

**CLIFFORD TOWNSHIP
SUSQUEHANNA COUNTY, PENNSYLVANIA
ENGINE BRAKE RETARDER PROHIBITION ORDINANCE**

An Ordinance of Clifford Township seeking to provide for the peace and safety of the community, and acting pursuant to regulations promulgated by the Pennsylvania Department of Transportation now pass this Ordinance prohibiting the use of brake retarders at specific locations within the Township Limits.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of the Township of Clifford, County of Susquehanna and of the Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same, as follows:

WHEREAS, in recent years, there has been an increase in the volume of commercial vehicle traffic in the nature of large trucks travelling through the Township and

WHEREAS, the use of engine brake retarders in residential areas can cause public inconvenience and alarm and disrupt the peace of the community; and

WHEREAS, The Pennsylvania Department of Transportation has promulgated regulations concerning the use of engine brake retarders ; and

WHEREAS, that certain area of main street on state route 106, hereinafter delineated, complies with the Pennsylvania Department of Transportation's regulations for the enactment of a prohibition on the use of engine brake retarders, and

WHEREAS, the Township of Clifford wishes to provide for the community's peace and safety and therefore, the Township enacts the following ordinance:

ENGINE BRAKE RETARDER PROHIBITION ORDINANCE

Section I. GENERAL PROVISIONS:

1. It shall be unlawful to use, engage, or otherwise employ the use of an engine brake retarder on pa 106 Eastbound from -Segment/offset 0232/1598 (i.e 1525.0 FT west of the Oswald Johnson Road Intersection) to 0242/2530 (i.e 435.0 FT west of the SR 2008 - Airport Rd intersection) to 0232/2943 (i.e. 180.0 FT west of the Oswald Johnson Rd intersection), a distance of 0.61 miles.

Section IV. PENALTY

1. PENALTY. The fine shall be \$300 dollars per offense.

Section V. SEVERABILITY AND EFFECTIVENESS:

1. Should any part of this Ordinance be rendered or declared invalid, preempted by other legislation, or unconstitutional, by a court of competent jurisdiction of the Commonwealth of Pennsylvania, such invalidation of such part or portion of this Ordinance should not invalidate the remaining portions thereof, and they shall remain in full force and effect.

2. Any ordinances or part of ordinances inconsistent herewith be, and the same are hereby appealed.

3. The provisions of this ordinance shall become effective on the fifth day following enactment.

DULY ENACTED AND ORDAINED this 12 day of May, 2015,

by the Board of Supervisors in lawful session duly assembled.

TOWNSHIP OF CLIFFORD

By:

CHAIRMAN



SUPERVISOR



SUPERVISOR

