
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

**AN ORDINANCE AMENDING SECTION 224 OF CHAPTER 94 OF THE
ROCHELLE MUNICIPAL CODE**

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

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BIL HAYES
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JOHN GRUBEN
ROSAELIA ARTEAGA
City Council

Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle
Peterson, Johnson, and Murray Chicago, LLC, City Attorneys
200 W. Adams, Suite 2125, Chicago, IL 60606

CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE NO. _____
Date Passed: January 23, 2023

**AN ORDINANCE AMENDING SECTION 224 OF CHAPTER 94 OF THE
ROCHELLE MUNICIPAL CODE**

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 (“City”), 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, Section 224 of Chapter 94 of Rochelle’s Municipal Code currently prohibits parking on certain roads within the City; and

WHEREAS, City Staff believes traffic on First Avenue has been greatly reduced, it no longer connects to Illinois Route 38, and is no longer designated as a truck route Between 6th Street and Jack Dame Road;

WHEREAS, with the afore-mentioned reduction in traffic, there is no longer a concern with cars parking on the street and vehicles exiting driveways; and

WHEREAS, the Mayor and City Council wishes to adopt the amendments to Section 224 of Chapter 94 of the Rochelle Municipal Code in accordance with this Ordinance’s terms;

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

SECTION ONE: The foregoing recitals shall be, and are hereby, incorporated into and made a part of this Ordinance as if fully set forth in this Section One.

SECTION TWO: Section 224 of Chapter 94, “TRAFFIC AND VEHICLES”, Article IV, “STOPPING, STANDING AND PARKING”, of the Municipal Code of the City of Rochelle shall

be hereby amended by adding the following underlined language and deleting the language that is struck through, as follows:

Sec. 94-224. Parking prohibited at specified times on designated streets.

(a) In accordance with section 94-210, no person shall park a vehicle at any of the designated locations listed below:

(1) First Avenue, between ~~Jack Dame Road~~ Sixth Street and Caron Road on the south side.

SECTION THREE: 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 FOUR: Where the conditions imposed by any provisions of this Ordinance are more restrictive than comparable provisions imposed Ordinance 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 THIS 23rd day of January, 2023.

AYES:

NAYS:

ABSENT:

APPROVED THIS 23rd day of January, 2023.

MAYOR

ATTEST:

CITY CLERK

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 224 OF CHAPTER 94 OF THE ROCHELLE
MUNICIPAL CODE ,” which was adopted by the Mayor and City Council of the City of Rochelle
on January 23, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of
the City of Rochelle this 23rd day of January, 2023.

CITY CLERK