

**ORDINANCE NO. 2022:22**

**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**, a recommendation has been made by the Police Department to amend portions of Section 4-15 entitled “Towing and Storage.”

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

*Section 4-15.7 a. of the code of the Borough of New Milford is amended to read as follows:*

**4-15.7 Revocation of License.**

- a. The Chief of Police, or his designee, shall have the right to suspend any license issued under this section upon the determination that there has been any documented violation of the licensed towing company guidelines and regulations.

*Section 4-15.9 a. of the code of the Borough of New Milford is amended to read as follows:*

**4-15.9 Storage and Garage Facilities.**

1. Each licensee shall have a secure facility (fenced yard or building) to store at least five vehicles 24 hours per day.

*Section 4-15.16 a. of the code of the Borough of New Milford is amended to read as follows:*

**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. \$125.00 per hour
  7. Police investigation tow/storage/tarping: no charge in county. Out of county, the Borough will pay up to a max of two (2) hours per town class as listed in section 1, plus tolls if applicable
  8. Borough owned vehicles: no charge within Bergen County for vehicle classes 1 and 2 as listed in section 1. Out of county and vehicles within Bergen County in class 3 &

4 as listed in section 1, the borough will pay up to a max of two (2) hours per tow class.

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.

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of the Revised General Ordinances of the Borough of New Milford which are inconsistent with this ordinance are hereby repealed.

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