to Flagg Road.

(Code 1996, § 10.25.030; Ord. No. 12-4209, 7-23-2012)

~~**Secs. 94-134—94-160. Reserved.**~~

Sec. 95-134. Speed limit 50 miles per hour on designated streets.

It is unlawful to drive any motor vehicle on the following public streets in the city at a speed in excess of 50 miles per hour:

- (1) Creston Road, from Caron Road east to I39 Overpass.

Secs. 94-134—94-160. Reserved.

STATE OF ILLINOIS)
)
COUNTY OF OGLE) SS.

CERTIFICATE

I, Rose Hueramo, 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 AMENDING SECTION 133 AND CREATING SECTION 134 OF DIVISION 3 OF ARTICLE III OF CHAPTER 94 – TRAFFIC AND VEHICLES TO ESTABLISH A FIFTY MILE PER HOUR SPEED LIMIT” which was adopted by the Mayor and City Council of the City of Rochelle on May 11, 2026.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 11th day of May 2026.

CITY CLERK