

## ORDINANCE NO. 2282

### AN ORDINANCE AMENDING UNREASONABLE NOISE OR ACCELERATION TO PROHIBITED DRIVING CONDUCT AND THEREBY AMENDING REVISED CITY CODE – 1982 SECTIONS 9-801

**The City of Coon Rapids hereby ordains:**

Section 1. Revised City Code – 1982 Section 9-801 is hereby amended as follows:

(deletions in brackets, additions double underlined)

9-801 ~~[Unreasonable Noise or Acceleration.]~~ Prohibited Driving Conduct

(1) ~~No person shall operate a vehicle, motor vehicle, or motorcycle on a street or highway in a manner that creates or causes unreasonable engine noise or tire squeal, or causes the tires to spin or slide upon the acceleration or stopping of said vehicle, or that causes the vehicle, motor vehicle, or motorcycle to unreasonably turn abruptly or sway from side to side.~~~~[Revised 10/4/05, Ordinance 1906]~~ No person shall drive a vehicle at a speed greater than is reasonable and prudent under the conditions. Every driver is responsible for becoming and remaining aware of the actual and potential hazards and must use due care in operating a vehicle.

(2) ~~[No person shall use on a street or highway an engine retarding brake that causes abnormal or excessive noise because of an illegally modified, disrepaired, defective, or unmuffled exhaust system. "Engine retarding brake" means a transmission brake or other similar engine retarding brake system that alters the normal compression of the engine and subsequently releases that compression. "Abnormal or excessive noise" includes sound that unreasonably annoys, disturbs, injures, or endangers the comfort and repose of any person, or interferes with a person's enjoyment of real property, or affects a property's value.~~~~[Revised 10/4/05, Ordinance 1906]]~~ No person shall engage in a "reckless driving exhibition". "Reckless driving exhibition" means intentionally:

(a) breaking the traction of the vehicles tires;

(b) unnecessarily spinning the vehicles tires continuously by increasing the engine speed;

(c) steering the vehicle in a manner which is unnecessary to navigate the vehicle;  
or

(d) stopping a vehicle in an unnecessarily abrupt manner.

(3) ~~[A violation of this Section is a petty misdemeanor.~~~~[Revised 10/4/05, Ordinance 1906]]~~ No person shall engage in "street racing". "Street racing" means operation of more than one vehicle in a competitive manner to out-distance each other.

(4) ~~[The Director of Public Services or designee is authorized to erect appropriate signage to advise motorists of the prohibitions in this Section; provided, the prohibitions of this Section are in full force and effect even if no such signs are installed.~~~~[Revised 10/4/05, Ordinance 1906]]~~ All vehicles shall have an exhaust system which blends engine noise into overall vehicle noise. No vehicle shall produce a sharp popping or crackling sound. At all times a motor vehicle must comply with the noise rules adopted by the Pollution Control Agency.

(5) Liability for the crimes of another - The entirety of Minnesota Statutes 609.05 are specifically incorporated into this section.

(6) Penalty. A violation of this ordinance shall be a misdemeanor.

Introduced this 4<sup>th</sup> day of April, 2023.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2023.

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Jerry Koch, Mayor

ATTEST:

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Joan Lenzmeier, City Clerk