

CITY OF PIPESTONE

ORDINANCE NO. 170, FOURTH SERIES

AN ORDINANCE OF THE CITY OF PIPESTONE AMENDING CHAPTER 90 OF THE PIPESTONE CITY CODE REGARDING DYNAMIC BRAKING IN THE CITY

The City Council of the City of Pipestone ordains:

Article I. Table of Contents. The table of contents for Chapter 91 of the Pipestone City Code (“City Code”) is hereby amended by adding the following double-underlined language:

CHAPTER 91: STREETS AND SIDEWALKS

Section

- 91.01 Application
- 91.02 Scope and orders of police officers
- 91.03 Traffic and parking control
- 91.04 Ice and snow on public sidewalks
- 91.05 Regulation of grass, weeds, and trees in streets
- 91.06 Construction and reconstruction of roadway surfacing, curb, and gutter
- 91.07 Street openings or excavations
- 91.08 Requirement of sewer and water main service lateral installation
- 91.09 Load limits
- 91.10 Curb and gutter, street, and sidewalk painting or coloring
- 91.11 Sidewalk maintenance and repair
- 91.12 Dynamic Braking

- 91.99 Penalty

Article II. Dynamic Braking. Chapter 91 of the City Code is hereby amended by adding a new Section 91.12 with the following language:

§ 91.12 DYNAMIC BRAKING.

(A) *Definitions*. For the purpose of this Section, the following definition shall apply unless the context clearly indicates or requires a different meaning:

DYNAMIC BRAKING DEVICE (JAKE BRAKE, ENGINE BRAKE OR COMPRESSION BRAKE) means a device primarily on trucks which alters the normal compression of the engine and subsequently releases that compression.

ABNORMAL OR EXCESSIVE NOISE means (1) distinct and loudly audible noise that unreasonably annoys, disturbs, injures, or endangers the comfort and repose of any person or precludes their enjoyment of property or affects their property's value, (2) noise in excess of that

permitted by Minnesota Statutes Section 169.69, as it may be amended from time to time, which requires every motor vehicle to be equipped with a muffler in good working order, or (3) noise in excess of that permitted by Minnesota Statutes Section 169.693 and Minnesota Rules, parts 7030.1000 through 7030.1050, as this statute and these rules may be amended from time to time, which establish motor vehicle noise standards.

(B) It shall be unlawful for any person to discharge the exhaust or permit the discharge of the exhaust from any motor vehicle except through a muffler that effectively prevents abnormal or excessive noise and complies with all applicable state laws and regulations.

(C) It shall be unlawful for the operator of any truck to intentionally use a Dynamic Braking Device on any public highway, street, parking lot or alley within the City which causes abnormal or excessive noise, except in an emergency.

(D) Signs stating “VEHICLE NOISE LAWS ENFORCED” may be installed at locations deemed appropriate by the City Council to advise motorists of the prohibitions contained in the City Code, except that no sign stating “VEHICLE NOISE LAWS ENFORCED” shall be installed on a state highway or Pipestone County road without a permit from the Minnesota Department of Transportation or Pipestone County, respectively. The provisions of this Section are in full force and effect even if no signs are installed.

(E) Any person, firm or corporation who violates any provision of this Section shall, upon conviction, be guilty of a petty misdemeanor and punished by a fine of not more than \$300.

Article III. Severability. Should any section or part of this ordinance be declared by a court of competent jurisdiction to be invalid, such decision will not affect the validity of the ordinance as a whole or any part other than the part declared invalid.

Article IV. Effective Date. This ordinance shall become effective the day after its legal publication.

Adopted this ____ day of _____, 2026.

Dan Delaney, Mayor

ATTEST: _____
Stephanie LaBrune, City Administrator / Clerk

Date of Publication _____

Effective Date _____