

**EUREKA TOWNSHIP
DAKOTA COUNTY, MINNESOTA
Resolution No. 2024-01**

**RESOLUTION APPROVING SUMMARY LANGUAGE FOR PUBLICATION OF AN
ORDINANCE PROHIBITING THE USE OF ENGINE BRAKES (ALSO KNOWN AS
“JAKE BRAKES”)**

WHEREAS, on January 9, 2024, the Town Board of Eureka Township adopted Ordinance No. 2024-01, “An Ordinance Prohibiting the use of Engine Brakes (also known as “Jake Brakes”) (“Ordinance”);

WHEREAS, the Ordinance is lengthy and it is not practical to publish the entire text of the Ordinance in the Town’s official newspaper;

WHEREAS, Minnesota Statute, section 368.01, subdivision 21 allows the publication of a summary of an ordinance instead of publishing the entire ordinance; and

WHEREAS, the Town Board determines publication of a summary of the Ordinance is sufficient to clearly inform the public of the intent and effect of the Ordinance and where to access the full text of the Ordinance.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby determines to publish the following summary language, which is hereby approved, in lieu of publishing the full text of the Ordinance:

**EUREKA TOWNSHIP
DAKOTA COUNTY, MINNESOTA
Ordinance No. 2024-01**

**AN ORDINANCE PROHIBITING THE USE OF
ENGINE BRAKES (ALSO KNOWN AS “JAKE BRAKES”)**

On January 9, 2024, the Town Board of Eureka Township adopted the above referenced ordinance. Due to the lengthy content of the Ordinance, a brief summary follows:

- Section 1. Defines the terms used in the Ordinance
- Section 2. Prohibits the use of engine brakes also known as jake brakes within the Township
- Section 3. Provides exemptions to the prohibition
- Section 4. Makes it a misdemeanor to violate this Ordinance
- Section 5. Provides for separability
- Section 6. Ordinance is effective upon passage and publication

Ordinance Prohibiting the Use of Engine Brakes (Also Known as “Jake Brakes”) shall take effect and be in full force immediately following its adoption and upon publication of this summary. A copy of the Ordinance can be viewed by contacting the Town Clerk at (952) 469-3736. An additional copy of the Ordinance will also be on file at the local public library and Dakota County Law Library.

Liz Atwater, Clerk

BE IT FINALLY RESOLVED, that the Town Clerk is hereby authorized and directed to:

- (1) Publish the approved summary language set out above once in the Town's official newspaper;
- (2) Maintain a copy of the full Ordinance in the office of the Town Clerk to make available for review by the public upon reasonable request;
- (3) Post a copy of the full Ordinance on the Town's website;
- (4) Record a copy of the full Ordinance in the office of the County Recorder;
- (5) Place a copy of the full Ordinance at the Dakota County Public Library Farmington;
- (6) Place a copy of the full Ordinance at the Dakota County Law Library; and
- (7) Place the Ordinance in the Town Ordinance Book within 20 days together with a copy of the affidavit of having published the approved summary language and a copy of this Resolution.

Adopted this 9th day of January 2024.

BY THE TOWN BOARD



Lu Barfknecht, Chair

Attest: 

Liz Atwater, Clerk