

**BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO. 2019:09**

**AN ORDINANCE TO AMEND CHAPTER IV OF THE REVISED GENERAL
ORDINANCES OF THE BOROUGH OF NEW MILFORD ENTITLED “GENERAL
LICENSING,” THEREBY AMENDING SUBSECTION 4-15 ENTITLED “TOWING
AND STORAGE”**

WHEREAS, the Borough Council of the Borough of New Milford (“Borough”) has advised of recent changes to State towing laws; and

WHEREAS, a recommendation has been made by the Police Department to amend the application fee and towing rates.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of New Milford as follows:

Section 1: Section 4-15.4 b. of the code of the Borough of New Milford is amended to read as follows:

4-15.4 Application for License.

- b. *Filing.* Application shall be filed with the Borough Clerk together with a certified check for the application fee of three hundred and fifty dollars (\$350.00). The Borough Clerk shall give thirty (30) days public notice in an official newspaper of the Borough of the date on which the license applications are to be received pursuant to this section.

Section 2: Section 4-15.16 of the code of the Borough of New Milford is amended by the following additions:

4-15.16 Rates.

- a. The rates the licensee may charge for towing and storage of vehicles at the police request shall be as follows:
 - 1. Towing Charges.
 - a) Class 1 up to 6,000 lbs. \$100.00 per hour
 - b) Class 2 6,001 – 10,000 lbs. \$150.00 per hour
 - c) Class 3 10,001 – 16,000 lbs. \$250.00 per hour
 - d) Class 4 over 16,000 lbs. \$450.00 per hour
 - e) Motorcycle \$125.00 per hour

2. Recovery/Winching.
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|----------------------------------|---------------------------------------|
| a) Class 1 up to 6,000 lbs. | \$50.00 per half hour |
| b) Class 2 6,001 – 10,000 lbs. | \$75.00 per half hour |
| c) Class 3 10,001 – 16,000 lbs. | \$100.00 per half hour |
| d) Class 4 & up over 16,000 lbs. | \$200.00 per half hour |
| e) Special Equipment Recovery | As per NJ State Police Max Rate Table |
| f) Transmission Disconnect | \$35.00 |

3. Cleanup/Speedy Dry.
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|---|-------------------------|
| a) Minor Cleanup (Broom Sweep/Debris Removal) | \$30 Flat Fee |
| b) Speedy Dry | \$15 per bag |
| c) Haz-Mat/Fuel Major Clean | Time and Material |
| d) Vehicle Wrapping/Tarping | \$75.00 Car/\$150 Truck |

4. Storage Fees/Vehicle Release.
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|----------------------------------|----------------------------|
| a) Class 1 up to 6,000 lbs. | \$40.00 per day |
| b) Class 2 6,001 – 10,000 lbs. | \$40.00 per day |
| c) Class 3 10,001 – 16,000 lbs. | \$60.00 per day |
| d) Class 4 & up over 16,000 lbs. | \$90.00 per day |
| e) After Hours Release | \$40.00 Flat Fee |
| f) More Than 3 Trips to the Yard | \$35.00 Administrative Fee |

5. Road Service (Tire Change, Jump Start, Gas).
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|-----------|----------|
| a) Cars | \$75.00 |
| b) Trucks | \$125.00 |

6. Decoupling Fee (If Vehicle is Not Towed)
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|-----------------|----------|
| a) Class 1 – 3 | \$50.00 |
| b) Class 4 & Up | \$100.00 |

7. Police Investigation Tow/Storage/Tarping No Charge

8. Borough Owned Vehicles No Charge

- b. The tow company shall charge only one (1) day storage for each twenty-four (24) hour period to commence from the time of arrival of the tow truck at the scene upon notification by the Police Department.
- c. The above charges are subject to the New Jersey State Sales Tax, and same shall be added to said amounts.
- d. The above charges shall be on file with the Borough Clerk's Office.

Section 3: *Severability.*

If any section, paragraph, sentence, clause, phrase, term, provision or part of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid or inoperative, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the section, paragraph, sentence, clause, phrase, term, provision or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 4: *Repealer*

All ordinances, sections or subsections of the Revised General Ordinances of the Borough of New Milford which are inconsistent with this ordinance are hereby repealed.

Section 5: *Effective date*

This ordinance shall take effect upon its final passage, adoption and publication on the earliest date permitted by law