

ORDINANCE NO. 886

AN ORDINANCE OF THE CITY OF KINGFISHER, OKLAHOMA, MAKING UNLAWFUL THE OPERATION OF COMPRESSION RELEASE TYPE ENGINE BRAKES, SOMETIMES REFERRED TO AS “JAKE BRAKES” WITHIN THE CITY, VIOLATIONS, NOTICE, FINES AND DECLARING AN EMERGENCY.

BE IT ENACTED BY THE MAYOR AND THE BOARD OF CITY COMMISSIONERS OF THE CITY OF KINGFISHER, OKLAHOMA.

SECTION 1 Purpose. The purpose of this ordinance is to make it unlawful for vehicles equipped with compression release type braking systems, sometimes known as “Jake Brakes” to use such braking systems or devices upon any public streets, roads, or highways within the limits of the City for the peace, health and comfort of the citizens of Kingfisher and the public.

SECTION 2 Definition. For the purpose of this section, compression release type braking system shall mean any devices equipped on certain commercial vehicles, including but not limited to, tractors, semi-trucks, motor carriers and buses that utilizes engine compression release or engine retarders as a means of slowing or braking the speed of the vehicle in lieu of applying the clutch or brakes.

SECTION 3 Prohibitive Acts. Every driver of any vehicle who shall cause their vehicle to brake or slow by any method which increases the noise emission levels of the engine such as, but not limited to engine compression release or engine retarder in lieu of applying the clutch or brakes upon any public streets, roads or highways within the limits of the City of Kingfisher upon conviction shall be guilty of misdemeanor.

SECTION 4 Punishment. Violation of this ordinance shall be punishable by a fine of not more than One Hundred Dollars (\$100.00) for each offense.

SECTION 5 Emergency. Whereas, it appears for the best interest and for the peace, health and comfort of the inhabitants of the City of Kingfisher, Oklahoma, that this ordinance declared in full force and effect. Therefore, as emergency is hereby declared to exist whereby upon the approval, passage and publication of this ordinance an emergency does exist and the same shall become in full force and effect immediately thereafter.