

Village of Nelsonville
Ordinance 2002-01

AN ORDINANCE TO PROHIBIT THE USE OF COMPRESSION BRAKES
IN THE VILLAGE OF NELSONVILLE

Whereas, the Village Board of the Village of Nelsonville, Wisconsin, finds that the use of motor vehicle brakes which are activated or operated by the compression of the engine of a motor vehicle disturbs and disrupts the public peace and quiet and, therefore, finds that it would be in the best interest of public health, safety and general welfare to prohibit the use of such brakes within the village limits of the Village of Nelsonville.

Now, therefore, the Village Board of the Village of Nelsonville, Wisconsin do ordain as follows:

Section 1. **Prohibition.** No person shall use motor vehicle brakes within the Village of Nelsonville which are in any way activated or operated by the compression of the engine of any motor vehicle or any unit or part thereof.

Section 2. **Exception.** It shall be an affirmative defense to prosecution under this subsection that said compression brakes were necessary for the protection of persons and/or property.

Section 3. **Penalty.** Any person violating the provision of this ordinance shall upon conviction pay a forfeiture of not less than \$50.00 nor more than \$200 together with the costs of prosecution and the penalty assessment imposed by Section 165.87 of the Wisconsin Statutes, where applicable.

Section 4. This ordinance shall take effect upon passage and posting as required by law.

Dated this 15th day of January, 2002.

Approved: *Gale Gordon*
Gale Gordon, Village President

Attest: *Barbara Weisbrot*
Barbara Weisbrot, Village Clerk

Adopted: *January 15, 2002*

Posted: *January 16, 2002*