

ORDINANCE 26-20

AN ORDINANCE OF MANATEE COUNTY, FLORIDA, AMENDING SECTION 2-22-15 OF THE MANATEE COUNTY CODE; PROHIBITING ENGINE COMPRESSION RELEASE BRAKING ON Verna BETHANY ROAD FROM S.R. 64 TO S.R. 70; MAKING CERTAIN FINDINGS; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; SUPERSEDING CONFLICTING ORDINANCES OR RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Sections 316.006(3) and 316.008(1)(n), Florida Statutes (F.S.), authorizes the Manatee County Board of County Commissioners (the BoCC) to regulate the travel of any class or kind of vehicle on the public roadways within Manatee County's (the County) jurisdiction; and

WHEREAS, Section 2-22-15 of the Manatee County Code of Ordinances (the Code) prohibits certain trucks and commercial vehicles from using "engine compression release braking" while slowing or stopping on designated public roadways, except in emergency situations; and

WHEREAS, engine compression release braking provides a vehicle with additional brake power, but creates a loud jackhammer-like exhaust noise in its wake; and

WHEREAS, the BoCC desires to amend Section 2-22-15(2) of the Code to add Verna Bethany Road, from S.R. 64 to S.R. 70, to the list of designated roadways in which engine compression release braking is prohibited; and

WHEREAS, the Manatee County Public Works Department (the Department) conducted a traffic study on the condition and function of these portions of Verna Bethany Road and has evaluated the commercial vehicle volumes, alternate routes, and adjacent land uses on this road; and

WHEREAS, the Department's staff has determined that commercial vehicles do not interfere with the normal and safe movement of traffic on Verna Bethany Road, but the noise from compression release braking is having an adverse impact on nearby residents, and such activity should be prohibited to protect the public's health, safety and welfare; and

WHEREAS, the BoCC finds this ordinance to be in the best interest of the County, its citizens, taxpayers, and business community.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Manatee County, Florida that:

Section 1. Incorporation of Recitals. The recitals set forth above are hereby adopted as findings of the BoCC and are incorporated herein by reference.

Section 2. Amendments. Section 2-22-15(2) of the Code is hereby amended as follows (words underlined represent additions to the original text, and words ~~stricken~~ are deletions from the original text):

(2) Prohibitions. It shall be unlawful and an offense against the County for any truck, tandem trailer truck, or commercial vehicle to use engine compression release ("Jake") braking while slowing or stopping on the following public roadways unless an emergency situation occurs in which the standard service braking system fails, or is inadequate to stop the vehicle in a safe manner.

...

(t) Uihlein Road. From S.R. 64 to S.R. 70.

(u) Verna Bethany Road. From S.R. 64 to S.R. 70.

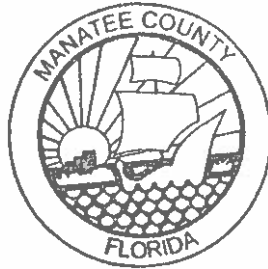
Section 3. Codification. Pursuant to Section 125.68(1), F.S., the publisher of the County's Code is hereby directed to codify the substantive amendments to the Code contained in Section 2 of this Ordinance as provided herein and shall not codify any other sections not designated for codification. For purposes of codification of any section of the Code herein amended, words underlined represent additions to original text, and words ~~stricken~~ are deletions from the original text.

Section 4. Severability. If any section, subsection, sentence, clause, provision or word of this Ordinance is held invalid, same shall be severable and the remainder of this Ordinance shall not be affected by such invalidity, such that any remainder of the Ordinance shall withstand any severed provision, as the BoCC would have adopted the Ordinance and its regulatory scheme even absent the invalid part.

Section 5. Superseding Conflicting Ordinances. Any existing Ordinance or portion thereof which contains terms or provisions which are in direct conflict with and cannot be harmonized with the provisions of this Ordinance shall, as to such terms or provisions, be deemed as superseded by this Ordinance.

Section 6. Effective Date. This Ordinance shall take effect immediately upon filing with the Florida Department of State.

DULY ADOPTED with a quorum present and voting this 25th day of August
2026.



**BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**

By: Xue
Chairperson

**ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

By: Rubin Tith OC
Deputy Clerk



FLORIDA DEPARTMENT *of* STATE

RON DESANTIS
Governor

CORD BYRD
Secretary of State

August 26, 2026

Angelina Colonnese
Clerk of the Circuit Court
Manatee County
1115 Manatee Ave W
Bradenton, FL 34205

Dear Angelina Colonnese:

Pursuant to the provisions of Section 125.66, Florida Statutes, this will acknowledge receipt of your electronic copy of Manatee County Ordinance No. 26-20, which was filed in this office on August 26, 2026.

Sincerely,

Alexandra Leijon
Administrative Code and Register Director

AL/dp

From: [Municode Ords Admin](#)
To: [Robin Toth](#)
Subject: Re: Manatee County, FL Code of Ordinances - 1981(10428)
Date: Tuesday, September 1, 2026 10:45:24 AM
Attachments: [image001.png](#)

[**NOTICE:** This message originated outside of Manatee County Clerk's Office -- **DO NOT CLICK** on links or open **attachments** unless you are sure the content is safe.]

We have received your files.

Thank you and have a nice day.

Ords Administrator
Municodeords@civicplus.com
1-800-262-2633
P.O. Box 2235
Tallahassee, FL 32316

When available, please send all documents in WORD format to Municodeords@civicplus.com. However, if WORD format is not available, we welcome any document format including PDF.

svj (she/her/hers)

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Powering and Empowering Local Governments

From: Robin Toth <robin.toth@ManateeClerk.com>
Sent: Wednesday, August 26, 2026 3:33 PM
To: County Ordinances <CountyOrdinances@dos.myflorida.com>; Municode Ords Admin <MunicodeOrds@civicplus.com>
Subject: Manatee County Ordinance 26-20

Good Afternoon,

Attached is Manatee County Ordinance 26-20, adopted by the Manatee County Board of County Commissioners on 8/25/26.

Thank you,

Robin Toth

Deputy Clerk, Board Records Department



For Angelina "Angel" Colonnese
Manatee Clerk of the Circuit Court & Comptroller
(941) 749-1800 Ext. 4179
1115 Manatee Ave W, Bradenton, FL 34205
www.ManateeClerk.com

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