

CHAPTER 26 COMPRESSION BRAKES

26.01 **COMPRESSION BRAKE RESTRICTIONS (adopted March 13, 2017)**

- (1) **Compression brakes prohibited.** No person shall use motor vehicle brakes within the Town of Center which are in any way activated or operated by the compression of the engine of any such motor vehicle or any unit or part thereof. It shall be an affirmative defense to prosecution under this section that the compression brakes were applied in an emergency situation requiring their use for the protection of persons and/or property. Emergency vehicles shall be exempt from this Chapter.
- (2) **Locations applicable.** The locations requiring the imposition of this ordinance in the Town for the public health, safety, and general welfare include the following locations which are the only locations at which this ordinance applies as of the time of adoption:
- a. County Highways A, JJ, O, PP, S
 - b. State Highway 47
 - c. Town Roads – Rock, Center Valley
- (3) **Enforcement and penalty.** Any person who shall violate any of the provisions of this Chapter shall be responsible for a municipal civil infraction and subject to the following penalties:
- | <u>Offense Number</u> | <u>Fine</u> |
|---|-------------|
| 1 st Offense within 1-year period* | \$100.00 |
| 2 nd Offense within 1-year period* | \$200.00 |
| 3 rd Offense within 1-year period* | \$300.00 |
| 4 th + Offense within 1-year period* | \$500.00 |
- *Determined from the date of the commission of the offense(s).
- (4) **Road Signs.** The Town Chairman and/or his designee(s) are authorized and directed to post appropriate road signs consistent with the provisions of this Ordinance.
- (5) **Effective Date.** This Ordinance shall take effect and be in force five (5) days after its passage, approval, and the posting and erection of appropriate signs.