

ORDINANCE NO. 371

**AN ORDINANCE AMENDING CHAPTER 62 OF THE CODE OF ORDINANCES OF
STATECENTER, IOWA, GOVERNING GENERAL TRAFFIC REGULATIONS BY
ADDING SECTION 62.07 ENGINE/COMPRESSION BRAKES PROHIBITED**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STATE CENTER, IOWA:

Section 1. SECTION ADDED. SECTION 62.07 ENGINE/COMPRESSION BRAKES PROHIBITED is added as follows:

62.07 ENGINE BRAKES AND COMPRESSION BRAKES PROHIBITED

1. It is unlawful for any driver of any vehicle (except official emergency vehicles) to use or operate, or cause to be used or operated, within the City limits, any engine brake, compression brake, or mechanical exhaust device designed to aid in braking or deceleration of any vehicle that results in excessive, loud, unusual, or explosive noise from such vehicle, unless such use is necessary to avoid imminent danger.
2. The usage of an engine brake, compression brake or mechanical exhaust device designed to aid in braking or deceleration in such a manner so as to be audible at a distance of three hundred (300) feet from the motor vehicle shall constitute evidence of a prima facie violation of this section.
3. Violation of this ordinance will be considered a simple misdemeanor with a scheduled fine of \$135.00 dollars.

Section 2. REPEALER. All ordinances or part of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 3. SEVERABILITY. If any section, provision, or part of this Ordinance shall be adjudged invalid, unconstitutional, or unenforceable for any reason, such adjudication shall not affect the validity or enforcement of the remaining provisions.

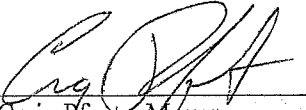
Section 4. EFFECTIVE DATE. This Ordinance shall become effective from and after its final passage, approval, and publication as provided by law.

[Iowa Code §380.6, 7(3)
§362.3]

1st Reading, July 19, 2022:

Motion by Shaffar second by Quick, that Ordinance 371, adding section 62.07, ENGINE BRAKES AND COMPRESSION BRAKES PROHIBITED, to the Code of Ordinances of the City of State Center, Iowa, be given its first reading for passage.

Darrow: Absent Nichols: Aye Quick: Aye Shaffar: Aye Grant: Aye


Craig Pfantz, Mayor

Attest:


Lori Bearden, City Clerk