

RESOLUTION NO. 6569

A RESOLUTION SETTING PRIVATE PROPERTY IMPOUND TOWING RATES.

WHEREAS, ORS 98.859 allows cities to establish the maximum rates that a tower may charge for towing a motor vehicle from private property, and for all related services for towing as long as the city has adopted a complaint procedure; and

WHEREAS, Albany Municipal Code (AMC) Chapter 13.90 sets forth private property impound regulations and citizen complaint procedures; and

WHEREAS, the City Council desires to address potential predatory towing in the City of Albany and to ensure that private property towers are charging reasonable rates for tows on private property; and

WHEREAS, AMC Chapter 13.90.130 allows the City Council to set maximum rates by resolution; and

WHEREAS, the City Council desires to adopt maximum rates for towing and related services as described in Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that private property impound towing rates set forth in Exhibit A, are hereby adopted.

DATED AND EFFECTIVE THIS 8TH DAY OF FEBRUARY 2017.


Mayor

ATTEST:

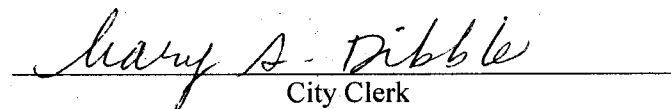

City Clerk

Exhibit A

The terms used if not defined under the Albany Municipal Code may be found under the Oregon Revised Statutes or Oregon Administrative Rules.

Basic Fees for Towing may not exceed:

Class A Hookup Fee	\$175
Class B Hookup Fee	\$200
Class C Hookup Fee	\$350

The following fees may be added, as appropriate if documented on a receipt:

Towed Mileage up to a maximum of 7 miles (mileage measured to the 1/10th of a mile):	
Class A	\$5.00
Class B	\$5.50
Class C	\$6.00
Labor/Standby Time on Scene in excess of 30 minutes	\$18/ quarter hour
When charging a tower must report the time of arrival at and the departure from the scene.	
After Hours Release Fee (applicable only after 6 pm or before 8 am Monday-Friday, all day Saturday and Sunday and National Holidays)	\$45
Release at Scene (RAS) This fee may only be assessed if: <ol style="list-style-type: none"> 1. The tower has completed the hookup and attachment of all safety equipment and the tow truck's transmission is engaged and it has commended driving forward. 2. If all above requirements have not been met and vehicle owner/driver returns, an RAS fee shall not be charged. 	
RAS Fees may not exceed:	
Class A	\$175
Class B	\$200
Class C	\$350
Storage Fees (after 4 hour grace period, starting from time of notice to Albany Police Department)	
Per Day (per 24 hour period after completion of tow)	\$25
Vehicles over 20' long – Per Day (per 24 hour period after completion of tow)	\$35
Lien Filing Fee	
Value under \$1,000	\$50
Value \$1,001-\$2,500	\$65
Value greater than \$2,500 or out of state	\$80