

VILLAGE OF DECKERVILLE  
SANILAC COUNTY, MICHIGAN  
ORDINANCE NO. 2024-2  
AN ORDINANCE FOR THE USE OF EXHAUST/BRAKES DEVICES

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**Sec. 1. Title.**

This article shall be known as the "Use of Exhaust/Brake Devices Ordinance."

(Ord. No. 2024-2, 8-12-2024)

**Sec. 1. Operation of exhaust brakes declared a nuisance.**

The Village of Deckerville, Sanilac County, Michigan, finds that the operation of an exhaust, compression brake or a mechanical exhaust device on a gasoline powered or diesel powered motor vehicle not equipped with exhaust mufflers, or equipped with defective or modified exhaust mufflers, so as to create excessive noise through the use of said exhaust device, adversely affects the public health, safety and welfare of the residents of the Village of Deckerville, and is a nuisance in fact.

(Ord. No. 2024-2, 8-12-2024)

**Sec. 2. Prohibition.**

No gasoline powered or diesel powered motor vehicle shall be operated on the streets, roads, alleys or highways within the Village of Deckerville utilizing, in said operation, an exhaust, compression brake or a mechanical exhaust device designed to aid in the braking or deceleration of any motor vehicle by altering the normal compression of the engine and subsequently releasing that compression that causes, in the process, excessive noise to be created by said motor vehicle.

(Ord. No. 2024-2, 8-12-2024)

**Sec. 3. Signage**

Signs stating "EXHAUST BRAKE ORDINANCE ENFORCED" may be installed at locations deemed appropriate by the Village of Deckerville Street Administrator, to advise motorists of the prohibitions contained in this article. All signs so installed, shall be with permission of the Sanilac County Road Commission if required.

(Ord. No. 2024-2, 8-12-2024)

**Sec. 4. Use permitted in emergency situations.**

- (1) This article shall not apply to emergency driving situations requiring the utilization of an engine, brake or mechanical exhaust device as set forth above to protect the safety and property of the residents of the Village of Deckerville, other motor vehicle operators, pedestrians, and the operator and passengers of the motor vehicle involved in said emergency situation.
- (2) This article shall not apply to emergency vehicles, including, but not limited to, fire engines, ambulances, and other emergency responders.

(Ord. No. 2024-2, 8-12-2024)

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**Sec. 5. Penalty.**

Any violation of this article, or any part thereof, shall be deemed a municipal grade C civil infraction. Any driver and/or the firm of a corporation by whom the driver is employed and who shall violate any provision of this article shall be responsible for the payment of a fine. Each day a violation exists or continues to exist shall constitute a separate offense. The Village of Deckerville may seek or employ all other remedies and sanctions which may be available to the Village of Deckerville under the state law for municipal civil infractions.

(Ord. No. 2024-2, 8-12-2024)

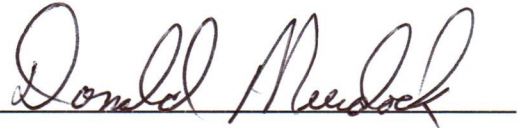
At a regular meeting of the Village Council of the Village of Deckerville held on August 12<sup>th</sup>, 2024, adoption of the foregoing ordinance was moved by West and supported by Lewis.

Yeas: 6

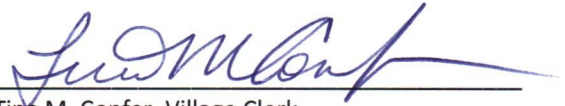
Nays: 0

Absent: 0

**Effective Date:** This ordinance shall become effective on the date described above and following publication in the newspaper of general circulation within the Village of Deckerville.



Donald Murdock, Village President



Tina M. Confer, Village Clerk