**City of Egan**

**Ordinance 2023-227 Noise and Braking Devices**

AN ORDINANCE ENTITILED, AND ORDINANCE TO AMEND ORDINANCE 190, AN ORDINANCE ESTABLISHING NOISE AND BRAKING REGULATIONS FOR THE CITY OF EGAN, SOUTH DAKOTA, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND AMENDMENT THEREOF, AND FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

1.  Noise.  No person shall make or cause to be made any loud, boisterous, and unreasonable noise or disturbance to the annoyance of any other persons nearby, or near to any public highway, road or common area.

2. Braking Devices.  Unmuffled dynamic engine braking is prohibited except for the aversion of imminent danger within the City of Egan’s jurisdictional limits. Dynamic engine braking means the use of a device used primarily on trucks for the conversion of the engine from an internal combustion engine to an air compressor for the purpose of braking without the use of wheel brakes.

            3.  Signs. Signs shall be placed near the primary entrance points to the City notifying motorists of the prohibition of “engine braking”. Prior to enforcement, the City shall obtain any necessary approvals from the South Dakota Department of Transportation, and Moody County to place such signs on the aforementioned primary entrance points.

4. Violation.  Any violation of this section shall be a Class 2 misdemeanor, punishable by a fine up to $500.00 and/or 30 days in jail as provided by law.

Dated this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2024.

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Board Chairman

ATTEST: \_\_\_\_\_\_\_\_\_\_\_\_\_

Finance Officer

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