

BILL NO. 828

ORDINANCE NO. 828

AN ORDINANCE PROHIBITING THE USE OF ENGINE COMPRESSION BRAKE DEVICE WITHIN THE CITY LIMITS OF THE CITY OF ST. MARY, MISSOURI AND PROVIDING A PENALTY.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ST. MARY, MISSOURI, AS FOLLOWS:

Section 1. Definitions.

For the purposes of this Ordinance, the following words and phrases shall be defined as follows:

“Brake” means any device used for slowing, halting, or stopping the movement of any vehicle.

“Engine Compression Brake Device” means any motor vehicle brake that is operated by the compression of the engine of the motor vehicle or any unit or part thereof.

“Motor Vehicle” means and includes automobiles, tractors, trucks, trailers, and transportation equipment of all kinds and sizes, or any combination of foregoing.

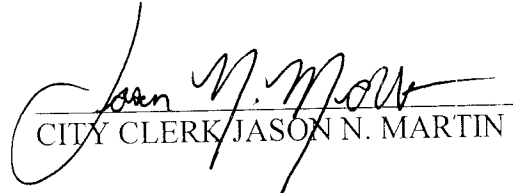
Section 2. Jake Brake Use Prohibited

- A. It shall be unlawful to operate or use a Jacobs (Jake) Engine brake or other engine-braking device in the City of St. Mary. For the purpose of this section, a Jacobs Engine brake is a hydraulic-electric engine attachment that converts a diesel engine into an air compressor by changing engine exhaust valve operation.
- B. This Ordinance shall not apply to fire engines, ambulances, aid trucks, police vehicles and other emergency vehicles.
- C. The appropriate signs shall be posted at each City Limits sign and other intersections deemed necessary by the city.

Section 3. Violation Penalty

Any person, firm, association or corporation who allows or permits any motor vehicle owned and/or operated by it, in violation of this ordinance, upon conviction in any court, shall be fined of Two Hundred Fifty Dollars (\$250.00) for each offense.

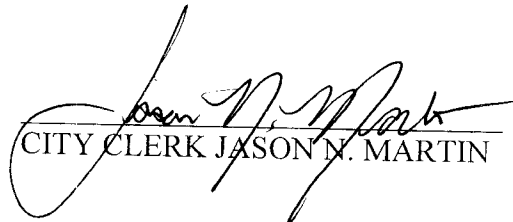
Passed this the 17th day of June 2009, by the Board of Aldermen of the City of St. Mary, Missouri.


CITY CLERK JASON N. MARTIN


CHAIRMAN OF THE BOARD DENNIS BOVEY

<u>ALDERMEN</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Robert Bequette	X			
Dennis Bovey	X			
Frank Gerardot		X		
Jeff Stokes	X			

I, Jason N. Martin, Clerk of the City of St. Mary, Missouri, hereby certify that the foregoing Ordinance was duly read and adopted by the Board of Aldermen so convened on this the 17th day of June 2009 .


CITY CLERK JASON N. MARTIN