

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 101 - 2011

6
7 AN ORDINANCE AMENDING SECTION 303.10 OF TITLE
8 ONE, PART THREE OF THE CODIFIED ORDINANCES,
9 RELATING TO IMPOUNDED VEHICLES, AND DECLARING
10 AN EMERGENCY.

11
12 BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County of Summit,
13 and State of Ohio, that:

14
15 Section 1. Section 303.10 of the Codified Ordinances of the City of Cuyahoga Falls
16 is hereby amended to read in full as follows (new text underlined; deleted text in
17 ~~strikethrough~~):

18
19 303.10 TOWING, ~~AND STORAGE AND ADMINISTRATIVE FEES.~~

20 (a) For services rendered by authorized towing companies, as set forth in Section
21 303.09, such towing companies shall charge towing and storage for services rendered,
22 an amount not to exceed that set forth in the following schedule:

	Service	Fee
(1)	For all towing services performed wholly within the City, except as otherwise provided for herein	\$125.00
(2)	For all towing services for a motorcycle tow with trailer performed wholly within the City	\$125.00
(3)	For storing vehicles for each 24 hour period or fraction thereof	\$ 12.00
(4)	For storing vehicles less than four hours	\$ 5.00
(5)	Towing with flatbed truck	\$150.00
(6)	Cleanup of accident site (removal of glass, injurious substances and normal debris where cleanup takes more than one hour)	\$25.00 per hour or fraction thereof

23
24
25 (b) There is hereby established an administrative charge in the amount of fifty
26 dollars (\$50.00) which shall be assessed against the owner of any vehicle impounded
27 pursuant to Section 303.07, for the purpose of recovering a portion of the City's
28 administrative costs incurred in the removal and impounding of the vehicle. The
29 administrative charge may be paid directly to the City, taxed as costs in any related civil
30 or criminal proceeding, or collected with the towing and storage fees when the vehicle is
31 claimed. Unless the authorized towing company holding the vehicle has received official
32 notice that the fee has been paid, the fee shall be collected when the owner or the
33 owner's representative claims the vehicle, and shall be remitted to the City by the
34 towing company within thirty (30) days. An impounded vehicle shall not be released
35 without the administrative charge first being paid. Any towing company failing to
36 collect and remit the administrative charge in accordance with this subsection shall
37 forfeit its designation as an authorized towing company under Section 303.09.

38
39 (c) No administrative charge under subsection (b) shall be imposed against a towing
40 company that obtains a salvage title to a motor vehicle in its possession, pursuant to
41 Section 4505.11 of the Ohio Revised Code.
42

43 (d) The fees set forth in subsection (a) hereof shall include the removal of glass,
44 injurious substances and normal debris, resulting from accidents, from the public
45 streets at the request of the Police Department.
46

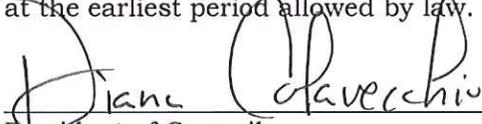
47 Section 2. Existing Section 303.10 of the Codified Ordinances, as amended by Ord.
48 No. 51-2008, passed May 12, 2008, is hereby repealed.
49

50 Section 3. Any ordinances or resolutions or portions of ordinances and resolutions
51 inconsistent herewith are hereby repealed, but any ordinances and resolutions not
52 inconsistent herewith and which have not previously been repealed are hereby ratified
53 and confirmed.
54

55 Section 4. It is found and determined that all formal actions of this Council
56 concerning and relating to the passage of this ordinance were taken in an open meeting
57 of this Council and that all deliberations of this Council and of any committees that
58 resulted in those formal actions were in meetings open to the public, in compliance with
59 all legal requirements including Chapter 107 of the Codified Ordinances.
60

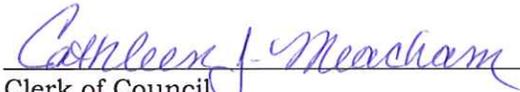
61 Section 5. This ordinance is hereby declared to be an emergency measure necessary
62 for the preservation of the public peace, health, safety, convenience and welfare of the
63 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the
64 affirmative vote of two-thirds of the members elected or appointed to Council, it shall
65 take effect and be in force immediately upon its passage and approval by the Mayor;
66 otherwise it shall take effect and be in force at the earliest period allowed by law.
67

68
69 Passed: 11-28-11
70



President of Council

71
72
73
74



Clerk of Council

75
76
77 Approved 12/1/11
78



Mayor

79
80 11/14/11
81 O:\2011ords\amend 303.10 Sub. 11.28.11.doc