

ORDINANCE NO. 3508-19

**ORDINANCE AMENDING CHAPTER 117, SECTION 10,
ENTITLED "TOWING RATES; FEE CARDS; INVOICING"
OF THE REVISED GENERAL ORDINANCES OF
THE BOROUGH OF RUTHERFORD, COUNTY OF BERGEN
AND STATE OF NEW JERSEY**

BE IT ORDAINED by the Mayor and Council of the Borough of Rutherford, County of Bergen and State of New Jersey

Section 1: That Chapter 117, Section 10, of the Code of the Borough of Rutherford entitled "Towing rates; fee cards; invoicing" shall be amended and that those portions of the Ordinance set forth below are hereby amended as follows and that those portions of the Ordinance not set forth below shall remain unchanged:

§ 117-10 Towing rates; fee cards; invoicing.

[Amended 12-17-2002 by Ord. No. 3017-02]

A. No fees shall be charged or collected by any towing operator, owner, driver, or employee for any tow occurring in the Borough of Rutherford except as permitted under this section. Permissible towing rates and other charges shall be as follows¹:

[Amended 4-26-2011 by Ord. No. 3226-11; 9-25-2017 by Ord. No. 3432-17]

(1) Basic towing rates.

(a) ~~Automobiles: \$125.~~

(b) ~~Trucks, SUVs and pickups (under five tons GVW): \$175.~~

(c) ~~Trucks, buses, and other vehicles (over five tons GVW): \$250 per hour (two-hour minimum).~~

(d) ~~(a) Motorcycles or motor scooters: \$135.~~ **\$150.00**

(e) ~~(b) Light duty (up to 10,000 lbs.): Hook up - \$150.00~~

(f) ~~(c) Medium duty (10,001 - 16,000 lbs.): \$250.00 per hour~~

(d) **Heavy duty (16,001 lbs. and above): \$500.00 per hour**

¹ After the first hour, all hourly billable rates will be charged in half hour increments.

(e) Decoupling fee (if tow is not performed) (1/2 of basic charge)

(2) In cases of a motor vehicle involved in an accident, the following fees shall apply to additional services, if actually performed:

(a) Waiting time (after the first 15 minutes): \$15 per fifteen-minute increments.

(b) Brush cleaning (sweep roadway): \$30.

(c) Site clean-up (speedy dry): \$20 per bag.

(d) Winching.

[1] ~~Light duty: \$75 per 1/2 hour.~~ **Light/Medium duty (10,001 - 16,000 lbs): \$350.00 per hour**

[2] ~~Heavy duty: \$175 per 1/2 hour.~~ **Heavy duty (16,001 and above): \$600.00 per hour**

(e) Window wrap (collision wrap): \$75.

(f) Tarping/**wrapping vehicle: \$75. \$90.00 per car, \$250.00 per truck**

(g) Transmission disconnect: \$50.

(h) Flatbed fee (If a vehicle can only be transported by flatbed): \$65.

(3) Special equipment (Equipment other than the first tow truck to recover a motor vehicle that cannot be recovered by winching or pieces of a motor vehicle that cannot be moved by hand):

(a) Labor: ~~\$75 per person.~~

[1] Accident minor clean-up and disposal of debris: \$75.00 per hour one hour minimum plus absorbent materials used

[2] Recovery Supervisor and/or Level III Recovery Specialist: \$225.00 per hour

[3] Certified Towing Operator: \$125.00 per hour per person

[4] Manual Laborers: \$100.00 per hour per person

(b) Equipment:

[1] Light duty: \$100 per 1/2 hour.

[2] Medium duty: \$150 per 1/2 hour.

[3] Heavy duty: \$175 per 1/2 hour.

[4] Rotator: \$225 per 1/2 hour.

- [5] Rotator/Crane Recovery Unit: \$1,200.00 per hour
- [6] Tractor with landoll trailer or detach trailer: \$450.00 per hour
- [7] Tractor/transport hauler only: \$250.00 per hour
- [8] Refrigerated trailer w/tractor: \$450.00 per hour
- [9] Box trailer w/tractor: \$400.00 per hour
- [10] Air cushion unit: \$1,000.00 per hour
- [11] Light tower: \$250.00 per hour
- [12] Pallet jack: \$200.00 flat rate
- [13] Rollers: \$200.00 flat rate
- [14] Any other specialized equipment: \$250.00 per hour
- [15] Loader/Backhoe/Telescopic Handler/Bulldozer/Bobcat: \$300.00 per hour
- [16] Forklift: \$300.00 per hour
- [17] Dump Truck/Dump Trailer w/tractor: \$350.00 per hour
- [18] Roll-off with container: \$350.00 per hour plus disposal
- [19] Recovery Supervisor Vehicle: \$150.00 per hour
- [20] Scene safety equipment, communication equipment, traffic management equipment, etc.: \$250.00 per hour each type used
- [21] Recovery Support Vehicle/Trailer additional recovery equipment: \$350.00 per hour

(4) Mileage fees: There shall be no mileage fees **for medium duty and heavy-duty vehicles** charged to an owner or driver for any mileage within the borders of the Borough of Rutherford or for any mileage within the borders of the Borough of Rutherford to the tow operator's facility. Mileage fees are permitted **for light duty vehicles** at the rate of ~~\$2.50 per mile~~ **\$6.00/per loaded miles**.

(5) Storage rates (Storage fees are calculated per twenty-four-hour period or any part of).

- ~~(a) Outside storage – cars: \$35.~~
- ~~(b) Outside storage – trucks, buses and others (over five tons GVW): \$50.~~
- ~~(c) Outside storage – trucks, buses, and others (over 10 tons GVW): \$125.~~
- ~~(d) Inside storage – cars: \$50.~~

- ~~(e) Inside storage – trucks, buses, and others (over five tons GVW): \$100.~~
- ~~(f) Inside storage – trucks, buses, and others (over 10 tons GVW): \$175.~~
- ~~(g) Administrative fee (if more than three trips are made to the vehicle): \$65.~~
- ~~(h) After hours release (after normal business hours/weekends): \$45.~~

- (a) Cars/Light Trucks 10' X 20' Space: \$45.00 per day**
- (b) Trucks (dual wheels) single axle: \$90.00 per day**
- (c) Tractor/Dump Truck/Tractor and Trailer combo/Trailers: \$125.00 per unit per day**
- (d) Buses: \$150.00 per day**
- (e) Roll-off: \$125.00 per day for each**
- (f) Cargo/Accident Debris/Load Storage/Vehicle Components 10' x 20' space: \$45.00 per space used per day.**
- (g) Rental of any tow company supplied trailer post incident: \$500.00 per day**

(6) Road service.

- (a) Jump start: \$40.
- (b) Tire change: \$40.
- (c) No jump-start fee shall be charged if the motor vehicle is subsequently towed during the same call.
- (d) No tire-change fee shall be charged if the motor vehicle is subsequently towed during the same call.
- (d) Cars (light): \$125.00 per hour plus parts**
- (e) Trucks (medium/heavy): \$175.00 per hour plus parts**

(7) Additional Services

- (a) Fuel/Hazmat/Cargo Spills Clean-up and Disposal: Time and Material**
- (b) Hazmat and trash recovery: subcharged 10%**
- (c) Subcontractor mark-up: 10%**
- (d) Administrative charge only after 3rd visit to vehicle: Cars only - \$50.00**
- (e) After hours release: \$75.00**
- (f) Notification documentation fee: \$50.00**
- (g) Fuel surcharge: reserved for future need**

B. Towing service to a location other than the licensee's storage area when requested by the motor vehicle owner or driver shall be at a rate agreed upon by both the licensee and the motor vehicle owner or driver, but shall be limited to reasonable fees and charges.

C. Fee cards. Each tow truck operator or driver shall present a fee card to each driver or owner of any vehicle to be towed or serviced at the time the tow is performed or the services are rendered. Each fee card shall clearly display the maximum rates for towing, mileage, storage, and service as permitted under this section.

D. Invoice. Each tow truck operator or driver shall present an itemized invoice for services rendered to each driver or owner of any vehicle to be towed or serviced at the time the tow is performed or the services rendered, if that driver or owner is present at the scene. The driver or owner shall be required to sign the invoice. The police officer at the scene, if any, shall be required to initial the invoice after the owner or driver has signed it. Nothing herein shall prevent invoicing of additional charges to the driver or owner of the vehicle for additional services rendered after the initial invoice has been signed.

Section 2: All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

ATTEST:

BOROUGH OF RUTHERFORD

Margaret M. Scanlon

Joseph DeSalvo Jr.

Margaret M. Scanlon, Borough Clerk

Joseph DeSalvo Jr., Mayor

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Mayor and Council at a meeting held on August 12, 2019.

Margaret M. Scanlon

Margaret M. Scanlon, Borough Clerk