

**BOROUGH OF ENGLEWOOD CLIFFS
COUNTY OF BERGEN, STATE OF NEW JERSEY**

ORDINANCE NO. 22-08

ORDINANCE AMENDING SECTION 2-13A TITLED “TOWING AND STORAGE”

WHEREAS, pursuant to the authority contained in N.J.S.A. 40:48-2.49, the Borough maintains by ordinance regulations governing motor vehicle towing and storage; and

WHEREAS, the Englewood Cliffs Police Department has recommended updates to the ordinances establishing fee limits that are in line with those adopted by the New Jersey State Police to ensure proper operation of motor vehicle towing services in the Borough.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Englewood Cliffs, County of Bergen, State of New Jersey, as follows:

SECTION 1. Ordinance 2-13A.12, titled “Rates,” is hereby repealed in its entirety and replaced as follows:

2-13A Towing and Storage

2-13A.12 Rates

No towing operator shall charge a fee for services that are subject to the provisions of this Ordinance in excess of the following enumerated rates:

A: ROAD SERVICE

CARS (LIGHT) – \$125.00 PER HOUR PLUS PARTS

TRUCKS (MEDIUM/ HEAVY) – \$175.00 PER HOUR PLUS PARTS

B: TOWING – Basic

LIGHT DUTY- up to 10,000 lbs. – HOOK-UP \$150

MEDIUM DUTY- 10,001-16,000 lbs. – \$250.00 PER HOUR

HEAVY DUTY- 16,001 and above – \$500.00 PER HOUR

DECOUPLING FEE (IF TOW IS NOT PERFORMED) – ½ OF BASIC RATE

C: ON-HOOK MILEAGE

LIGHT DUTY – \$6.00/ PER LOADED MILES

MEDIUM DUTY – N/A

HEAVY DUTY – N/A

D: RECOVERY/ WINCHING (In Addition to Towing – per truck including driver)

LIGHT/ MEDIUM DUTY 10,001-16,000 lbs. – \$350.00 PER HOUR CHARGED IN ½ HOUR;
INCREMENTS OF \$175. PER ½ HOUR

HEAVY DUTY 16,001 and above – \$600.00 PER HOUR

E: SPECIALIZED RECOVERY EQUIPMENT

ROTATOR/ CRANE RECOVERY UNIT – \$1200.00 PER HOUR

TRACTOR WITH LANDOLL TRAILER OR DETACH TRAILER – \$450.00 PER HOUR

TRACTOR/ TRANSPORT HAULER ONLY – \$250.00 PER HOUR

REFRIGERATED TRAILER W/ TRACTOR – \$450.00 PER HOUR

BOX TRAILER W/ TRACTOR – \$400.00 PER HOUR

AIR CUSHION UNIT – \$1000.00 PER HOUR

LIGHT TOWER – \$250.00 PER HOUR

PALLET JACK – \$200.00 FLAT RATE

ROLLERS – \$200.00 FLAT RATE

ANY OTHER SPECIALIZED EQUIPMENT – \$250.00 PER HOUR

LOADER/ BACKHOE/ TELESCOPIC HANDLER/ BULLDOZER/ BOBCAT – \$300.00 PER HOUR EACH

FORKLIFT – \$300.00 PER HOUR

DUMP TRUCK/ DUMP TRAILER W/ TRACTOR – \$350.00 PER HOUR

ROLL-OFF WITH CONTAINER – \$350.00 PER HOUR PLUS DISPOSAL

RECOVERY SUPERVISOR VEHICLE – \$150.00 PER HOUR

SCENE SAFETY EQUIPMENT, COMMUNICATION EQUIPMENT, TRAFFIC MANAGEMENT EQUIPMENT, ETC. – \$250.00 PER HOUR EACH TYPE USED

RECOVERY SUPPORT VEHICLE/ TRAILER ADDITIONAL RECOVERY EQUIPMENT – \$350.00 PER HOUR

F: LABOR (ALL LABOR MIN. OF 1 HOUR)

ACCIDENT MINOR CLEAN-UP AND DISPOSAL OF DEBRIS – \$75.00 PER HOUR ONE HOUR MINIMUM PLUS ABSORBANT MATERIALS USED

RECOVERY SUPERVISOR AND/ OR LEVEL III RECOVERY SPECIALIST – \$225.00 PER HOUR *Charges limited to one per incident

CERTIFIED TOWING OPERATOR – \$125.00 HOUR PER MAN

MANUAL LABORERS – \$100.00 PER HOUR PER MAN

G: STORAGE – PER CALENDAR DAY (INSIDE RATES TWO TIMES OUTSIDE RATE)

CARS/ LIGHT TRUCKS -10' X 20' SPACE – \$45.00 PER DAY

TRUCKS (DUAL WHEELS)/ SINGLE AXLE – \$90.00 PER DAY

TRACTOR/ DUMP TRUCK/ TRACTOR AND TRAILER COMBO/ TRAILERS – \$125.00 PER UNIT PER DAY

BUSES – \$150.00 PER DAY

ROLL-OFF – \$125.00 PER DAY FOR EACH

CARGO/ACCIDENT DEBRIS/ LOAD STORAGE/ VEHICLE COMPONENTS

10' x 20' SPACE – \$45.00 PER SPACE USED PER DAY
RENTAL OF ANY TOW COMPANY SUPPLIED TRAILER POST INCIDENT – \$500.00 PER DAY

** STORAGE BILLED PER CALENDAR DAY**

H: ADDITIONAL SERVICES/ NOTES

FUEL/ HAZ-MAT/ CARGO SPILLS
CLEAN-UP AND DISPOSAL – TIME AND MATERIAL
HAZMAT AND TRASH RECOVERY – SURCHARGED 10%
SUBCONTRACTOR MARK-UP – 10%
ADMINISTRATIVE CHARGE
ONLY AFTER 3RD VISIT TO VEHICLE – CARS ONLY - \$50.00
ADMINISTRATION CHARGE MEDIUM/ HEAVY TRUCK – \$200.00
AFTER HOURS RELEASE – \$75.00
NOTIFICATION DOCUMENTATION FEE – \$50.00
TARPING/ WRAPPING VEHICLE – \$90.00 PER CAR \$250.00 PER TRUCK
FUEL SURCHARGE – RESERVED FOR FUTURE NEED

I: AFTER THE FIRST HOUR, ALL HOURLY BILLABLE RATES SHALL BE CHARGED IN HALF HOUR INCREMENTS.

J: CHARGES FOR ALL TRUCKS/RECOVERY EQUIPMENT ARE INCLUSIVE OF THE OPERATOR. A TOWING OPERATOR MAY NOT SEPARATELY CHARGE FOR AN OPERATOR THAT DRIVES/OPERATES THE TRUCK/RECOVERY EQUIPMENT.

SECTION 2. All Ordinances or parts of ordinances of the Borough of Englewood Cliffs which are inconsistent with the provisions of the Ordinance are hereby repealed to the extent of any such inconsistencies only.

SECTION 3. If any section, subsection, sentence, clause or phase of this Ordinance is, for any reason, held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect any and/or all of the remaining provisions of this Ordinance.

BE IT FURTHER ORDAINED as follows:

a. Within five (5) days (Sundays excepted) of adoption on second reading, this Ordinance shall be presented to the Mayor for his signature by the Acting Borough Administrator;

b. Within ten (10) days (Sundays excepted) of receipt of this Ordinance, the Mayor shall either approve this Ordinance by affixing his signature hereto or shall return it, unsigned, together with a written statement of his veto and objections to the Ordinance as a whole or any parts thereof;

c. The return of the Ordinance and written objections shall be made by the Mayor and given to the Acting Borough Administrator, who shall forthwith provide same the Borough Council;

d. This Ordinance shall not take effect without the Mayor's approval, unless the Mayor fails to return the Ordinance to the Borough Council as set forth above, or unless, following the return of the Ordinance with the Mayor's veto and objections, the Borough Council shall, by a vote of two-thirds of the members of the Borough Council, resolve to override the Mayor's veto.

e. In the absence of a Mayoral veto or an override of the Mayoral veto, the Ordinance shall take effect pursuant to the above and after publication.

Introduced: April 27, 2022

Adopted: June 8, 2022