

ORDINANCE # 2010-3
AN ORDINANCE AMENDING THE TOWN OF PONCHA SPRINGS
TRAFFIC CODE TO REQUIRE THE USE OF
AN AIR BRAKE MUFFLER WITHIN TOWN LIMITS

WHEREAS, the Board of Trustees of the Town of Poncha Springs, pursuant to Colorado Statutes, is vested with the authority of administering the affairs of the Town of Poncha Springs, Colorado, and

WHEREAS, Chaffee County adopted the 2003 Edition of the Model Traffic Code of Colorado on December 21, 2004; and

WHEREAS, the Board of Trustees adopted the 2003 Model Traffic Code of Colorado as amended by the Chaffee County Ordinance #2004-1 on February 14, 2005, and

WHEREAS, the Board of Trustees have determined that section 225 of the Model Traffic Code should be amended to add language requiring all vehicles that are equipped with engine compression brake devices (i.e., Jake brakes and other named engine compression braking devices) to have mufflers installed that quiet the noise emitted from engine compression brakes.

NOW THEREFORE BE IT ORDAINED: section 225 of the Model Traffic Code is amended to require all vehicles that are equipped with engine compression brake devices (Jake-brakes, Air Brake Mufflers, and other named engine compression braking devices) to have mufflers installed that quiet the noise emitted by engine compression brakes.

BE IT FURTHER ORDAINED: trucks utilizing Jake Brakes or similar engine compression brakes that emit noise are required to have mufflers installed to avoid noise being emitted by the use of engine compression brakes. The muffler is to be functional in quieting the engine compression brake noise, and must be working upon entering, and while driving the vehicle throughout the Town of Poncha Springs, Colorado.

PASSED AND APPROVED, this the 25th day of January, 2010.

/s/ _____
Mark F. Thonhoff, Mayor

ATTEST:

/s/ _____
Diana K. Heeney, CMC
Clerk/Treasurer

Approval As To Form:

/s/ _____
Brad D. Redmiles

Bold = added text

~~Strikethrough~~ = deleted text