

O-21-24

**AN ORDINANCE AMENDING CHAPTER 315 OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF WHARTON, COUNTY OF MORRIS, STATE
OF NEW JERSEY**

BE IT ORDAINED by the Governing Body of the Borough of Wharton that Chapter 315, Article III Section 21- Engine Braking is hereby added as follows:

§ 315-21 Engine-Braking

A. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ENGINE-BRAKING - The use or operation of any mechanical exhaust device designed to aid in the braking, decompression or deceleration of any motor vehicle which results in excessive, loud, unusual or explosive noise from such vehicle.

B. Prohibition.

It shall be unlawful for the driver of any motor vehicle to use or operate or cause to be used or operated at any time and on any street within the Borough of Wharton any mechanical exhaust or decompression device which results in the practice known as engine-braking.

C. Exemptions.

Noise caused by the application of engine-braking which is effectively muffled, or if the application is necessary for the health, safety and welfare of the community, or noise created by emergency equipment for emergency purposes are exempt from the provisions of this article. Vehicles operating on U.S. Route 46 and New Jersey Route 15 are exempt from the provisions of this article.

D. Posting of signs.

The Borough is hereby authorized to post signs at reasonable locations within the Borough indicating the prohibition of engine-braking.

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed only to the extent of such inconsistency.

This ordinance shall take effect on the noted effective dates after final passage and publication as required by law.

First Reading: November 18, 2024

Second Reading: December 9, 2024

ATTEST:

Gabrielle Evangelista,
Borough Clerk

BOROUGH OF WHARTON

WILLIAM J. CHEGWIDEN,
MAYOR