

MONROE TOWNSHIP, MIDDLESEX COUNTY

ORDINANCE NO.: _____

ORDINANCE OF THE MONROE TOWNSHIP COUNCIL
AMENDING CHAPTER 116 THE CODE OF THE TOWNSHIP OF MONROE
ENTITLED "TOWING AND STORING OF VEHICLES"

BE IT ORDAINED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that Chapter 116 of the Monroe Township Code entitled "Towing and Storing of Vehicles" be amended and supplemented as follows and shall become *effective on November 1, 2014*: (additions/revisions / ~~deletions~~)

§ 116-1. Purpose.

The purpose of this chapter is to provide criteria and standard operating procedures that are reasonably nonexclusionary and nondiscriminatory in the selection and use of towing operators, on a rotational basis, for providing towing, road services and the storage of vehicles, including but not limited to the towing of vehicles that are abandoned, disabled, illegally parked or stolen, involved in accidents and/or suspected or identified by the township as being involved in criminal activities.

§ 116-2. Definitions. (NO CHANGE)

§ 116-3. Permit required. (NO CHANGE)

§ 116-4. Application for permit. (NO CHANGE)

§ 116-5. Application requirements. (NO CHANGE)

§ 116-6. Application fee. (NO CHANGE)

§ 116-7. Application review. (NO CHANGE)

§ 116-8. Issuance of permit. (NO CHANGE)

§ 116-9. Insurance. (NO CHANGE)

§ 116.10. Equipment specifications. (NO CHANGE)

§ 116-11. On-call tow list. (NO CHANGE)

§ 116-12. Performance standards. (NO CHANGE)

§ 116-13. [~~Rates~~] Standard Towing Rates/ Road Service Fee Schedule

A. **Standard** Towing.

1. **Standard Towing Rates (up to 6,000 lbs)** The maximum rates and charges that may be charged by the permit holder for basic towing services rendered to a motor vehicle under this chapter, [~~which rates include mileage~~] are as follows:
 - (a) ~~One hundred dollars (\$100) for service between 6:00 a.m. and 5:59 p.m., Monday through Friday.~~
 - (b) ~~One hundred ten dollars (\$110) for service between 6:00 p.m. and 5:59 a.m., Monday through Friday.~~
 - (c) ~~One hundred twenty dollars (\$120) for service between 6:00 pm. Friday and 5:59 a.m., Monday~~
 - (d) ~~One hundred twenty dollars (\$120) for service on any federal or New Jersey State holiday between 6:00 a.m. on the day of the holiday and 5:59 a.m. on the morning following the holiday.~~

- ~~(e) Sixty dollars (\$60) per hour for waiting time. Fees for waiting time shall not begin to accrue until the tow operator has been on the scene for fifty-nine (59) minutes without being able to begin tow/or recovery efforts. Any part of an hour after the elapse of the first fifty-nine (59) minutes shall be counted as a full hour and the full hourly rate of sixty dollars (\$60) shall be charged.~~
- ~~(f) Seventy-Five dollars (\$75.) for winching.~~
- ~~(g) Forty dollars (\$40.) for clean-up of vehicle fluids only including but not limited to transmission fluid, engine oil and anti-freeze.~~

NEW (a) thru (g)

- (a) Monday-Friday 6:00am-6:00pm: \$125.00
- (b) Monday-Friday 6:00pm-5:59am: \$150.00
- (c) Weekends and Holidays: \$150.00
- (d) Clean up Fee: \$ 50.00 plus \$ 22.00 per bag of oil absorbent
- (e) Wait Time: \$ 75.00 per hour after 60 minutes on scene
- (f) Recovering/Winching: \$100.00 per hour plus tow fee
- (g) Extra person: \$ 75.00 per person / per hour

Remainder of SECTION § 116-13.A. Standard Towing remains the same

B. Standard Storage.

1. ~~[The maximum rate that may be charged by any permit holder for storage services rendered to a motor vehicle shall be thirty dollars (\$30.) per day]~~

Standard Storage (up to 6000 lbs) - The maximum rates and charges that may be charged by the permit holder for basic towing services rendered to a motor vehicle under this chapter are as follows:

- (a) Outdoor: \$40.00 per day
- (b) Indoor: \$60.00 per day
- (c) Administration Fee \$35.00 (one time charge)
- (d) Yard Fee: \$75.00 (Accidents only)
- (e) Covering/tarping \$50.00(one time charge)

Remainder of § 116.13.B. Standard Storage remains the same

C. Standard Service Calls.

1. **Standard Road Service** - The maximum rates and charges that may be charged by any permit holder for a service call are as follows:
 - ~~(a) Thirty five dollars (\$35.) plus cost of consumables between 8:00 a.m. and 6:00 p.m.~~

~~(b) Sixty dollars (\$60.) plus cost of consumables between 6:01 pm. And 7:59 a.m.~~

~~(c) A charge of sixty dollars (\$60.) will be added to any service call which involves winching.~~

NEW (a) thru (b)

(a) Monday-Friday 6:00am-6:00pm \$ 85.00 plus cost of consumables

(b) Night/Weekend/Holidays \$100.00 plus cost of consumables

Item (c) DELETE in its entirety

Remainder of § 116.13.C. Standard Service Calls Remains the same

- § 116-14. Police impounds. (NO CHANGE)
- § 116-15. Unclaimed vehicles. (NO CHANGE)
- § 116-15.1. Junk Title Certificate. (NO CHANGE)
- § 116-15.2. Standard Title Certificate. (NO CHANGE)
- § 116-16. Arrangements by persons responsible for automobile. (NO CHANGE)
- § 116-17. Administration and enforcement. (NO CHANGE)
- § 116-18. Regulations and procedures. (NO CHANGE)
- § 116-19. Revocation and suspension of permit. (NO CHANGE)
- § 116-20. Violations and penalties. (NO CHANGE)
- § 116-21. Appeals. (NO CHANGE)
- § 116-22. Severability. (NO CHANGE)
- § 116-23. Heavy duty towing and heavy duty recovery.

In addition to Sections 116-1 through 116-22, the following shall apply to any Tow Operator providing heavy duty towing and/or heavy duty recovery services in the township:

A. thru D. contain NO CHANGES

§ 116-23. Heavy duty towing and heavy duty recovery.

In addition to Sections 116-1 through 116-22, the following shall apply to any Tow Operator providing heavy duty towing and/or heavy duty recovery services in the township:

~~E. Rates. The maximum rates that may be charged for heavy duty towing and heavy duty recovery are as follows:~~

- ~~1. Conventional tow, 12,000 pounds to 25,000 pounds: \$175.00~~
- ~~2. Conventional tow, 25,001 pounds to 55,000 pounds: \$300.00~~
- ~~3. Conventional tow, 55,001 pounds to 80,000 pounds: \$450.00~~
- ~~4. Conventional tow, bus coach: \$450.00~~
- ~~5. Nights, weekends and holidays: additional \$75.00~~
- ~~6. Per mile outside Monroe Township: (all tolls additional): (except no additional mileage fee shall be charged to transport a vehicle to a base of operations located outside of the Township): \$10.00.~~

- ~~7. Extra heavy duty tilt bed low-boy tractor and trailer: \$350.00 per hour.~~
- ~~8. Winching: \$350.00~~
- ~~9. Remove bumper: \$30.00~~
- ~~10. Connect air line: \$25.00~~
- ~~11. Remove axle: \$25.00 per hour~~
- ~~12. Remove Drive Shaft: \$35.00~~
- ~~13. Remove air scoop: \$45.00~~
- ~~14. Remove exhaust pipes: \$30.00~~
- ~~15. Cage brake chambers: \$25.00 per hour~~
- ~~16. Extra men, per hour, per man: \$80.00~~
- ~~17. Clean-up materials: this item is to be a separate line item and itemized on each bill where its use is required. Reasonable rates are required when billing for this item.~~
- ~~18. Storage:~~
 - ~~(a) Tractor: \$50.00 per day~~
 - ~~(b) Trailer: \$50.00 per day~~
 - ~~(c) Bus: \$75.00 per day~~
 - ~~(d) Tractor trailer: \$75.00 per day~~
 - ~~(e) Straight trucks: \$50.00 per day~~

NEW Section E. Heavy Duty Towing.

E. Heavy Duty Towing.

1. Heavy Duty Towing Rates (6,001 lbs and up): The maximum rates and charges that may be charged by the permit holder for heavy duty towing services rendered to a motor vehicle under this Chapter are as follows:
 - (a) 6,001 – 18,000 lbs: \$250.00 per hour
 - (b) 18,001 – 26,001 lbs: \$350.00 per hour
 - (c) 26,001 – 80,000 lbs: \$500.00 per hour
 - (d) Landoll/Lowboy Trailer Service: \$350.00 per hour
 - (e) Rotator/Crane Service: \$875.00 per hour
 - (f) Clean up Fee: \$50.00 plus \$22.00 per bag of oil absorbent
 - (g) Wait Time: \$100.00 per hour after 60 minutes on scene
 - (h) Recovery/Winching: \$450.00 per hour/per truck/plus tow fee
 - (i) Extra person: \$85.00 per person/per hour

NEW Section F. Heavy Duty Road Service.

F. Heavy Duty Road Service.

**Monday – Friday/Nights/Weekends/Holidays:
\$125.00 per hour plus cost of consumables**

**Recovery charges involving serious motor vehicle accidents
and recoveries will be based upon individual requirements for
equipment, personnel and conditions encountered.**

1. Mileage Rates.

**Towing service outside the Township subject to a mutual
agreement between the Tow Operator and the Owner/Operator
of vehicle.**

2. Scene Supervisor.

**\$150.00 per hour (only for Serious Accidents or Major
Recoveries)**

NEW Section G. Heavy Duty Storage Fees (6,001 lbs. and up):

G. Heavy Duty Storage Fees (6,001 lbs and up):

**The maximum rates and charges that may be charged by the permit
holder for heavy duty towing services to a motor vehicle under this
chapter are as follows:**

<u>(a) 6,001 – 18,000 lbs:</u>	<u>\$50.00 per day</u>
<u>(b) 18,001 – 26,001 lbs:</u>	<u>\$75.00 per day</u>
<u>(c) 26,001 – 80,000 lbs:</u>	<u>\$85.00 per day</u>
<u>(d) Administrative Fee:</u>	<u>\$75.00 (one time charge)</u>
<u>(e) Yard Fee:</u>	<u>\$50.00 (one time charge)</u>
<u>(f) Covering/Tarpping:</u>	<u>\$50.00 (one time charge)</u>

SECTION 2. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.

SECTION 3. If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

SECTION 4. This ordinance shall take effect twenty days after final passage, adoption and publication as provided by law.

SO ORDAINED, as aforesaid.

GERALD W. TAMBURRO, Council President

NOTICE

Notice hereby given that the foregoing Ordinance was introduced and passed on first reading at a meeting of the Monroe Township Council held on August 4, 2014. Ordinance was again read and considered on second reading for final passage at a meeting of the Monroe Township Council held on September 3, 2014. Ordinance, after Public Hearing thereon, was Tabled to the October 6, 2014 meeting. Said Ordinance will once again be read and considered for final passage, after Public Hearing thereon, at a meeting of the Monroe Township Council to be held on October 6, 2014 at 7:00 p.m. at the Monroe Township Municipal Complex, 1 Municipal Plaza, Monroe Township, New Jersey 08831. At said time and place all persons having an interest in the foregoing Ordinance will be granted an opportunity to be heard concerning the same prior to its consideration for final passage by the Council.

SHARON DOERFLER, Township Clerk

MAYORAL APPROVAL

By virtue of the Optional Municipal Charter Law of 1950 and Chapter 3, Section 19 of the Code of the Township of Monroe, my approval is affected by affixing my signature hereto.

RICHARD PUCCI, Mayor

Date Signed _____