

ORDINANCE NO. _____
Date Passed: March 25, 2013

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF ROCHELLE; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

WHEREAS, the City of Rochelle is a body politic and corporate, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1, et. seq.; and

WHEREAS, by ordinance 06-3465, adopted August 14, 2006, the City of Rochelle retained Municipal Code Corporation for the purpose of recodifying the Municipal Code of the City of Rochelle, and incorporating changes to the Code; and

WHEREAS, the City Manager has directed the City Clerk to assume the duties of codifying and updating the Municipal Code; and

WHEREAS, the City Clerk has prepared a code entitled “Municipal Code, City of Rochelle Illinois” consisting of chapters 1 through 110, each inclusive, together with an introduction, table of contents, index and such other ancillary materials as are useful to the reader in finding appropriate provisions in the Municipal Code; and

WHEREAS, the provisions of the new Municipal Code, as prepared by the City Clerk, are identical in content and formatting to the Municipal Code previously published by Municipal Code Corporation, and incorporate all amendments made through October 31, 2012; and

WHEREAS, the City Council finds that the adoption of the new Rochelle Municipal Code prepared by the City Clerk, to be updated from time to time by the City Clerk as amendments are adopted by the City Council, will be in the best interest of the City;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCHELLE, OGLE COUNTY, ILLINOIS, that:

Section 1. The Code entitled “Rochelle Municipal Code,” prepared by the City Clerk, consisting of chapters 1 through 110, each inclusive, is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before October 31, 2012, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a fine of not less than \$50.00, nor more than \$750.00. Each day upon which any such violation shall continue shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the City may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. Additions or amendments to the Code when passed in such form as to indicate the intention of the City Council to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6. Ordinances adopted after October 31, 2012, that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code.

Section 7. This ordinance shall become effective March 26, 2013.

PASSED AND APPROVED THIS 25TH DAY OF MARCH, 2013.

Ayes: _____ Nays: _____ Abstain: _____

Mayor

Attested: _____
City Clerk