

**CITY OF UNION CITY
COUNTY OF HUDSON, STATE OF NEW JERSEY**

ORDINANCE

**AN ORDINANCE AMENDING CHAPTER 397
OF THE CODE OF THE CITY OF UNION CITY
ENTITLED "TOWING"**

WHEREAS, pursuant to N.J.S.A. 40:48-2.49, the City of Union City may, by ordinance, regulate the removal and storage of motor vehicles within the town; and

WHEREAS, Chapter 397 of the Code of the City of Union City (the "Code") entitled "Towing" sets forth the provisions governing towing and the fees that can be charged for these services; and

WHEREAS, the Mayor and Board of Commissioners believe that it is vital that City vehicles that become disabled on City streets be repaired or towed as expeditiously as possible so that the City can continue to provide essential services to City residents and that those minor repairs and towing within Hudson County should be at a reduced fee when charged to the City as it is providing essential government services to City residents at tax payer expense.

NOW, THEREFORE, BE IT ORDAINED, by the Board of Commissioners of the City of Union City, County of Hudson, State of New Jersey as follows:

SECTION ONE

Chapter 397 entitled "Towing" of the Code of the City of Union City is hereby amended and revised to add the following Section:

Section 397-29 Police and other municipal vehicles

- (a) All licensees shall be obligated to make minor roadside service repairs to vehicles owned by the City of Union City, in the event that they become disabled, without charge to the City if within the County of Hudson.
- (b) All licensees shall be obligated to tow vehicles owned by the City of Union City, in the event that they become disabled, at a flat rate of \$50.00 for vehicles five tons and under, and at a flat rate of \$200.00 for vehicles over five tons, if towed within the County of Hudson.

SECTION TWO

Severability. The provisions of this Ordinance are declared to be severable and if any section, subsection, sentence, clause or phrase thereof for any reason be held to be invalid or unconstitutional, such decision shall not effect the validity of the remaining sections, subsections, sentences, clauses and phrases of this Ordinance, but shall remaining in effect; it

being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION THREE

Repealer. All Ordinances or parts thereof in conflict or inconsistent with this Ordinance are hereby repealed, but only however, to the extent of such conflict or inconsistency, it being the legislative intent that all Ordinances or part of ordinances now existing or in effect unless the same being conflict or inconsistent with any provision of this Ordinance shall remain in effect.

SECTION FOUR

This Ordinance shall take effect upon passage and publication as required by law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the City of Union City Board of Commissioners, introduced on _____ 2016 and will be further considered after a Public Hearing held on _____ at the at _____ m.

INTRODUCED: September 20, 2016

ADOPTED: October 4, 2016

ATTEST:

Erin Knoedler
Deputy City Clerk

DATE

Summary of Ordinance

This ordinance requires towing operators to make minor roadside repairs to disabled City vehicles without charge and to tow City vehicles at a reduced rate if towed within Hudson County.