**BOROUGH OF HALEDON**

**ORDINANCE 5-23-2019A**

**AN ORDINANCE AMENDING CHAPTER 369-9**

**OF THE CODE OF THE BOROUGH OF HALEDON**

**ENTITLED “POLICE TOWING”**

Whereas, the Borough of Haledon authorizes tow operators to perform authorized towing for the Borough of Haledon Police Department; and

Whereas, the Borough of Haledon presently utilizes a rotation of several authorized tow operators to perform authorized towing for the Haledon Police Department; and

Whereas, the Borough of Haledon is desirous of utilizing one primary towing operator and one alternate towing operator to perform authorized towing for the Haledon Police Department in an effort to simplify the towing process for the Haledon Police Department; and

NOW THEREFORE BE IT ORDAINED, by the Governing Body of the Borough of Haledon as follows:

1. Chapter 369-9 of the Code of the Borough of Haledon shall be deleted in its entirety and readopted as follows:

[§ 369-9 Towing and storage fees.](http://ecode360.com/10212779#10212852)

[A.](http://ecode360.com/10212853#10212853) The fees for basic towing services and/or storage of an automobile, as defined above, which is damaged in a motor vehicle accident or recovered after being stolen or abandoned shall not exceed the fees of the New Jersey State Police Towing Rates published and updated on an annual basis.

B. Additional rate provisions.

(1) The towing rate shall be calculated based on the total distance traveled from the tow vehicle’s base of service to the job site and return by way of the shortest available route. Fractions shall be rounded up to the nearest whole mile. There shall be no additional charges to the vehicle owner when picking up or removing a vehicle from the storage area or for flat bedding, waiting time, winching, cleanup costs and additional labor.

(2) Tow vehicles transporting multiple vehicles at one time shall receive applicable fees for each vehicle transported.

(3) The storage fees are the maximum storage charges per twenty-four-hour period.

(4) Every operator of a towing service shall, prior to the actual towing or storage of any vehicle, give the owner a written estimate of costs and a written receipt when paid upon request.

(5) Each licensed towing operator shall have available at its principal place of business a copy of its fees and shall make same available to the public during normal business hours.

1. If any section, paragraph, sub-division, clause or provision of this ordinance is adjudged invalid, such adjudication shall apply only to the section, paragraph, sub-division, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.
2. This ordinance shall take effect as soon as is authorized by law.

**NOTICE**

Notice is hereby given that the above ordinance was introduced and passed first reading at a meeting of the Mayor and Council of the Borough of Haledon in the County of Passaic on the 23rd day of May and that said ordinance will be considered for final adoption at a meeting of the Governing Body to be held on June 27 , 2019 at 7:00PM in the Council Chambers of the Haledon Municipal Complex, located at 510 Belmont Ave., Haledon, NJ, at which time and place a public hearing will be held prior to the adoption of the said ordinance and all persons interested therein or affected thereby will be given an opportunity to be heard concerning the same.

Allan R. Susen, RMC/MMC

Municipal Clerk/ Borough Administrator