

CITY OF CORDOVA

**AN ORDINANCE OF THE CITY OF CORDOVA, ALABAMA
PROHIBITING THE USE OF JAKE BRAKES**

ORDINANCE #2011-001

BE IT ORDAINED BY THE Council of the City of Cordova, Alabama, as follows:

SECTION 1: It shall be unlawful for any person to operate or engage any motor vehicle with a dynamic braking device which is not properly muffled so as to limit the emission of noise arising from the operation of said device, unless and except when such device is operated or engaged for the purpose of the aversion of imminent danger to life, limb or property.

SECTION 2: It shall be unlawful for any person to operate or otherwise engage within the city any device which when attached to or placed upon any motor vehicle, engine or mechanical device amplifies or increases the noise emitted by said vehicle, engine or device above the level of noise emitted by the vehicle, engine or device in its original factory design unless an except when such device is operated or engaged for the purpose of the aversion of imminent danger to life, limb or property.


SECTION 3: Any person violating his Article shall be guilty of a violation and upon conviction, shall be punished by a fine of not less than ten (\$10.00) dollars and no more than one hundred (\$100.00) dollars and shall be ordered to pay court costs at the discretion of the judge.

SECTION 4. Savings/Repealing Clause: All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinance shall remain in full force and effect.

SECTION 5. Severability: Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect.

SECTION 6. Effective Date: This Ordinance shall become effective immediately upon its adoption.

PASSED, APPROVED and ADOPTED by the City Council of the City of Cordova, Alabama on this 12th day of April, 2011.



Jack Scott, Mayor

ATTEST:


Elaine Stewart, City Clerk