

ORDINANCE #12-03

AN ORDINANCE PROHIBITING THE USE OF DYNAMIC BRAKE DEVICES, ALSO KNOWN AS "JAKE BRAKES," WITHIN TOWN LIMITS

Whereas, the Town Council finds that it is in the public interest to mitigate noise pollution within the Town by prohibiting the use of dynamic brake devices and systems, except in emergency situations.

NOW THEREFORE, BE IT ORDAINED by the Town Council of Hideout, Utah as follows:

DYNAMIC BRAKE SYSTEMS ORDINANCE

Section 1. PURPOSE

It is the purpose of this ordinance to mitigate noise pollution within the Town of Hideout by prohibiting the use of dynamic brake devices or systems within Town limits.

Section 2. DEFINITIONS

"Dynamic braking device or system" (commonly referred to as a Jacob's brake, Jake brake, engine brake or compression brake), means a device or system used primarily on trucks or buses for the conversion of the engine from an internal combustion engine to an air compressor for the purpose of braking without the use of wheel brakes.

Section 3. USE PROHIBITED

It is unlawful to operate any motor vehicle with a dynamic braking device or system engaged, except for the aversion of immediate or imminent danger, within Town limits.

Section 4. EMERGENCY VEHICLES EXEMPT

Fire trucks and other emergency vehicles are exempt from the prohibitions of this chapter.

Section 5. REPEAL AND SEVERABILITY

If any section, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such portions shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the

remaining portions thereof

Section 6. EFFECTIVE DATE

This ordinance shall become effective immediately upon publication after final passage.

PASSED, ADOPTED AND ORDERED PUBLISHED by the Town Council of Hideout, Utah
this 12th day of July, 2012.



Mayor

Attest:



Town Clerk