

ORDINANCE NO. 2006-138

**ADOPTING AND ENACTING SECTION 339.13 OF THE CODIFIED  
ORDINANCE OF THE CITY OF MASON REGULATING THE USE OF  
ENGINE BRAKES**

WHEREAS, the Council of the City of Mason has determined that it is necessary for the health, safety, and welfare of its citizens to regulate the noise emitted by the use of engine brakes, which are also referred to as compression brakes, in commercial vehicles.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, five members elected thereto concurring:

Section 1. That Section 339.13 of the Codified Ordinances, as set forth in Exhibit A, attached hereto and incorporated herein by reference, is hereby adopted and enacted.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 23<sup>rd</sup> day of October, 2006.

  
Mayor

Attest:   
Clerk of Council

9/25/06  
290468.1

EXHIBIT "A"

339.13 USE OF ENGINE BRAKES PROHIBITED.

No person shall drive or operate, or cause to be driven or operated, any commercial vehicle, trailer, or semi trailer that is equipped with special brakes or engine brakes, in such a manner that the use of such brakes creates an excessive or unreasonable noise.