
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

AN ORDINANCE AMENDING DIVISION 2, RIGHT-OF-WAY OF
CHAPTER 94 – TRAFFIC AND VEHICLES

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

TOM McDERMOTT
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ROSAELIA ARTEAGA
BEN VALDIVIESO
City Council

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

ORDINANCE NO: _____

Date Passed:

**AN ORDINANCE AMENDING DIVISION 2, RIGHT-OF-WAY OF
CHAPTER 94 – TRAFFIC AND VEHICLES**

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, local road Willis Avenue has stop signs at the intersections of Randall Road, Cedar Brook Drive, and Lakeland Drive; and

WHEREAS, local residents located on Southview Drive and Lake Lida Lane have expressed concerns of increased traffic on those roads as a result of motorist using those two streets in order to avoid the stop signs located along Willis Avenue; and

WHEREAS, Southview Drive and Lake Lida Lane are narrow roadways, only twenty-seven (27) feet wide with parking permitted on both sides. The blocks within these two roads are twice as long as the average City block, with no controlled stops increasing the likelihood of speeding; and

WHEREAS, speeding on narrow roadways with vehicles parked along each side is a danger to local residents and pedestrians; and

WHEREAS, the City Manager, City Engineer, and Police and Fire Department Chiefs all believe it is in the best interest to install ALL-WAY stops at the intersections of Randall Road, Cedar Brook, and Lakeland Drive on both Southview Drive and Lake Lida Lane (a map of new proposed all-way stops signs attached as Exhibit C); and

WHEREAS, a controlled stop at each intersection will help equalize and better manage the flow of traffic, and increase motorist and pedestrian safety throughout the entire residential neighborhood; and

WHEREAS, the Mayor and City Council find that it is in the best interest of the City and its residents to update and amend Divisions 2, RIGHT-OF-WAY of Chapter 94, OPERATIONS OF VEHICLES, as reflected in the attached Exhibit A, and install ALL-WAY stops at the intersections of Randall Road, Cedar Brook Drive, and Lakeland Drive on both Southview Drive and Lake Lida Lane.

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 Division 2, RIGHT-OF-WAY, of Chapter 94, OPERATION OF VEHICLES shall be amended 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 25th day of November 2024.

ATTEST:

City Clerk

Mayor

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 AMENDING DIVISION 2, RIGHT-OF-WAY OF CHAPTER 94 – TRAFFIC AND VEHICLES” which was adopted by the Mayor and City Council of the City of Rochelle on November 25, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 25th day of November 2024.

CITY CLERK