

## **TOWN OF PALMYRA, WI ORDINANCE NO. 2022-003**

### **Ordinance Establishing Regulations Regarding Engine Braking in the Town of Palmyra, Jefferson County, Wisconsin**

This ordinance, adopted by a majority of the town board on a roll call vote with a quorum present and voting and proper notice having been given, establishes regulations related to Motor Vehicle Conduct Prohibited.

#### **SECTION 1: Engine Braking Prohibited.**

##### **(1) Definitions.**

- a. "Engine Brakes" are any mechanical exhaust device, compression brake or other device in a motor vehicle other than conventional brake pads and drums or disks, used for the purpose of slowing or stopping a motor vehicle.
- b. "Emergency" means a situation in which there is an imminent and immediate risk of injury to a person or damage to another vehicle or property. The term does not include situations which result from operating the vehicle in excess of the posted speed limit or from lack of due care by the vehicle operator.

##### **(2) Unlawful use of Engine Brakes and Compression Brakes.**

It shall be unlawful for the driver of any vehicle to use or operate or cause to be used or operated Engine Brakes in the Town of Palmyra, except in an emergency.

##### **(3) Penalties.**

Any Person who is convicted of violating any provisions of this ordinance shall forfeit not less than fifty dollars (\$50.00) nor more than two hundred fifty dollars (\$250.00) per violation.

Any person who is convicted of a second or subsequent violation of the same provision of this ordinance in less than twelve months shall forfeit not less than two hundred dollars (\$200.00) nor more than five hundred (\$500.00).

#### **SECTION 2: Posting of Town Roads.**

The Town of Palmyra will be responsible for posting appropriate signage that meets all local and state requirements.

#### **SECTION 3: Severability and Conflict.**

If any section or part of this ordinance is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

This ordinance shall take effect immediately upon passage, posting and publication as provided under s. 60.80, Wis. Stats.

Adopted this 9<sup>th</sup> day of May, 2022

Posted this 9<sup>th</sup> day of May, 2022 Town Hall Board and Town Website

Attest:

Town of Palmyra Chair

Larry Kau

Larry Kau

Town of Palmyra Clerk/Treasurer

Laura Lowrey

Laura Lowrey