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

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

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**AN ORDINANCE AMENDING THE CITY'S WASTEWATER LOCAL LIMITS FOR  
INDUSTRIAL DISCHARGE AS REQUIRED BY THE EPA AND ILLINOIS EPA  
PRETREATMENT ACT**

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**JOHN BEARROWS, Mayor**  
**ROSE HUERAMO, 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  
Ottosen DiNolfo Hasenbalg & Castaldo, Ltd. – City Attorneys  
2441 Warrenville Road, Suite 310, Lisle, Illinois 60532

ORDINANCE NO: \_\_\_\_\_

Date Passed:

**AN ORDINANCE AMENDING THE CITY'S WASTEWATER LOCAL LIMITS FOR INDUSTRIAL DISCHARGE AS REQUIRED BY THE EPA AND ILLINOIS EPA PRETREATMENT ACT**

**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, Illinois ("City") owns and operates a Publicly Owned Treatment Works (POTW) through the Rochelle Municipal Utilities (RMU) Water Reclamation Department; and

**WHEREAS**, the City administers an approved Industrial Pretreatment Program in accordance with the Federal Water Pollution Control Act (33 U.S.C. §1251 et seq.), the General Pretreatment Regulations (40 CFR Part 403), and the Illinois Environmental Protection Act; and

**WHEREAS**, the U.S. Environmental Protection Agency (EPA) and the Illinois Environmental Protection Agency (IEPA) require POTWs with approved pretreatment programs to periodically review and, when necessary, revise local limits to ensure protection of the POTW, its workers, the environment, and the receiving waters; and

**WHEREAS**, EPA and IEPA guidance recommends that local limits be reviewed every five to ten years to ensure they remain protective of treatment processes, biosolids management practices, and water quality standards; and

**WHEREAS**, the City conducted a comprehensive review of its existing local limits during 2024–2025 using recent influent, effluent, biosolids, and process data, as well as current regulatory standards; and

**WHEREAS**, the evaluation included sampling and analysis performed by the City of Rochelle Laboratory and PACE Analytical, engineering review and calculations performed by Baxter & Woodman, and the use of EPA-approved methodologies for headworks loading analysis and limit development; and

**WHEREAS**, the technical evaluation determined that certain existing limits were overly restrictive and could be increased without risk, that some limits could be removed where analysis

showed no realistic potential for interference or pass-through, and that other limits should be maintained where required by regulation or necessary to protect the POTW; and

**WHEREAS**, the resulting updated local limits reflect current conditions, current regulatory requirements, and best practices for pretreatment program implementation; and

**WHEREAS**, the proposed updated local limits are set forth in Exhibit A, attached hereto and incorporated herein by reference; and

**WHEREAS**, the Mayor and City Council find that adoption of the updated local limits is necessary to maintain compliance with federal and state pretreatment requirements and to protect the City's wastewater treatment facilities, receiving waters, and biosolids management operations.

**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: The local limits for industrial wastewater discharge and pretreatment requirements are hereby amended as reflected in the attached Exhibit A, which shall replace and supersede all previously adopted local limits.

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 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 23<sup>rd</sup> day of March 2026.

ATTEST:

\_\_\_\_\_  
City Clerk

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Mayor

**Exhibit A**



Pollutant (mg/L)	Current City Local Limit (mg/L)	Proposed City Local Limit (mg/L)	Proposed City Surcharge Limit (mg/L)
Ammonia Nitrogen	35.0	REMOVE	15
Arsenic	0.25	1.3	-
Barium	2.0	REMOVE	-
BOD	250.0	REMOVE	250
Cadmium	0.5	0.6	-
Chloride	-	-	-
Chromium (Total)	1.0	REMOVE	-
Copper	1.0	0.5	-
Cyanide	0.025	0.7	-
Fluoride	2.5	REMOVE	-
Iron (Total)	4.0	REMOVE	-
Lead	0.30	REMOVE	-
Manganese	1.0	REMOVE	-
Mercury	0.0005	0.0005	-
Molybdenum	-	-	-
Nickel	1.0	0.6	-
Non-Polar Fats	125	125	-
Polar Oils	20	20	-
Phenols	0.5	REMOVE	-
Phosphorus	10.0	10	-
Selenium	1.0	REMOVE	-
Silver	0.1	0.9	-
Sulfate	-	-	-
TSS	300.0	REMOVE	300
Zinc	2.0	2.5	-

