

ORDINANCE 93-01

TO AMEND TITLE 15 OF THE BLOOMINGTON MUNICIPAL CODE
ENTITLED "VEHICLES AND TRAFFIC"
Re: TOWING AND STORAGE CHARGES

WHEREAS, representatives of the City of Legal Department, the Bloomington Police Department, and the authorized towing operators under contract to the Bloomington Police Department met last fall and after much discussion recommended that the following changes to the towing procedure used by the Bloomington Police Department be made;

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Section 15.48.030 Towing and storage charges. (a) shall be amended to read as follows:

The maximum amount that an authorized towing service may charge for hooking up, towing or removing a vehicle under this chapter may not exceed thirty-five dollars (\$35.00) during the day, and forty-five dollars (\$45.00) during the night, except where special treatment may be required. Special treatment, including dollying, may not exceed an additional twenty-five dollars (\$25.00). For purposes of this chapter, "day" includes the hours between 7:00 a.m. and 6:00 p.m., Monday through Saturday, and "night" includes the hours between 6:00 p.m. and 7:00 a.m. Monday through Friday, and 6:00 p.m. Saturday evening through 7:00 a.m. Monday morning. Motorcycles are not included in the above mentioned maximums; because of their special handling, the maximum charge at any time for a motorcycle may not exceed forty-five dollars (\$45.00).

The maximum amount that the service may charge for an arrival on the scene in response to a request by a police officer is fifteen dollars (\$15.00) during the day, and twenty-five dollars (\$25.00) during the night hours.

Should the owner/operator wish to retrieve the vehicle from the service during night hours, in addition to any towing and storage charges, an amount not to exceed ten dollars (\$10.00) may be charged. The maximum amount that may be charged for storage shall not exceed seven dollars and fifty cents (\$7.50) per day.

SECTION II. Section 15.52.060 Towing and storage charges shall be amended to read as follows:

The maximum amount that an authorized towing service may charge for hooking up, towing or removing a vehicle under this chapter may not exceed thirty-five dollars (\$35.00) during the day, and forty-five dollars (\$45.00) during the night, except where special treatment may be required. Special treatment, including dollying, may not exceed an additional twenty-five dollars (\$25.00). For purposes of this chapter, "day" includes the hours between 7:00 a.m. and 6:00 p.m., Monday through Saturday, and "night" includes the hours between 6:00 p.m. and 7:00 a.m. Monday through Friday, and 6:00 p.m. Saturday evening through 7:00 a.m. Monday morning. Motorcycles are not included in the above mentioned maximums; because of their special handling, the maximum charge at any time for a motorcycle may not exceed forty-five dollars (\$45.00).

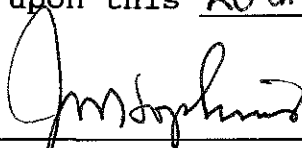
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police officer is fifteen dollars (\$15.00) during the day, and twenty-five dollars (\$25.00) during the night hours.

Should the owner/operator wish to retrieve the vehicle from the service during night hours, in addition to any towing and storage charges, an amount not to exceed ten dollars (\$10.00) may be charged. The maximum amount that may be charged for storage shall not exceed seven dollars and fifty cents (\$7.50) per day.

SECTION III. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval by the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 20th day of Jan, 1993.



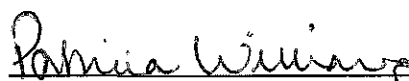
JACK W. HOPKINS, President
Bloomington Common Council

ATTEST:



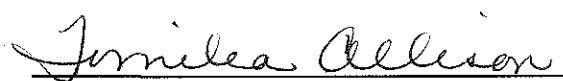
PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 21st day of January, 1993.



PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED AND APPROVED by me upon this 15 day of January, 1993.



TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance increases the towing and storage charges in Chapter 15.48 (Emergency Removal and Impoundment of Vehicles) and Chapter 15.52 (Abandoned Vehicles) of the BMC. The ordinance is designed to reflect increased costs to the towing operators and reflects several special circumstances. It also exempts motorcycles from the "flat rate" fee charged for towing, as special equipment is needed to move most motorcycles.

Signed copies to

BMC file

CA/CA + Clerk BMC

Legal (4)

Police Dept.

Code Enforcement

ORDINANCE CERTIFICATION

In accordance with IC 36-7-4-605 I hereby certify that the attached Ordinance Number 93-4 is a true and complete copy of Plan Commission Case Number RE/BA/PCD-93-92 which was given a recommendation of approval by a vote of 8 Ayes, 2 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on January 29, 1993.

Date: February 5, 1993

Timothy A. Mueller

Tim Mueller, Secretary
Plan Commission

Received by the Common Council Office this _____ day of _____,

Patricia Williams
Patricia Williams, City Clerk

Appropriation Ordinance # _____ Fiscal Impact Statement # _____ Ordinance Resolution # _____

Type of Legislation:

Appropriation	End of Program	Penal Ordinance
Budget Transfer	New Program	Grant Approval
Salary Change	Bonding	Administrative Change
Zoning Change	Investments	Short-Term Borrowing
New Fees	Annexation	Other _____

If the legislation directly affects City funds, the following must be completed by the City Controller:

Cause of Request:

Planned Expenditure _____ Emergency _____
Unforeseen Need _____ Other _____

Funds Affected by Request:

Fund(s) Affected	_____	_____
Fund Balance as of January 1	\$ _____	\$ _____
Revenue to Date	_____	_____
Revenue Expected for Rest of year	_____	_____
Appropriations to Date	_____	_____
Unappropriated Balance	_____	_____
Effect of Proposed Legislation (+/-)	_____	_____
Projected Balance	\$ _____	\$ _____

Signature of Controller _____

Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues? Yes _____ No _____

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion.

If the legislation will have a major fiscal impact, explain briefly what the effect on City costs and revenues will be and include factors which could lead to significant additional expenditures in the future. Be as specific as possible. (Continue on second sheet if necessary.)