

**ORDINANCE NO. 5112**

**AN ORDINANCE PROHIBITING THE USE OF DYNAMIC BRAKE DEVICES  
WITHIN THE CITY OF RAPID CITY BY ADDING SECTION 10.20.120 TO CHAPTER  
10.20 OF THE RAPID CITY MUNICIPAL CODE.**

WHEREAS, the Rapid City Municipal Code does not currently prohibit the use of dynamic braking devices within the City of Rapid City; and

WHEREAS, a massive burst of energy comes through the exhaust pipe when a dynamic braking device is engaged causing a very loud noise; and

WHEREAS, the excessive noise emitted by dynamic braking devices is detrimental to public health, welfare and quality of life; and

WHEREAS, the Common Council of the City of Rapid City deems it to be in the City's best interests to prohibit the use dynamic braking devices to protect people from the harmful effects and inconvenience of such sounds and to help promote peacefulness within the City.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City, South Dakota, that Chapter 10.20 of the Rapid City Municipal Code be amended by adding Section 10.20.120 to read as follows:

**Section 10.20.120 Use of Dynamic Brake Device Prohibited.**

A dynamic braking device is a device used primarily on trucks which convert the engine from an internal combustion engine to an air compressor for the purpose of braking without the use of wheel brakes. These devices are commonly referred to as "air brakes," "Jacob's Brakes" or "Jake Brakes." The use or operation of a dynamic braking device is hereby prohibited within the City of Rapid City, unless:

- (a) Use of the dynamic braking device is necessary to avert imminent danger; or
- (b) Used by emergency vehicles.

CITY OF RAPID CITY

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Finance Officer  
(SEAL)

First Reading:  
Second Reading:  
Published:  
Effective: