

ORDINANCE 19-07

**AMENDING TITLE 15 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED
“VEHICLES AND TRAFFIC” -**

Re: Updating Permissible Towing and Storage Fees for Authorized Towing Services

WHEREAS, in 2001, the City of Bloomington (hereafter “City”) passed Ordinance 01-33, which updated the maximum fees that authorized towing services were permitted to charge for tows initiated at the request of the City; and

WHEREAS, the City has not updated said fees since Ordinance 01-33 was passed nearly 18 years ago; and

WHEREAS, the maximum rates authorized towing services may charge for City-initiated tows are out of line with those permitted by Monroe County, Indiana University, Ellettsville, and the Indiana State Police; and

WHEREAS, the City desires to update its maximum towing fees to render them consistent with fees permitted by other government agencies operating in Monroe County; and

WHEREAS, by permitting fees that are consistent and fair to all involved, the City hopes to continue to partner with experienced and responsible local towing companies;

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

SECTION 1: Section 15.48.030 of the Bloomington Municipal code is hereby deleted in its entirety and replaced as follows:

15.48.030 – Towing and storage charges

The maximum amount that an authorized towing service may charge for hooking up, towing or removing a vehicle under this chapter may not exceed one-hundred twenty-five dollars (\$125), except where special treatment may be required. Special treatment, including dollying, may not exceed an additional twenty-five (\$25) dollars.

The maximum amount that may be charged for storage of vehicles shall not exceed twenty-five dollars (\$25) per day.

SECTION 2: Section 15.52.060 of the Bloomington Municipal code is hereby deleted in its entirety and replaced as follows:

15.52.060 – Maximum towing and storage charges

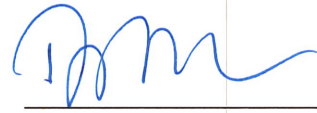
The maximum amount that an authorized towing service may charge for hooking up, towing or removing a vehicle under this chapter may not exceed one-hundred twenty-five dollars (\$125), except where special treatment may be required. Special treatment, including dollying, may not exceed an additional twenty-five dollars (\$25).

The maximum amount that may be charged for storage of vehicles shall not exceed twenty-five dollars (\$25) per day.

SECTION 3: If any section, sentence, or provision of this Ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage by the Common Council 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 March, 2019.



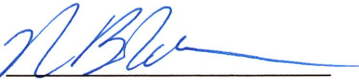
DAVE ROLLO, President
Bloomington Common Council

ATTEST:



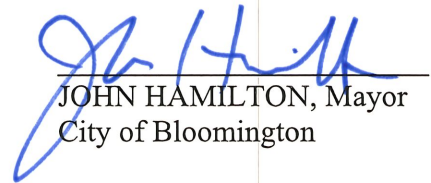
NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 21st day of March, 2019.



NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 22nd day of March, 2019.



JOHN HAMILTON, Mayor
City of Bloomington

SYNOPSIS

Ordinance 19-07 updates the maximum fees authorized towing services may charge when performing City-initiated tows. At present, the City permits a maximum towing fee of \$55 for daytime towing, \$65 for nighttime towing, \$25 for dollying, \$10 or \$15 per day of storage (depending on whether or not the vehicle is wrecked), and a \$15 night retrieval charge. These maximum permissible fees have remained unchanged since 2001 and therefore have fallen out of line with the maximum permissible fees utilized by all other government agencies in Monroe County. Ordinance 19-07 updates and simplifies permissible maximum towing fees by authorizing a \$125 base towing fee regardless of the time the tow is initiated, maintaining the existing \$25 dollying fee, and updating permissible storage fees to \$25 per day regardless of whether or not the towed vehicle is wrecked.