

**REPUBLIC TOWNSHIP ORDINANCE  
MARQUETTE COUNTY, MICHIGAN**

**USE OF ENGINE COMPRESSION BRAKES (JAKE BRAKE) ORDINANCE**

**ORDINANCE NO. 2022 -2**

*An ordinance regulating the use of vehicle engine compression braking in designated areas within Republic Township and to provide penalties for the violation of said ordinance.*

**THE TOWNSHIP OF REPUBLIC, COUNTY OF MARQUETTE, ORDAINS:**

**SECTION 1. Title**

This Ordinance shall be known and cited as the “Republic Township Use of Engine Compression Brakes (Jake Brake) Ordinance”.

**SECTION 2. Purpose**

It is the purpose of this Ordinance to secure the public health, safety and welfare of the residents and property owners by restricting the use vehicle compression brakes within designed areas of Republic Township; and to provide penalties for the violation of said Ordinance, and to repeal all Ordinances and parts of Ordinances in conflict therewith.

**SECTION 3. Definitions**

As used in this Chapter:

1. “Engine Compression Brakes” means a “Dynamic Brake,” “Jake Brake,” “Jacobs Brake,” “C-Brake,” “Paccar Brake,” transmission brake or any other engine retarding brake system that alters the normal compression of the engine and subsequently releases that compression and produces any noise in addition to the normal operating engine noise.
2. “Emergency Situation” means, for the purposes of this ordinance, shall mean one in which there is imminent danger of collision with property, persons or animals.

**SECTION 4. Regulations**

Use of compression braking:

1. Shall not be operated within the populated areas of North and South Republic.
2. Shall not be operated in areas with signage stating “ENGINE BRAKE ORDINANCE ENFORCED”
3. May be operated within restricted areas in an emergency situation.

**SECTION 5. Penalty**

Any person who shall violate any of the provisions of this Ordinance shall be punished as provided by the MUNICIPAL CIVIL INFRACTION ORDINANCE.

**SECTION 6. Severability**

The provisions of this Ordinance are hereby declared to be severable and if any part is declared invalid for any reason by a court of competent jurisdiction it shall not affect the remainder of the Ordinance which shall continue in full force and effect.

**SECTION 7. Effective Date and Adoption**

This Ordinance shall take effect thirty (30) days following publication after adoption by the Township Board.

This Ordinance was offered for adoption by Township Board Member \_\_\_\_\_ and was seconded by Township Board Member \_\_\_\_\_, the vote being as follows:

YEAS: (5) James Brennan  
Marilyn Brancheau  
Kristina Koski  
Frank Haslip  
John Ison

NAYS: (0)

ABSENT/ABSTAIN: (0)

**ORDINANCE DECLARED ADOPTED.**

**CERTIFICATION**

I hereby certify that the above is a true copy of an ordinance adopted by the Republic Township Board at a regular meeting held at the Republic Township Hall on \_\_\_\_\_, 20\_\_\_\_ pursuant to the required statutory notice and procedures.

**Published** \_\_\_\_\_, 20\_\_\_\_  
The Mining Journal

**Recorded** \_\_\_\_\_, 20\_\_\_\_  
Recorded ordinance in Ordinance Book within one week of publication along with name and how each member voted.

\_\_\_\_\_  
Marilyn Brancheau, Republic Township Clerk