

**TOWNSHIP OF HILLSIDE  
ORDINANCE O-23-05**

**AN ORDINANCE AMENDED CHAPTER 279 TOWING SECTION 279-17 TOWING AND STORAGE CHARGES**

**WHEREAS**, the Garden State Towing Association, Inc. has set maximum New Jersey towing rates for police officers.

**WHEREAS**, the Township of Hillside desires to amend Chapter 279 Towing, §279-17 Towing and Storage Charges to comply with the Garden State Towing Association, Inc. towing rates.

**NOW THEREFORE BE IT ORDIANED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HILLSIDE THAT:**

1. CHAPTER 279 TOWING, §279-17 TOWING AND STORAGE CHARGES is hereby *amended* as follows:

**§ 279-17. Towing and Storage Charges.**

Towing and storage charges shall be paid by the owner of a vehicle towed and/or stored by a licensee at police request, and pursuant to N.J.S.A. 40:48-2.49, such charges shall be maximum as follows:

- A. Towing services. The following is the fee schedule for towing services.

| <b>Type</b>  | <b>Rate</b>                           |
|--|---------------------------------------|
| <u>ROAD SERVICE</u>  |                                       |
| <u>Cars (Light)</u>  | <u>\$150 per hour plus parts</u>      |
| <u>Trucks (Medium/Heavy)</u>   | <u>\$200 per hour plus parts</u>      |
| <br><u>BASIC TOW RATES</u>   |                                       |
| Category I (all vehicles 0 to <del>10,000</del> <u>6,000</u> pounds GVW)                 | <u>Hook-up \$155</u> <del>\$75</del>  |
| Category II (all vehicles <del>6,001 to 26,000</del> <u>10,000 to 16,000</u> pounds GVW) | <u>\$300 per hour</u> <del>\$85</del> |
| Category III (all vehicles <del>26,001</del> <u>16,001</u> pounds and over GVW)          | <u>\$500 per hour</u>                 |
| Decoupling Fee (if tow is not performed)   | <u>½ of basic rate</u>                |
| Single   | <u>\$125</u>                          |
| Combined unit  | <u>\$175</u>                          |
| <del>Heavy duty Category II and III (under reach vehicles only)</del>                    | <del>\$250</del>                      |
| <del>Trailers, containers, chassis and chassis with containers</del>                     | <del>\$125</del>                      |
| <u>Extra Tow Service Rates</u>   |                                       |
| <del>Winching cable (to be used only when vehicle left roadway), per cable foot</del>    | <del>\$1.50</del>                     |
| <del>Recovery/winching (Category I and II only), per hour (1 person, 1 truck)</del>      | <del>\$100</del>                      |
| <u>RECOVERY/WINCHING (In addition to towing – per truck including driver)</u>            |                                       |
| <u>Recovery/winching 10,001-16,000 lbs.</u>  | <u>\$350 per hour</u>                 |

Recovery/winching 16,001 lbs. and above \$650 per hour

SPECIALIZED RECOVERY EQUIPMENT

Rotator/Crane Recovery Unit \$1200 per hour

Tractor with Landoll Trailer or Detach Trailer \$500 per hour

Tractor/Transport Hauler Only \$350 per hour

Refrigerated Trailer w/ Tractor \$550 per hour

Box Trailer w/ Tractor \$500 per hour

Air Cushion Unit \$1000 per hour

Light Tower \$250 per hour

Pallet Jack \$200 flat rate

Rollers \$200 flat rate

Any other specialized equipment \$300 per hour

Loader/Backhoe/Telescopic Handler/Bulldozer/Bobcat \$400 per hour each

Forklift \$400 per hour

Dump Truck/Dump Trailer w/Tractor \$400 per hour

Roll-Off with Container \$400 per hour plus disposal

Recovery Supervisor Vehicle \$150 per hour

Scene Safety Equipment, Communication Equipment,  
Traffic Management Equipment, Etc. \$250 per hour each type used

Recovery Support Vehicle/Trailer,  
Additional Recovery Equipment \$350 per hour

LABOR – All Labor Min of 1 Hour

Accident Minor Clean-up and disposal of Debris \$75 per hour plus  
absorbent materials used

Recovery Supervisor and/or Level III Recovery Specialist \$250 per hour  
limited to one per incident

Certified Towing Operator \$150 per hour/per man

Manual Laborers \$125 per hour/per man

Release brake cylinder each \$15

Bumper removal \$20

|                    |      |
|--------------------|------|
| Release air brakes | \$15 |
| Drop drive shaft   | \$15 |
| Axle               | \$15 |
| Jump starts        | \$25 |
| Tire changes       | \$50 |
| Lockouts           | \$25 |

B. Storage Services

- (1) The following is the fee for per-day storage services.
- (2) Storage fees shall be charged in accordance with the following:
  - (a) Vehicles stored after 1:00 p.m. will not be charged storage for that day.
  - (b) Vehicles claimed prior to 11:00 a.m. will not be charged storage for that day.
  - (c) Vehicles stored for 24 hours or less shall only be charged for a single day.
  - (d) All vehicles shall be charged at least one day for storage.
  - (e) Inside rates are two times the number of outside rates.

**Storage Outside Rates Per Day Fees**

| Type  | Rate           |
|---|----------------|
| Cars/Light Truck – 10’ X 20’ Space                                    | \$50           |
| Trucks (Dual Wheels)/ Single Axle                                     | \$125          |
| Tractor/Dump Truck/Tractor and Trailer Combo/Trailers                 | \$125/per unit |
| Buses   | \$150          |
| Roll-off  | \$125 for each |
| Cargo/Accident Debris/Load Storage/Vehicle Components 10’ x 20’ Space | \$50 per space |
| Rental of any Tow Company Supplied Trailer Post Incident              | \$500          |
| Inside Storage Category I, per day                                    | \$30           |
| Inside Storage Category II, per day                                   | \$60           |
| Inside Storage Category III, per day                                  | \$90           |
| Outside Storage Category I  | \$20           |
| Outside Storage Category II   | \$50           |
| Outside Storage Category III (including combined units)               | \$75           |

(3) ~~Categories~~

| Type         | Description                             |
|--------------|---|
| Category I   | All vehicles 0 to 6,000 pounds GVW      |
| Category II  | All vehicles 6,001 to 26,000 pounds GVW |
| Category III | All vehicles 26,001 pounds and over GVW |

- (3) (4) “Gross vehicle weight” shall mean the registered weight, the manufacture’s gross vehicle weight rating, or the actual weight, whichever is greatest.
  - (4) (5) No other fees, charges or surcharges will be levied, which includes but is not limited to: yard charges, cleanup charges, or any other service charge not covered by the fee schedule set forth in this chapter.
- A. The licensee shall accept a minimum of two major credit cards 24 hours a day and must be able to do so both at the principal location and by drivers on the road at the time service or tow is performed.
  - B. The Township and its Police Department shall not be liable to a licensee with respect to

towing and/or service rendered to any owner pursuant to the licensee or otherwise. The licensee shall look to the registered owner and/or operator of such vehicle for payment of towing and/or storage service charges or any other compensation. If the vehicle is unclaimed by the registered owner and/or operator and the finance company and/or lien holder claims the right to retrieve said vehicle, then the licensee may seek compensation for the towing of the vehicle and its storage from the date the finance company and/or lien holder reasonably has notice of the location of the subject vehicle.

- C. If a vehicle is towed by a licensee to premises controlled by the Police Department for the purpose of utilizing the vehicle or its contents as evidence, or in an ongoing criminal investigation, such vehicle shall not be released from Police Department custody, except to the licensee, unless the owner of the vehicle furnishes the Police Department with a receipt that all applicable fees for towing and/or service have been paid in full. For any tows required by this section, the Township shall be charged \$1 per tow. If a vehicle is released by the police to any party other than the licensee without proper receipt, the Township shall be responsible for all charges, but may pursue its remedy against the owner or other persons responsible.
- D. Township motor vehicles shall also be towed at the rate of \$1 per tow.
- E. There will be no access to towed vehicles by the vehicle owner or his agent while the vehicle is in the tow yard until all fees have been paid. Exceptions will be prescription drugs, prescription eyeglasses or any other exigent circumstance as determined by the Chief of Police or his designee.

## 2. SEVERABILITY

If any provision of this Ordinance, or the application of any such provision to any person or circumstances, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby, and to this extent the provisions of this Ordinance are severable.

## 3. REPEALER

All ordinances or parts of ordinances which are inconsistent with any provisions of this Ordinance are hereby repealed as to the extent of such inconsistencies.

## 4. EFFECTIVE DATE

This Ordinance shall become immediately effective following the final adoption thereof by the Township Council of the Township of Hillside and shall be published as required by law.

### First Reading and Introduction on February 07, 2023

| MOTION | SECOND | NAME        | YEAS | NAYS | ABSTAIN | ABSENT | EXCUSED |
|--------|--------|-------------|------|------|---------|--------|---------|
|        | X      | DeAugustine | X    |      |         |        |         |
|        |        | Freedman    | X    |      |         |        |         |
|        |        | Hyatt       | X    |      |         |        |         |
|        |        | Mobley      | X    |      |         |        |         |
|        |        | Rios        | X    |      |         |        |         |
| X      |        | Bonanno, VP | X    |      |         |        |         |
|        |        | Epps, CP    | X    |      |         |        |         |

**Public Hearing March 8, 2023**

| MOTION | SECOND | NAME         | YEAS | NAYS | ABSTAIN | ABSENT | EXCUSED |
|--------|--------|--------------|------|------|---------|--------|---------|
| X      |        | DeAugustine  | X    |      |         |        |         |
|        |        | Freedman     | X    |      |         |        |         |
|        | X      | Hyatt        | X    |      |         |        |         |
|        |        | Mobley       |      |      |         |        | X       |
|        |        | Rios         | X    |      |         |        |         |
|        |        | Bonanno, CVP | X    |      |         |        |         |
|        |        | Epps, CP     | X    |      |         |        |         |

**Final Adoption: March 8, 2023**

| MOTION | SECOND | NAME         | YEAS | NAYS | ABSTAIN | ABSENT | EXCUSED |
|--------|--------|--------------|------|------|---------|--------|---------|
| X      |        | DeAugustine  | X    |      |         |        |         |
|        |        | Freedman     | X    |      |         |        |         |
|        | X      | Hyatt        | X    |      |         |        |         |
|        |        | Mobley       |      |      |         |        | X       |
|        |        | Rios         | X    |      |         |        |         |
|        |        | Bonanno, CVP | X    |      |         |        |         |
|        |        | Epps, CP     | X    |      |         |        |         |

*Craig Epps*

Craig Epps, Council President

ATTEST:

*Brook Nieves*

Brook Nieves, Deputy Clerk

Approved: ✓

*Dahlia O. Vertreese*

Dahlia O. Vertreese, Mayor

*3-10-2023*

Date

Vetoed: \_\_\_\_\_

Returned to the Township Clerk with the following statement of objections:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_