

ORDINANCE NO. 99-A147

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF CAMP VERDE, YAVAPAI COUNTY, ARIZONA, ESTABLISHING PROHIBITIONS ON VEHICLE ENGINE NOISE

WHEREAS, a municipality may, under ARS 9-240.B.14/.15, establish ordinances to prevent immoderate driving in the streets and restrict street noise, and

WHEREAS, excessive vehicle noise from engine or compression braking is a public nuisance, particularly in residential areas of the Town, and

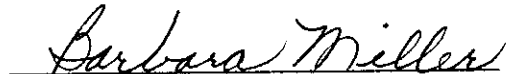
WHEREAS, the Town has declared unreasonable noise to be a public nuisance in Section 11-1-5 of the Town Code of Camp Verde,

NOW, THEREFORE, be it ordained by the Common Council of the Town of Camp Verde, that:

- 1. Prohibition on Engine Braking.** No vehicle, commercial or personal, shall use engine braking, compression braking, or "jake brakes", within the Town limits, if the operation causes unreasonable noise. Use of engine braking in a residential area shall be presumed to be a public nuisance.
- 2. Exceptions.** This ordinance shall not apply to traffic on Interstate 17, or any time use of engine braking is necessary in a safety emergency.
- 3. Violations.** The driver or operator of a vehicle may be cited under this ordinance. Violations of any provision herein are a Class 3 Misdemeanor on a first offense for the vehicle or driver, and Class 2 Misdemeanor for any subsequent offense.
- 4. Code Amendment.** This ordinance supplements and amends the Town Code of Camp Verde (Ord 96-A116) by adding new Section 11-1-11 to Article 11 (Offenses).

Passed and adopted this 17th day of November, 1999.

Barbara Miller, Mayor:



Attest:

D Sullard

Town Clerk

Approved as to form:

[Signature]

Town Attorney

[Signature]

POSTED BY: J. Barber

DATE: 11-30-99 @ 3:30 p.m.

Publish 11/24 and 12/1