



**GRAFTON**  
QUALITY LIFE. NATURALLY.

**Town of Grafton Ordinance No. 2017-02**

**AN ORDINANCE AMENDING TITLE 8, CHAPTER 1,  
SECTION 2, specifically 8.1.2.07, Reserved;  
MOTOR VEHICLES AND TRAFFIC – TRAFFIC AND PARKING,  
OF THE CODE OF ORDINANCES, TOWN OF GRAFTON, WISCONSIN,  
ADDRESSING THE PROHIBITING OF THE USE OF AN  
ENGINE BRAKING SYSTEM TO SLOW A VEHICLE OR TRUCK**

**WHEREAS**, it is deemed to be in the best interest of the Town of Grafton that the Municipal Code of the Town of Grafton be further modified and amended in the manner hereinafter more particularly set forth; and

**WHEREAS**, a Notice of Public Hearing before the Town Board was duly published in the *Ozaukee Press* on \_\_\_\_March 23\_\_\_\_, 2017, and \_\_\_\_March 30\_\_\_\_, 2017; and

**WHEREAS**, a Public Hearing was held before the Town Board on April 12, 2017, regarding the proposed Amendments to the Town's Code of Ordinances; and

**WHEREAS**, based on the above, it is deemed to be in the best interest of the Town of Grafton that the Municipal Code of the Town of Grafton be further modified and amended in the manner hereinafter more particularly set forth below.

**NOW, THEREFORE**, the Town Board of the Town of Grafton does hereby ordain as follows:

**Section 1:**

Section 8.1.2.07 (RESERVED) of the Town of Grafton Code of Ordinances is amended as provided below by adding the underlined language and deleting the language struck out:

**8.1.2.07      ~~RESERVED~~ Use of Engine or Compression Brakes Prohibited**

- (A) Definition. A compression brake (commonly referred to as jake brake, engine brake or dynamic braking device) means a device 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.
- (B) Use Prohibited. No operator of any motor vehicle or truck shall employ the use of an engine braking system, commonly referred to as a compression brake, to slow the vehicle within the limits of the Town, except in the case of an emergency to avoid imminent harm.
- (C) Emergency Vehicles. Emergency vehicles shall be exempt from this prohibition.
- (D) Penalty. Any operator who violates this section shall be subject to the following penalty and forfeiture:
  - First Offense:            \$100.00
  - Second Offense:        \$200.00
  - Third Offense:           \$300.00
  - Fourth Offense:         \$400.00

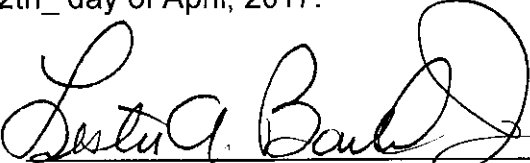
**Section 2:**

Except as hereinabove specifically modified and amended, the Code of Ordinances, Town of Grafton, Wisconsin, shall remain in full force and effect exactly as originally adopted and previously amended. All ordinances or parts of ordinances inconsistent with or in contravention of the provisions of this Ordinance are hereby repealed.

**Section 3:**

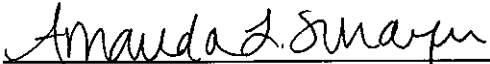
This Ordinance shall take effect and be in full force from and after its passage and publication or posting.

Adopted by the Town Board of the Town of Grafton, Ozaukee County, Wisconsin, at its regularly scheduled meeting on this \_12th\_ day of April, 2017.



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Lester A. Bartel, Jr., Town Chairman



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Amanda L. Schaefer, Town Clerk

Publication Date: \_\_\_April 20\_\_\_, 2017