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

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**RESOLUTION**  
**NO. \_\_\_\_\_**

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**A RESOLUTION APPROVING THE LIQUOR COMMISSIONER'S  
COVID-19 RELATED EMERGENCY ORDER 20-02**

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**JOHN BEARROWS, Mayor**  
**SUE MESSER, City Clerk**

**TOM McDERMOTT**  
**BIL HAYES**  
**KATE SHAW-DICKEY**  
**DAN McDERMOTT**  
**JOHN GRUBEN**  
**DON BURKE**  
**City Council**

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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**

**RESOLUTION NO. \_\_\_\_\_**

**Date Passed: April 13, 2020**

**A RESOLUTION APPROVING AND EXTENDING THE LIQUOR  
COMMISSIONER'S COVID-19 RELATED EMERGENCY ORDER 20-02**

**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**, on March 16, 2020, Governor Pritzker signed Executive Order in Response to COVID-19 (COVID-19 Executive Order No. 5) in which the Governor suspend business operations for restaurants, bars and food halls from March 16, 2020 through March 30, 2020; and

**WHEREAS**, on March 23, 2020, the Liquor Commissioner issued Emergency Order 20-01 regarding the temporary sale of package alcoholic liquor, which was effective for a period of thirty (30) days or as continued by the City Council; and

**WHEREAS**, on April 1, 2020, Governor Pritzker signed Executive Order in Response to COVID-19 (COVID-19 Executive Order No. 16) in which the Governor suspend business operations for restaurants, bars and food halls from April 1, 2020 through April 30, 2020; and

**WHEREAS**, it is the intent of the City Council for this Resolution to approve COVID-19 RELATED EMERGENCY ORDER 20-02, extending the provisions of COVID-19 RELATED EMERGENCY ORDER 20-01 ninety (90) days, or until the expiration of until the termination of the Gubernatorial Disaster Proclamation, whichever occurs first;

**NOW THEREFORE BE IT RESOLVED** by the Mayor and City Council of the City of Rochelle, Ogle County, Illinois, as follows:

**SECTION ONE:** The foregoing recitals shall be, and are hereby, incorporated into and made a part of this Resolution as if fully set forth in this Section One.

**SECTION TWO:** That the Mayor and City Council of the City of Rochelle hereby approve COVID-19 RELATED EMERGENCY ORDER 20-02, attached hereto as **EXHIBIT 1**.

SECTION THREE: If any provision of this Resolution 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 Resolution that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Resolution is severable.

SECTION FOUR: Where the conditions imposed by any provisions of this Resolution are more restrictive than comparable provisions imposed by Resolution in any other local law, ordinance, resolution, rule or regulation, the regulations of this Resolution will govern.

SECTION FIVE: The City Clerk shall publish this Resolution in pamphlet form.

SECTION SIX: This Resolution shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED THIS 13<sup>th</sup> day of April, 2020.

AYES:

NAYS:

ABSENT:

APPROVED THIS 13<sup>th</sup> day of April, 2020.

ATTEST:

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MAYOR

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CITY CLERK

**EXHIBIT 1**  
**COVID-19 RELATED EMERGENCY ORDER 20-02**

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 Resolution No. \_\_\_\_\_, “A RESOLUTION APPROVING AND EXTENDING THE LIQUOR COMMISSIONER’S COVID-19 RELATED EMERGENCY ORDER 20-02” which was adopted by the Mayor and City Council of the City of Rochelle on April 13, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 13<sup>th</sup> day of April, 2020.

\_\_\_\_\_  
CITY CLERK