

## Chapter 11.08

### TOWING

#### Sections:

11.08.010 City contracts with towing and storage businesses.

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A. The city shall have the right to enter into contracts with private auto towing and storage businesses to tow and store vehicles within the city's jurisdiction and within the city limits.

B. The agreement shall be in writing and set forth:

1. A reasonable storage fee, consistent with storage fees in the area;

2. A reasonable towing fee consistent with towing fees in the area;

3. As provided by law, a towing company shall have a lien on the vehicle and its contents for the just and reasonable charges for the towing service and any storage provided, in amounts established in the agreement. If the towing company sells a vehicle for salvage or at auction, the towing company shall recover the amount of its lien from proceeds from the sale, and any surplus shall be turned over to the City;

4. The City may require the following in any contract with a towing company responsible for towing vehicles illegally parked on private property:

a. That the towing company accept payment other than, and in addition to, cash.

b. That the towing company post fees in a conspicuous place at the location of the towed vehicles.

c. That any posted signs that warn of the possibility of towing, or that give information about recovery of a towed vehicle, be prominently displayed and show the fees charged to recover a towed vehicle.

d. That the towing company offer transportation at a reasonable cost from within the immediate vicinity of the place from which the vehicle was towed to the towed vehicle.

e. That the towing company establish locations for towed vehicles in such a way that no vehicle will be towed a greater distance than is necessary and reasonable.

f. That towed vehicles be stored in a public location that has at least one attendant on duty at all times.

5. The towing company shall maintain liability insurance with a limit of at least \$750,000 per accident, or as required by the Department of Transportation. The City shall be named as an additional insured on such policy. The towing company shall hold the city harmless from all claims for injury or damages arising out of the company's performance of the agreement, including the costs of defending the City against such claims;

6. Vehicles impounded, towed and stored shall not be released by the company without a release signed by the chief of police and payment of any fines, or administrative fees.

C. The city may use more than one towing/storage company. If more than one is used, they shall be rotated on an equal basis and so informed in the agreement. (Ord. 746 §§1-4, 2004; Ord. 607, 1993; Ord. 554 §1, 1990)

