

REGULATING VEHICULAR TRAFFIC ON NORMAL ROAD BETWEEN W. LOCUST STREET AND LUCINDA AVENUE, DEKALB, ILLINOIS BY PROHIBITING ACCESS AND USE BY MOTOR VEHICLES EXCEPT THOSE AUTHORIZED FOR EMERGENCY RESPONSE OR CRITICAL MAINTENANCE.

WHEREAS, the City of DeKalb (the "City") is a home rule unit of local government and may exercise any power and perform any function pertaining to its government and affairs pursuant to Article VII, Section 6, of the Illinois Constitution of 1970; and

WHEREAS, pursuant to 65 ILCS 5/11-80-2, the City's corporate authorities may regulate the use of City streets; and

WHEREAS, the City's corporate authorities find that is in the City's best interests to prohibit the use of motor vehicles on Normal Road in the area between West Locust Street and Lucinda Avenue as further depicted in the attached and incorporated Exhibit A (the "Normal Road Motor Vehicle Closure") to promote the public health, safety, welfare and morals; and

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DEKALB, ILLINOIS:

SECTION 1: The recitals to this Ordinance are true, material, adopted and incorporated as Section 1 to this Ordinance.

SECTION 2: The City's corporate authorities prohibit a motor vehicle from using Normal Road in the area between West Locust Street and Lucinda Avenue as further depicted in the Normal Road Motor Vehicle Closure attached and incorporated as Exhibit A, except as may otherwise be authorized by the City Manager for uses relating to public safety, health, and welfare. The City's corporate authorities further authorize and direct the City Manager and designees to take such actions as may be necessary to effect the Normal Road Vehicle including, but not limited to, providing regulatory traffic control devices (e.g., signs, barriers, and etcetera).

SECTION 3: This Ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the City's corporate authorities that to the extent that the terms of this Ordinance should be inconsistent with any non-preemptive state law, this Ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 4: Any person who violates the provisions of this Ordinance shall be subject to a fine of not less than Three Hundred Dollars and Zero Cents (\$300.00) nor more than Seven Hundred Fifty Dollars and Zero Cents (\$750.00) for each offense, plus court costs and such other costs as may be allowed by law and ordered by the Circuit Court of DeKalb County.

SECTION 5: This Ordinance shall be in full force and effect after its passage and approval as provided by law.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a Regular meeting thereof held on the 24th day of July 2023 and approved by me as Mayor on the same day. Passed on First Reading by an 8-0 roll call vote. Aye: Zasada, Larson, Smith, Perkins, McAdams, Verbic, Walker, Barnes. Nay: None. Second Reading waived by an 8-0 roll call vote. Aye: Zasada, Larson, Smith, Perkins, McAdams, Verbic, Walker, Barnes. Nay: None.



Cohen Barnes

COHEN BARNES, Mayor

ATTEST: *Ruth A. Scott*

Ruth A. Scott, Executive Assistant

