
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

AN ORDINANCE AMENDING CHAPTER 94, ARTICLE IV, SECTION 221
REGARDING RESIDENT ONLY PARKING

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

TOM McDERMOTT
BIL HAYES
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BEN VALDIVIESO
City Council

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Ottosen DiNolfo Hasenbalg & Castaldo, Ltd.
2441 Warrenville Road, Suite 310, Lisle, Illinois 60532

ORDINANCE NO: _____

Date Passed:

**AN ORDINANCE AMENDING CHAPTER 94, ARTICLE IV, SECTION 221
REGARDING RESIDENT ONLY PARKING**

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 is authorized to regulate the use of its public streets and parking areas in order to promote the public health, safety, and welfare of its residents; and

WHEREAS, Section 221 of the Rochelle Municipal Code relates to resident only parking restrictions; and

WHEREAS, residents residing on the south side of 9th Avenue between 3rd Street and Main Street have requested that on-street parking along that portion of the roadway be designated as a Resident-Only Parking Zone; and

WHEREAS, Rochelle Community Hospital is located at the intersection of 3rd Street and 9th Avenue, and hospital employees, patients, and visitors frequently utilize the limited on-street parking located adjacent to the residential properties on the south side of 9th Avenue; and

WHEREAS, such parking activity has reduced the availability of parking for residents and their guests, creating inconvenience and limiting reasonable access to parking near their homes; and

WHEREAS, parking on 9th Avenue between 3rd Street and Main Street is already restricted by the narrow width of the roadway, which permits parking on only one side of the street, thereby further limiting the number of available parking spaces; and

WHEREAS, the City Council finds that reserving the available on-street parking spaces for use by area residents will help ensure that residents maintain reasonable access to parking adjacent to their homes and promote the general welfare of the neighborhood; and

WHEREAS, Rochelle Community Hospital maintains off-street parking facilities intended to accommodate its employees, patients, and visitors, and such facilities should serve as the primary source of parking for hospital-related activities; and

WHEREAS, the City Council finds that establishing a Resident-Only Parking Zone on the south side of 9th Avenue between 3rd Street and Main Street is reasonable, necessary, and in the best interests of the public health, safety, and welfare of the City and its residents.

WHEREAS, City staff have reviewed the existing conditions and determined that restricting parking along the east side of North 15th Street between 10th Avenue and Squires Landing is necessary to improve traffic safety, maintain consistent travel lane widths, and enhance visibility; and

WHEREAS, the proposed parking restriction will promote safer conditions for motorists, pedestrians, and residents by improving traffic flow and reducing congestion along this roadway segment; and

WHEREAS, the Mayor and City Council find that it is in the best interest of the City and its residents to amend Section 22 of Chapter 94 as reflected in the attached Exhibit A in order to establish a Resident-Only Parking Zone on the south side of 9th Avenue between 3rd Street and Main Street.

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 Section 221 of Chapter 94 shall be amended by 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 27th day of July 2026.

ATTEST:

City Clerk

Mayor

Sec. 94-221. Resident-only parking zones.

- (a) The following areas are designated as resident-only parking zones:
- (1) Second Street, west side, from Fifth Avenue to Sixth Avenue.
 - (2) Fifth Avenue, north side, from Second Street west to alley.
 - (3) Tenth Street, from First Avenue north to the Burlington Northern Railroad tracks.
 - (4) Eleventh Street, from First Avenue north to the Burlington Northern Railroad tracks.
 - (5) North Third Street, 150 feet on the west side, south of Ninth Avenue.
 - (6) Second Street west side from Tenth Avenue to 100 feet north of School Avenue.
 - (7) Second Street east side from School Avenue extending 100 feet north.
 - (8) Second Street from 7th Avenue to 8th Avenue on the west side of the street.
 - (9) Ninth Avenue, south side, from 3rd Street to Main Street.
- (b) It is unlawful to park any vehicle in such zones which is not registered in the name of a person that resides within 300 feet of the location in which the vehicle is parked. The residence of the registrant of the vehicle shall be considered to be the address listed in the most recent state registration of the vehicle.

(Code 1996, § 10.45.130; Ord. No. 04-3269, 9-27-2004; Ord. No. 06-3425, 4-24-2006; Ord. No. 08-3639, § 1, 1-28-2008; Ord. No. 13-4323, 7-22-2013; Ord. No. 19-5048, § 3, 8-26-2019; Ord. No. 21-5295, § 2, 9-27-2021; Ord. No. 23-5401, § 2, 1-23-2023)

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 CHAPTER 94, ARTICLE IV, SECTION 221 REGARDING RESIDENT ONLY PARKING" which was adopted by the Mayor and City Council of the City of Rochelle on July 27, 2026.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 27th day of July 2026.

CITY CLERK