

ORDINANCE 11-54 Passed October 24, 2011

AMENDING THE MUNICIPAL CODE OF THE CITY OF DEKALB, ILLINOIS CHAPTER 51, "TRAFFIC," SECTION 51.05-6, "SCHOOL SPEED RESTRICTIONS," SCHEDULE R, "SCHOOL SPEED LIMIT 20 MPH WHEN FLASHING" BY ADDING A PORTION OF SOUTH FOURTH STREET (ILLINOIS ROUTE 23) BETWEEN SPRING AVENUE AND FAIRLANE AVENUE.

WHEREAS, the City of DeKalb is a Home Rule Municipality established pursuant to the applicable provisions of the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et. seq.*, which has the power, among other things, to regulate the flow and speed of vehicles on roadways within its corporate limits; and,

WHEREAS, that portion of public roadway located within the 1300-1600 block of South Fourth Street (Illinois Route 23) is within the City of DeKalb; and,

WHEREAS, the City Council has determined that the imposition of a school speed limit of 20 miles per hour, when lights are flashing, is in the public interest, and protects the public health, safety, welfare and morals; and,

WHEREAS, the City Council has determined that the imposition of the aforesaid school speed limit is warranted and meets all applicable statutory and regulatory requirements; and,

WHEREAS, the City Council has determined that on school days, when children are present, traffic is in such close proximity to the children that a potential hazard exists, and that children pass across and thru the above-referenced section of South Fourth Street going to and from school; now,

THEREFORE BE IT ORDAINED BY THE CITY COUNCIL of the City of DeKalb, Illinois as follows:

Section 1. That the Municipal Code of the City of DeKalb, Illinois Chapter 51, "Traffic," Section 51.05-6, "School Speed Restrictions" Schedule R, "School Speed Limit 20MPH When Flashing," be amended by inserting in the list of roadways identified for such school zones, in the alphabetically appropriate places, the following:

South Fourth Street (Illinois State Route 23) from the southernmost edge of the south right-of-way line of Spring Avenue to the northernmost edge of the north right-of-way line of Fairlane Avenue.

Section 2. That each section, paragraph, sentence, clause and provision of this ordinance is separable and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this ordinance, nor any part thereof, other than that part affected by such decision.

Section 3. That except as to the amendments heretofore mentioned, all Sections of the Municipal Code of the City of DeKalb, Illinois shall remain in full force and effect.

Section 4. Upon its passage and approval according to law, this Ordinance shall, by authority of the City Council be published in pamphlet form. On the tenth day after the date of publication, this Ordinance shall be in full force and effect. Publication date: October 25, 2011. Effective date: November 4, 2011.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 24th day of October, 2011 and approved by me as Mayor on the same day. Received and filed by voice vote. Passed on second reading by roll call vote: 6-0-1. Aye: Jacobson, Teresinski, Gallagher, Naylor, Baker, O' Leary. Nay: None. Absent: Lash.

ATTEST:



STEVE KAPITAN, City Clerk





KRIS POVlsen, Mayor