Rolt 763 Image 10219-10224 Document 10946 Type ORDNC Pages 6 Date 4/12/2019 Time 8:42 AM Rec Amt \$.00 80

PATRICK F. GILL WOODBURY COUNTY

PATRICK F GILL, AUDITOR AND RECORDER ORDINANCE NO. 48

(This ordinance repeals and replaces Ordinance Numbers 14 and 20.)

COMM OF ELECTIONS

Be It Enacted by the Woodbury County Board of Supervisors, Woodbury County, Iowa:

SECTION 1. PROHIBITION AND PENALTY

- A. Engine Brakes and Compression Brakes. It is unlawful for the driver of any vehicle to use or operate within the area described in Section B any engine brake, compression brake or mechanical exhaust device designed to aid in the braking or deceleration of any vehicle that results in excessive, loud, unusual or explosive noise from such vehicle, except in the case of an emergency.
- B. The prohibition above described shall be in effect for the following described roads and highways within Woodbury County, Iowa:
 - 1. U.S. Highway 20 beginning one half mile east of the intersection of U.S. Highway 20 and Emmett Avenue and continuing to the intersection of U.S. Highway 20 and Eastland Avenue. This restriction shall apply to both westbound traffic and eastbound traffic in the designated area.
 - 2. County Route K49 (Easter Avenue) from 150th Street south to the City Limits of the City of Lawton, Woodbury County Iowa.
 - 3. U.S. Highway 20 beginning one half mile east of the intersection of U.S. Highway 20 and Humboldt Avenue to the intersection of U.S. Highway 20 and Iowa Highway 140/County Route K64 (Moville Blacktop). This restriction shall apply to both westbound traffic and eastbound traffic in the designated area.
 - 4. County Road D38 from the intersection of Old Lakeport Road east to the intersection of Elk Creek Road (north)/Buchanan Avenue (South). This restriction shall apply to both westbound traffic and eastbound traffic in the designated area.
 - 5. U. S. Highway 75 Bypass beginning at the U.S. Highway 20 interchange and continuing north to the 28th Street/Outer Drive interchange. This restriction shall apply to both northbound traffic and southbound traffic in the designated area in the rural portions of U.S. Highway 75 Bypass.
 - 6. U.S. Highway 20 from the intersection of Buchanan Avenue/Glen Ellen Road west to the U.S. 20/75 interchange. This restriction shall apply to both westbound traffic and eastbound traffic in the designated area.
 - 7. Iowa Highway 141 beginning at the intersection with Dillon Avenue and continuing west to the intersection of Iowa Highway 141 and County Route K45 (Old Highway 75). This restriction shall apply to both westbound traffic and eastbound traffic in the designated area.
 - 8. County Road K45, also known as Old Highway 75, beginning ¼ mile north of the north city limits of the city of Salix to a point ¼ mile south of Salix. The restriction shall apply to northbound and southbound traffic.
- C. Violation of this ordinance is a scheduled violation with a penalty of \$100.00.

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. This includes current county ordinances Number 14 (enacted April 11, 2006) and Number 20 (enacted December 12, 2006), which are combined within this new ordinance.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law and when appropriate signage is erected and placed upon the areas described above to give notice of the ordinance.

First Hearing: ///27/2018
Second Hearing: /2/4/2018
Third Hearing: /2/18/2018

Passed and approved by the Woodbury County Board of Supervisors December 18, 2018.

Chalman Woodbury County Board of Supervisors
Rocky De Witt

Patrick F. Gill

ORDINANCE NO. 48

AN ORDINANCE ESTABLISHING AREAS PROHIBITING THE USE OF COMPRESSION BRAKES OF BRAKING, ALSO KNOW AS "JAKE BRAKES" WITHIN WOODBURY COUNTY, IOWA (This ordinance repeals and replaces Ordinance Numbers 14 and 20.)

Be It Enacted by the Woodbury County Board of Supervisors, Woodbury County, Iowa: SECTION 1. PROHIBITION AND PEN-

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A. Engine Brakes and Compression Brakes. It is unlawful for the driver of any vehicle to use or operate within the area described in Section B any engine brake, compression brake or mechanical eviauus device designed to ald in the braking or deceleration of any vehicle that results in excessive, loud, unusual or explosive noise from such vehicle, except in the case of an emergency.

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5. U. S. Highway 75 Bypass beginning at the U.S. Highway 76 Interchange and continuing north to the 28th Street/Outer Drive Interchange. This restriction shall apply to both northbound traffic and southbound traffic in the designated area in the rural portions of U.S. Highway 75 Bypass.

6. U.S. Highway 20 from the Intersection of Buchanan Avenue/Glor Ellen Road west to the U.S. 2075 interchange. This restriction shall apply to both westbound traffic and east-bound traffic in the designated area.

7. lowa Highway 141 beginning at the intersection with Dillon Avenue, and continuing west to the intersection of lowa Highway 141 and County Route K45 (Old Highway 75). This restriction shall apply to both westbound traffic and eastbound traffic in the designated area.

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8. County Road K45, also known as Old Highway 75, beginning 1/2 mile north of the north city limits of the city of Salix to a point 1/8 mile south of Salix. The restriction shell apply to northbound and southbound tarifice.

C. Violation of this ordinance is a scheduled violation with a penalty of \$100.00.

SECTION 2. REPEALER. All ordinances or

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parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. This includes current county ordinances Number 14 (enacted April 11, 2005), and Number 20 (enacted December 12, 2006), which are combined within this new ordinance.

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SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law and when appropriate signage is erected and placed upon the areas described abovis to give notice of the ordinance.

First Hearing: 11/2/7/2018.

Third Hearing: 12/18/2018

Passed and approved by the Woodbury County Board of Supervisors December 18, 2018. Rocky De Witt (signed) Chairman Woodbury County Board of Supervisors December 18, 2018. Rocky De Witt (signed)

Board of Solphysions
Attlest:
Patrick Gill (signed)
Woodbury County Audior
Published in the Sloux City Journal January
10, 2019. LGL#30509

PROOF OF PUBLICATION STATE OF IOWA COUNTY OF WOODBURY

The undersigned, of said County, being duly sworn, on oath states the undersigned is an employee of the Sioux City Journal printed and published by Journal Communications, in Sioux City in said County and issued daily and Sunday and that the annexed printed NOTICE OF

Ordinance No. 48 - Jake Brakes

in said newspaper one consecutive Thursday issues, the first publication thereof being on the 10th day of January 2018 . 소스스

Subscribed and sworn before me in Sioux City, in said County,

..... Notary Public

JACKIE TRIPP Commission Number 794797 My Commission Expires February 28, 2019

In and for Woodbury County.

\$36.90 Legal #30509 90 Lines 1 Times



NOV 26 2018

COUNTY ENGINEER WOODBURY COUNTY NO VI

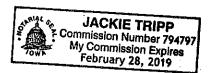
PROOF OF PUBLICATION STATE OF IOWA COUNTY OF WOODBURY

The undersigned, of said County, being duly sworn, on oath states the undersigned is an employee of the Sioux City Journal printed and published by Journal Communications, in Sioux City in said County and issued daily and Sunday and that the annexed printed NOTICE OF

Hearing - Jake Brake Ordinance

in said newspaper one consecutive Thursday issues, the first publication thereof being on the 15th day of November, 2018.

Subscribed and sv	worn before me	in Sioux City, i	n said County
this 1946	day of	wember),	2018
/) . A	ž.		
Vachin I	UNI		Notary Public



In and for Woodbury County.

30 Lines 1 Times \$16.38 Legal #30339

LEGAL NOTICE NOTICE REGARDING PUBLIC HEARING WOODBURY COUNTY BOARD OF SUPERVISORS

SUPERVISORS

The Woodbury County Board of Supervisors will hold the first reading of an Ordinance establishing areas prohibiting the use of compression brakes or braking, also known as "Jake brakes" within Woodbury County lowa on Tuesday, November 27, 2018, at 4:45 p.m. Sald hearing shall be held at the Woodbury County County County at the Board of Supervisors Meeting Room in the Board of Supervisors Meeting Room in the basement.

Copies of sald item may now be examined in the Board Administration Office in sald Courthouse by any interested persons. Further Information on the proposed ordinance is also

available at the office of the Woodbury County Engineer, 759 E. Frontage Road, Moville, lowa, phone no. 712-873-3215 tax no. 712-873-3255 small: mnahta@woodburycountylowa.gov. At said Public Hearing, any person present, and so wishing will be given the opportunity to be heard, for or against, the proposed ordinance. Any person so wishing may tile a document with the Woodbury County Auditor 50 Office prior to the time of the hearing, should the person wish the document to be read for them at the time of the hearing.

Patrick Gill

Patrick Gill
Woodbury County Auditor
Published in the Sioux City Journal November
15, 2018. LGL#30339

Publisher's Affidavit

Legal Notice

NOTICE REGARDING **PUBLIC HEARING** WOODBURY COUNTY **BOARD OF SUPERVISORS**

The Woodbury County Board of Supervisors will hold the first reading of an Ordinance establishing areas prohibiting the use of compression brakes or braking, also known as "Jake brakes" within Woodbury County Iowa on Tuesday, November 27, 2018, at 4:45 p.m. Said hearing shall be held at the Woodbury County Courthouse, 620 Douglas Street, Sloux City, Iowa, In the Board of Supervisors' Meeting Room in the basement.

Coples of said item may now be examined in the Board Administration Office in said Courthouse by any interested persons. Further information on the proposed ordinance is also available at the office of the Woodbury County Engineer, 759 E. Frontage Road, Moville, Iowa, phone no. 712-873-3215 fax no. 712-873-3235 email: mnahra@woodburycountylowa.gov.

At said Public Hearing, any person present, and so wishing will be given the opportunity to be heard, for or against, the proposed ordinance. Any person so wishing may file a document with the Woodbury County Auditor's Office prior to the time of the hearing, should the person wish the document to be read for them at the time of the hearing.

> Patrick Gill Woodbury County Auditor

Published in The Record Thursday, November 15, 2018 WOODBURY COUNTY, STATE OF IOWA

I, Blake Stubbs, of said county, being first duly sworn on oath, state that I am publisher and editor of

THE RECORD

A newspaper published in the city of Moville, County of Woodbury, State of Iowa, and issued weekly, and that the

Notice a Reblic Hearing - Ro: Jake Brakes
a copy of which is hereto attached, was regularly published in
it reveneper once each week for the consecutive
weeks, the first publication thereof being on the 15th day of 20 miles, 20 miles, and the last publication be-
ing on theday of, 20
Fee for publication \$ 25,19.
Blah Stall
Publisher
Subscribed in my presence and sworn to before me by Blake Stubbs
above named, at Moville, said County this day of
- 1 Dieman, 20 18.
hisa m toxto

(SEAL)

of Woodbury, State of Iowa. Notary Public in and for said County

State of Iowa SS.	Woodbury County,		I, Aaron Dominowski, of said county, being first duly sworn on oath, state	that I am the Office Manager of the	A newspaper printed and published in the city of Sergeant Bluff, county of	Woodbury, Sate of Iowa, and issue weekly, and that the	co annexed, was regularly published in said newspi	eof being on the day of	Fees for publication \$ 18.90	Office Manager	Subscribed in my presence and sworn to before me by Aaron Dominowski,	above named, at Sergeant Bluff, said County this 15 day of	7	(Seal) Woodbury, State of Iowa	Motary Republi	Wy Commission Expires December 11, 2011
1. Aaron Dominowski, of said county, being first duly sworm on oath, state that I am the Office Manager of the Sergeant Bluff Advocate A newspaper printed and published in the city of Sergeant Bluff, county of Woodbury, Sate of Iowa, and issue weekly, and that the Woodbury Sate of Iowa, and issue weekly, and that the acopy of which is hereto annexed, way regularly published in said newspaper once each week for the Aday of Aday of Aday of Subscribed in my presence and sworm to before me by Aaron Dominowski, above named, at Sergeant Bluff, said County this Aday of Seal) Woodbury, State of Iowa Woodbury, State of Iowa Regularis Seal County Aday and Iowa Said County Adaya and Indianal Seal County Adaya Adaya Said Said Said Said Said County Said Said Said Said Said Said Said Said	State of lowa 1, Aaron Dominowski, of said county, being first duly sworn on oath, state that I am the Office Manager of the Sergeant Bluff Advocate A newspaper printed and published in the city of Sergeant Bluff, county of Woodbury, Sate of Iowa, and issue weekly, and that the Woodbury, Sate of Iowa, and issue weekly, and that the a copy of which is hereto annexed, way regularly published in said newspaper once each week for the A copy of which is hereto annexed, way regularly published in said newspaper once each week for the A copy of which is hereto annexed, way regularly published in said newspaper once each week for the A copy of which is hereto annexed, way regularly published in said newspaper once each week for the A copy of which is hereto annexed, way regularly published in said newspaper once each week for the A copy of which is hereto annexed, way regularly published in said newspaper once each week for the A copy of which is hereto annexed, way regularly said County this Subscribed in my presence and sworn to before me by Aaron Dominowski, above named at Sergeant Bluff, said County this (Seal) Woodbury, State of Iowa Woodbury, State of Iowa	1. 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Patrick Gill //s// Woodbury County
Auditor.

Published in the Sergeant Bluff Advocate weekly newspaper, Thursday, Nov. 15, 2018. The SB-Asivocate is an Official Woodbury. Cosmty Newspaper. (11/15/2018NP)