

BOARD OF SUPERVISORS  
COUNTY OF STAFFORD  
STAFFORD, VIRGINIA

ORDINANCE

At a regular meeting of the Stafford County Board of Supervisors (the Board) held in the Board Chambers, George L. Gordon, Jr., Government Center, Stafford, Virginia, on the 7<sup>th</sup> day of July, 2020:

<u>MEMBERS:</u>	<u>VOTE:</u>
Meg Bohmke, Chairman	Yes
Thomas C. Coen, Vice Chairman	Yes
Tinesha O. Allen	Absent
L. Mark Dudenhefer	Yes
Cindy C. Shelton	Yes
Gary F. Snellings	Yes
Crystal L. Vanuch	Yes

On motion of Ms. Vanuch, seconded by Mr. Coen, which carried by a vote of 6 to 0, the following was adopted:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD  
COUNTY CODE SEC. 15-169, "CHARGES FOR TOWING AND  
STORAGE OF MOTOR VEHICLES" TO INCREASE CERTAIN  
TOWING AND STORAGE FEES

WHEREAS, on October 9, 2019 the Stafford County Trespass Advisory Board on Towing (Tow Board) motioned and approved to recommend to the Board changing the rates for medium duty towing (11,001-26,000 pounds) and heavy duty towing (over 26,000 pounds); and

WHEREAS, the rates had not been reviewed or changed since 2009 when the ordinance was established; and

WHEREAS, the Board carefully considered the recommendations of the Sheriff's Office, the Tow Board, and staff, and the public testimony, if any, at the public hearing; and

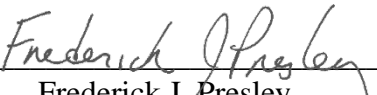
WHEREAS, the Board desires to amend the County Code and finds that these amendments secure and promote the public health, safety, and general welfare of the County and its citizens;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 7<sup>th</sup> day of July, 2020, that Stafford County Code Sec. 15-169, "Charges for towing and storage of motor vehicles," be and it hereby is amended and reordained as follows, with all other portions remain unchanged:

**Sec. 15-169. - Charges for towing and storage of motor vehicles.**

- (a) No tow truck service shall charge a recovery fee or initial towing fee of more than one hundred thirty-five dollars (\$135.00) for towing any motor vehicle or trailer, with a gross weight of eleven thousand (11,000) pounds or less, from a private parking lot or parking area or parking space therein, or from any other private lot or building. No tow truck service shall charge a recovery fee or initial towing fee of more than ~~one hundred fifty dollars (\$150.00)~~ two hundred fifty dollars (\$250.00) for towing any motor vehicle or trailer, with a gross weight of between eleven thousand one (11,001) pounds and twenty-six thousand (26,000) pounds, from a private parking lot or parking area or parking space therein, or from any other private lot or building. No tow truck service shall charge a recovery fee or initial towing fee of more than ~~two hundred seventy-five dollars (\$275.00)~~ four hundred seventy-five dollars (\$475.00) for towing any motor vehicle or trailer, with a gross weight of twenty-six thousand one (26,001) pounds or more, from a private parking lot or parking area or parking space therein, or from any other private lot or building; except that a tow truck service may charge a recovery or initial towing fee in excess of ~~two hundred seventy-five dollars (\$275.00)~~ four hundred seventy-five dollars (\$475.00) in extenuating circumstances, provided that the fee is reasonable under the circumstances. There shall be no additional charges or fees for mileage.
- (b) No tow truck service shall assess any storage charge or fee for the initial twenty-four (24) hours of storage. After the initial twenty-four (24) hours of storage, a storage charge, not to exceed thirty-five dollars (\$35.00) per twenty-four-hour period may be assessed for any motor vehicle or trailer with a gross weight of eleven thousand (11,000) pounds or less. After the initial twenty-four (24) hours of storage, a storage charge, not to exceed ~~forty-five dollars (\$45.00)~~ sixty dollars (\$60.00) per twenty-four-hour period, may be assessed for any motor vehicle or trailer with a gross weight of between eleven thousand one (11,001) pounds and twenty-six thousand (26,000) pounds. After the initial twenty-four (24) hours of storage, a storage charge, not to exceed ~~fifty-five dollars (\$55.00)~~ sixty dollars (\$60.00) per twenty-four-hour period may be assessed for any motor vehicle or trailer with a gross weight of twenty-six thousand and one (26,001) pounds or more. Delays caused by storage yard personnel shall not be included when computing storage charges or fees.

A Copy, teste:

  
Frederick J. Presley  
County Administrator