

CODE
OF
ORDINANCE

CHAPTER 16
ENGINE BRAKES AND COMPRESSION BRAKES

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16.01 PURPOSE. The purpose of this ordinance is to prohibit the excessive, loud, unusual or explosive use of engine retarding and compressed air-braking devices within designated areas in Adams County.

16.02. DEFINITIONS: For the purposes of this ordinance the following words and phrases are defined as follows:

“Engine retarding brake” means a “Dynamic Brake”, “Jake Brake”, “Jacobs Brake”, “C- Brake”, “Compression Brake”, “Paccar Brake”, transmission brake or any other engine retarding brake system that alters the normal compression of the engine and subsequently releases that compression in such a manner as to emit more than 80 decibels of noise within/at a distance of/more than 50 feet.

16.03. PROHIBITIONS: It shall be unlawful for the driver of any vehicle to use or operate or cause to be used or operated within designated areas in the unincorporated areas of the County of Adams, State of Iowa, any engine retarding brake, compression brake or mechanical exhaust device designed to aid in the 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/emergency/to avoid injury or accident. Such prohibition shall be applicable only to those public highways or portions specifically identified in this Chapter.

16.04. AREAS OF PROHIBITION: The prohibition set forth herein shall apply to the following public highways in Adams County, Iowa or portions thereof:

- a. Ginkgo Avenue, from US Hwy 34 South to the beginning of Grove Ave in Adams County, Iowa. and;
- b. Brooks Road, from Avenue of the Industries to 235th St. in Adams County, Iowa.
- c. 240th Street, from Filbert Avenue East to Ginkgo Avenue.
- d. Hwy 34, from Hunter Trail to Brooks Road.
- e. Hwy 148 from northern city limits south to Juniper Avenue.

16.05. SIGNAGE: Signs stating “VEHICLE NOISE LAWS ENFORCED” or “ENGINE BRAKE ORDINANCE ENFORCED” may be installed at locations deemed appropriate by the Board of Supervisors in conjunction with the Iowa Department of Transportation to advise motorists of the prohibitions contained in this ordinance, except that no sign stating “VEHICLE NOISE LAWS ENFORCED” or “ENGINE BRAKE ORDINANCE ENFORCED” shall be installed on a state highway without a permit from the Iowa Department of Transportation. The provisions of this ordinance shall be in full force and effect even if no signs are installed.

16.06. EXCEPTIONS: Emergency vehicles shall be exempt from the application of this ordinance.

16.07. VIOLATIONS AND PENALTIES: ordinance is deemed to be a county infraction. The penalty for violating any of the provisions of this Chapter shall be \$100.00 per violation.

16.08 EVIDENCE: 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.