

ORDINANCE NO. 14

AN ORDINANCE ESTABLISHING AN AREA OF U.S. HIGHWAY 20 PROHIBITING THE USE OF COMPRESSION BRAKES OR BRAKING, ALSO KNOWN AS "JAKE BRAKES" ADJACENT TO THE CITY OF MOVILLE, WOODBURY COUNTY, IOWA

Be It Enacted by the Woodbury County Board of Supervisors, Woodbury County, Iowa:

SECTION 1. SECTION ADDED

A. Engine Brakes and Compression Brakes. It is unlawful for the driver of any vehicle to use or operate within the area described in Section B any engine 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, except in the case of an emergency.

B. The prohibition above described shall be in effect for the following described roads and highways within Woodbury County, Iowa:

U.S. Highway 20 beginning one half mile east of the intersection of U.S Highway 20 and Humbolt Avenue and continuing to the intersection of U.S. Highway 20 and Moville Black Top.

C.. Additional restricted areas may be added by future action of this board by resolution only.

D. Violation of this ordinance is a simple misdemeanor violation punishable by a fine of \$100.00.

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. 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 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law and when appropriate signage is erected and placed upon Highway 20 to give notice of the ordinance.

This Ordinance passed and approved by the Board of Supervisors of Woodbury County, Iowa, on this 9th day of Dec., 2003.

First Hearing: 11-25-03

Second Hearing: 12-2-03

Third Hearing: 12-9-03

Donna L. Walsh

Chairman, Woodbury County
Board of Supervisors

Marius Welle

Woodbury County Supervisor

Karyn Clausen

Woodbury County Supervisor

W. L. Anderson

Woodbury County Supervisor

George W. Bayless

Woodbury County Supervisor

ATTEST:

Patrick Gill

Patrick Gill, Woodbury County Auditor

PROOF OF PUBLICATION

STATE OF IOWA
COUNTY OF WOODBURY,

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 Second Reading: 12-2-03
 Third Reading: 12-9-03
 Chairman, Woodbury County Board of Supervisors
 Woodbury County Supervisor
 Woodbury County Supervisor
 Woodbury County Supervisor
 Woodbury County Supervisor
 ATTEST:
 Patrick Gill, Woodbury County Auditor
 Published in the Sioux City Journal Dec. 22, 2003.
 Legal #4314

The undersigned, of said County, being duly sworn, on oath states that the undersigned is an employee of THE SIOUX CITY JOURNAL, printed and published by Sioux City Newspapers, Inc., at Sioux City, in said County and issued daily and Sunday and that the annexed printed notice Ordinance # 14 Braking was regularly published in said newspaper for One consecutive Monday issues, the first publication thereof being on the 22nd day of Dec, 2003.....

Carolyn Pederson

Carolyn Pederson

Subscribed and sworn to before me at Sioux City, in said County, this 5 day of Jan, 2004

Denise Bryce

Notary Public
In and for Woodbury County.

59 Lines 1 Times, \$ 30.15

