
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

**AN ORDINANCE AMENDING SECTION 32 "MEETINGS," OF ARTICLE II – PLANNING AND
ZONING COMMISSION, OF CHAPTER 74 – PLANNING**

JOHN BEARROWS, Mayor
ROSE HUÉRAMO, City Clerk

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KATE SHAW-DICKEY
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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
Ottosen DiNolfo Hasenbalg & Castaldo, Ltd., City Attorneys
1804 North Naper Boulevard, Suite 350 Naperville, Illinois 60563

ORDINANCE NO: _____

Date Passed:

AN ORDINANCE AMENDING SECTION 32 "MEETINGS," OF ARTICLE II – PLANNING AND ZONING COMMISSION, OF CHAPTER 74 – PLANNING

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 Rochelle Planning and Zoning Commission is governed by Article II – Planning and Zoning of Chapter 74 – Planning; and

WHEREAS, the Section 32, "Meetings," of Article II, of Chapter 74 needs to be updated to reflect the correct date and time of the Planning Commissions regular monthly meetings; and

WHEREAS, a proposed amendment to Section 32 is attached herein as Exhibit A; and

WHEREAS, the Mayor and the City Council find that it is in the best interest of the City and its residents to update and amend section 32 "Meetings," of Article II – Planning and Zoning Commission, of Chapter 74 – Planning.

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: Section 32 "Meetings," of Article II – Planning and Zoning Commission, of Chapter 74 – Planning is hereby amended 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 with the approval of the City Manager, is authorized to correct any non-substantive drafting or formatting issues in Chapters 74 that may result from the adoption of this Ordinance. 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 14th day of July, 2025.

AYES:

NAYS:

ABSENT:

APPROVED THIS 14th day of July, 2025.

ATTEST:

City Clerk

Mayor

EXHIBIT A

Sec. 74-32. Meetings.

- (a) The planning and zoning commission shall hold a regular monthly meeting on the ~~third~~ first Monday evening of each month, at the hour of ~~7:00~~ 6:00 p.m., at the city hall. In the event the regular meeting would fall on a legal holiday, the same meeting shall be held on the next day following, at the same time. Special meetings of the planning and zoning commission may be called by the chairperson upon a 48-hour advance notice to all members and interested parties.
- (b) All meetings of the planning and zoning commission shall be open to the public.
- (c) The planning and zoning commission shall keep minutes of its proceedings, showing the vote of each member upon every question, or, if absent or failing to vote, indicating such fact, and shall also keep records of its examinations and other official actions. Findings of fact shall be included in the minutes of each case of a requested variation, and the reasons for granting or denying such variation shall be specified. Every rule, regulation, every amendment or repeal thereof, and every order, requirement, decision or determination of the planning and zoning commission shall be public record.
- (d) The planning and zoning commission shall adopt its own rules of procedure, a copy of which, with all recommendations thereto, shall be filed in the office of the city clerk.
- (e) The minutes of the planning and zoning commission shall be open to public examination at reasonable hours.

(Code 1996, § 2.75.020, 2.105.050; Ord. No. 08-3676, § 1(Exh. A), 5-12-2008)

STATE OF ILLINOIS)
) SS.
COUNTY OF OGLE)

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 SECTION 32 "MEETINGS," OF ARTICLE II - PLANNING AND ZONING
COMMISSION, OF CHAPTER 74 – PLANNING" which was adopted by the Mayor and City Council
of the City of Rochelle on July 14, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of
the City of Rochelle this 14th day of July 2025.

CITY CLERK