

ORDINANCE NO. 4132

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES SECTION 110, SUBSECTION 166 (A) AND (C) OF THE CITY OF DEER PARK, REGARDING REGULATION OF WRECKERS FOR NON-CONSENT TOWS; AND DECLARING AN EMERGENCY.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DEER PARK:**

**I.**

That Section 110, Subsection 166 (a) and (c) of The City Of Deer Park Code Of Ordinances are hereby amended by amending the language in Subsection 166 (a) and (c) in the Deer Park Code Of Ordinances with the following:

**Section 110-166 (a) and (c):**

**Service charges.**

(a) The charge for a non-consent tow truck service from the scene of an accident within the city limits to a location within the city limits or to the licensee's storage facility located within Deer Park for a passenger automobile, pickup truck (up to 3/4 ton) or motorcycle shall not exceed One Hundred Eighty-Five and no/dollars (\$185.00).

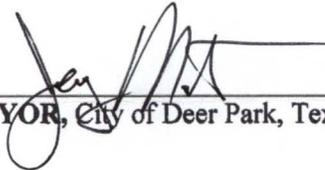
(c) The investigating police officer at the scene of an accident shall have authority to summon a heavy-duty tow truck when, in his opinion, such equipment is required. The owner of the vehicle whose car is serviced by a heavy-duty tow truck called by the investigating officer shall be responsible for any and all charges that result from such heavy-duty tow truck service. There shall be a charge of Two Hundred Twenty Five and no/100 dollars (\$225.00) per hour, two-hour minimum charge, for towing a vehicle which requires a heavy-duty tow truck from one location within the city to another; all heavy-duty tow trucks must be at least five tons in size and have a tandem axle. The charge is calculated from the time a heavy-duty tow truck leaves a licensee's place of business to the time the tow truck or disabled vehicle is delivered to a location designated by the chief of police or owner. Fees for fractions of an hour above the two-hour minimum charge are based upon quarter-hour increments. If air bags or other special equipment are

required, a reasonable fee may be negotiated between the owner of a tow truck or disabled vehicle and the tow truck operator.

II.

It is officially found and determined that the meeting at which this Ordinance was adopted, was open to the public and the public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Government Code of the State of Texas.

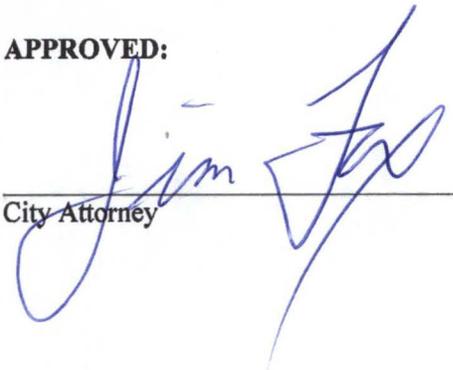
In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, passed, approved and adopted on this the 17<sup>th</sup> day of December, 2019 by a vote of 7 "Ayes" and 0 "Noes".

  
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MAYOR, City of Deer Park, Texas

ATTEST:

  
\_\_\_\_\_  
City Secretary

APPROVED:

  
\_\_\_\_\_  
City Attorney