

---

---

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

---

---

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

---

---

**ORDINANCE AMENDED ORDINANCE #22-5325 DELETING ONE CLASS B LIQUOR  
LICENSE AND CREATING ONE CLASS B LIQUOR LICENSE**

---

---

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

**TOM MCDERMOTT**  
**BIL HAYES**  
**KATE SHAW-DICKEY**  
**DAN McDERMOTT**  
**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. \_\_\_\_**

**ORDINANCE AMENDED ORDINANCE #22-5325 DELETING ONE CLASS B LIQUOR  
LICENSE AND CREATING ONE CLASS B LIQUOR LICENSE**

**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**, on January 24, 2022, the Mayor and City Council approved Ordinance #22-5325; to delete one Class B liquor license in the name of Sissy’s Wildcard Saloon, Inc. and issue a new Class B liquor license, to the new owner; and

**WHEREAS**, the liquor license in issued to Sissy’s Wildcard Saloon, Inc. must remain in place until such time as the business transaction closing is completed; and

**WHEREAS**, the liquor license that was issued to Shane Erdman and Kevin Crandall, as requested in their liquor license application, should have been issued to Sissy’s Wildcard Saloon, Inc., as opposed to the individual applicants; and

**WHEREAS**, the Mayor and Liquor Commissioner, John Bearrows, has reviewed the request and has no objection to the request to amend the actions contained in Ordinance Number 22-5325, as set forth herein to accommodate the requests of Sissy’s Wildcard Saloon, Inc. and of Shane Erdman and Kevin Crandall; and

**WHEREAS**, the amendment to Ordinance Number 22-5325 will have no impact on the total number of Class B liquor licenses as set forth 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 amendment to Ordinance Number 22-5325 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 Ordinance Number 22-5325 is amended as follows:

- A. The existing Class B liquor license issued to Sissy's Wildcard Saloon, Inc. shall remain in force, until such time as the business transaction closing for the business is complete; and
- B. The Class B liquor license issued to Shane Erdman and Kevin Crandall shall be issued in the name of Sissy's Wildcard Saloon, Inc.

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 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 THIS 14<sup>th</sup> day of February, 2022.

AYES:

NAYS:

ABSENT:

APPROVED THIS 14<sup>th</sup> day of February, 2022.

---

MAYOR

ATTEST:

---

CITY CLERK

STATE OF ILLINOIS        )  
                                      )  
COUNTY OF OGLE        )        SS.

CERTIFICATE

I, \_\_\_\_\_, 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. \_\_\_\_\_, “ORDINANCE AMENDED ORDINANCE #22-5325 DELETING ONE CLASS B LIQUOR LICENSE AND CREATING ONE CLASS B LIQUOR LICENSE” which was adopted by the Mayor and City Council of the City of Rochelle on February 14, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 14th day of February, 2022.

---

CITY CLERK