

LAPORTE COUNTY COMMISSIONERS

ORDINANCE NO. 2017-_____

ORDINANCE PROHIBITING THE USE OF COMPRESSION RELEASE ENGINE BRAKES (OR “JAKE BRAKES”) WITHIN LAPORTE COUNTY

WHEREAS, it has come to the attention of the Board of Commissioners of LaPorte County, Indiana, that certain motor vehicles are utilizing Compression Release Engine Brakes, also commonly known as “Jake Brakes”, within the boundaries of LaPorte County;

WHEREAS, the use of Compression Release Engine Brakes is causing noise pollution and excessive disturbances to the residents of LaPorte County;

WHEREAS, I.C. 36-1-3-2 grants the Board of County Commissioners all the powers that they need for the effective operation of government as to local affairs; and

WHEREAS, the Board of County Commissioners has deemed it necessary for noise reduction, and the peace of LaPorte County residents, to prohibit the use of Compression Release Engine Brakes within LaPorte County, Indiana.

NOW, THEREFORE, be it ordained by the Board of Commissioners of LaPorte County that the use of Compression Release Engine Brakes or “Jake Brakes” is hereby prohibited in LaPorte County as follows:

1. “Compression Release Engine Brakes” or “Jake Brakes” shall mean a hydraulically operated device that converts a power producing diesel engine into a power absorbing retarding mechanism.
2. A person who drives a motor vehicle equipped with a Compression Release Engine Brake within the limits of LaPorte County, Indiana, may not use the Compression Release Engine Brake instead of the service brake system, except in the case of failure of the service brake system or emergency.
3. Any person that violates the provisions of this Ordinance shall be subject to a fine of \$100.00 for each violation.

PASSED AND ADOPTED by the Board of Commissioners of the county of LaPorte,
State of Indiana, on this _____ day of April, 2017.

Richard Mrozinski, Commissioner

Vidya Kora, Commissioner

Michael Gonder, Commissioner

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