

**Published on the \_\_\_\_\_ day of November, 2023 in the Official City Newspaper**  
**ORDINANCE NO. 23- 13**

**AN ORDINANCE CONCERNING THE USE OF JAKE BRAKES WITHIN THE CITY LIMITS; EFFECTIVE DATE OF THE CITY OF GALENA, CHEROKEE COUNTY, STATE OF KANSAS**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GALENA, KANSAS, that :**

**Section 1: PROHIBITING THE USE OF JAKE BRAKES.**

(a) *Definition.* For the purpose of this section, the following definition shall apply unless the context clearly indicates or requires a different meaning.

*JAKE BRAKE.* Any device commonly known by that name or any similar device used to slow a motor vehicle by engine compression creating loud or excessive noises to be emitted through the vehicle's exhaust system.

(b) *Use of jake brakes prohibited.* It shall be unlawful for any person operating a motor vehicle within the limits of the city to use a jake brake system installed in said motor vehicle.

(c) *Penalties for violations.* Any person convicted of a violation of this section will be deemed guilty of a Class C misdemeanor and punished by a fine of not more than \$100 or by imprisonment for not more than 30 days, or by both such fine and imprisonment.

Section 2: Effective date. This Ordinance shall take effect on November 20, 2023 and upon its publication as required by law.

Section 3: That provisions of any ordinance that are in conflict with the terms of this ordinance are hereby repealed.

ADOPTED AND APPROVED by the City Counsel of the City of Galena, Kansas this 20th day of November, 2023.

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Ashley Qualls Groves, Mayor

ATTEST:

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Flora Charles, City Clerk