

ORDINANCE NO. 487

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CRESCO, IOWA,
BY AMENDING CHAPTER 62 GENERAL TRAFFIC REGULATIONS

BE IT ENACTED by the City Council of the City of Cresco, Iowa, as follows:

SECTION 1. NEW SECTION. The Code of Ordinances of the City of Cresco, Iowa, is amended by adding section 62.09 entitled ENGINE BRAKES AND COMPRESSION BRAKES: PROHIBITED NOISES, which is hereby adopted to read as follows:

62.09 ENGINE BRAKES AND COMPRESSION BRAKES: PROHIBITED NOISES. It is unlawful for any driver of any vehicle (except official emergency vehicle) 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. A violation of this section will be considered a non-moving violation and subject the driver to a fine not to exceed \$100.00.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

PASSED THIS ____ DAY OF _____, 2020.

Mayor Mark Bohle

ATTEST: _____
City Clerk Michelle Girolamo

1st Reading Summary 9/21/20 2nd Reading Summary _____ 3rd Reading Summary _____

I certify that a summary of the foregoing was published as Ordinance No. 487 on the ____ day of _____, 2020.

City Clerk Michelle Girolamo