

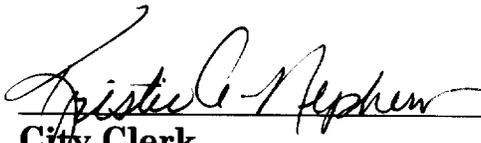
**City of St. Charles, Illinois**

**Ordinance No. 1999-M-36**

**An Ordinance Amending  
Title 10, "Vehicles and Traffic,"  
Chapter 10.58, "Towing Services,"  
of the St. Charles Municipal Code**

**Adopted by the  
City Council  
of the  
City of St. Charles  
June 7, 1999**

**Published in pamphlet form by  
authority of the City Council  
of the City of St. Charles,  
Kane and Du Page Counties,  
Illinois, June 11, 1999**

  
\_\_\_\_\_  
**City Clerk**

**(S E A L)**

DATE OF PUBLICATION 6/11/99  
NEWSPAPER Pamphlet form

REFER TO:  
MINUTES 6/7/99  
PAGE \_\_\_\_\_

ORDINANCE NO. 1999-M- 36

**AN ORDINANCE AMENDING TITLE 10, "VEHICLES AND TRAFFIC,"  
CHAPTER 10.58, "TOWING SERVICES,"  
OF THE ST. CHARLES MUNICIPAL CODE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES,  
KANE AND DUPAGE COUNTIES, ILLINOIS, AS FOLLOWS:**

1. That Title 10, "Vehicles and Traffic," of the St. Charles Municipal Code, be and is hereby amended to read as follows

- A. Section 10.58.040.C., "Eligibility" is amended to read as follows:  
"Eligibility - Any firm shall become eligible to be listed on the roster and participate in the assignment of service calls by the Police Department if it maintains its principal place of business in the City of St. Charles or is within the subdivision control limits of the City of St. Charles."
- B. Section 10.58.060 D, "Attendants and Drivers" is hereby amended to read as follows  
"Attendants and Drivers - list the names, addresses, driver's license number, and classification of all attendants and drivers who will conduct the police towing service, as well as number of years employed, training received by said attendants and drivers, and experience of said personnel in the conduct of said business."
- C. Section 10.58.160 A is hereby amended to read as follows:  
"Truck Chassis: At least two rigs, one of which being a flat bed, of one (1) ton capacity with rear dual wheels. The police officer on the scene shall determine if greater capacity is needed and may call upon any service capable of providing that capacity regardless of whether or not said company is on the roster of the City and whether it is their period of time to receive police requests."
- D. Section 10.58.160 B is hereby amended to read as follows:  
"Company Name: Company name, address, and phone number on both sides of the tow truck which conform in color and size to those requirements as set forth in 65 ILCS 5/12-606(a)."

E. Section 10.58.160.C is hereby amended to read as follows:

"**Lights:** Trucks must, at all times, be equipped with such headlights, taillights, red reflectors, stop lights, warning lights, plus front cornering strobes as required by Illinois law, plus one white utility light (adjustable or portable), and may be equipped with such other lights as the owner may desire which are not forbidden by Illinois law."

F. Section 10.58.200 is hereby amended to read as follows:

"**Fees.**

A. Towing - the maximum which may be charged by any towing operation for removing a vehicle from the street in response to a police call shall be as follows

- 1 For the tow of any vehicle, for the total gross weight up to 12,000 lbs, a flat rate of \$70.00.
- 2 For any service call where no tow is involved - \$45.00
- 3 All out-of-town mileage charges shall not exceed \$2.00 per mile.
- 4 For vehicles with a weight between 12,000 and 26,000 lbs - \$65.00 per hour.
- 5 Any and all vehicles with a weight over 26,000 lbs, - \$75.00 per hour.
- 6 Recovery Fee - for vehicles with a combined weight of 26,000 lbs. and under the fee shall be no more than \$100.00 per hour. For vehicles over 26,000 lbs. and where goods need to be secured, a recovery fee not in excess of \$125.00 per hour.
- 7 When it is determined that due to a vehicle's condition that a heavy duty under-reach is required, the fee shall not exceed \$75.00 per hour.
- 8 Where a flat bed is required to haul away a vehicle, the rate shall not exceed more than \$40.00 per hour
- 9 Special handling charges shall be at a rate not to exceed \$75.00 per hour and shall be measured in 15 minute increments. Special handling charges shall include, but not be limited to, the following:
  - (a) Vehicle Roll-over;
  - (b) Vehicle impacted in a building or other structure.
  - (c) Vehicle in river or other body of water;
  - (d) Vehicle off the roadway requiring the use of a power wench for retrieval.
- 10 Miscellaneous Rates.
  - (a) Police vehicles for the City of St. Charles will be towed at the rate of \$45.00 per hour.
  - (b) Snow tow removal or snow relocation shall be charged at the rate of \$60.00 per hour.

(c) Standby Time shall be charged at the rate of \$35.00 per hour, up to a maximum of two (2) hours.

B. Storage Charges - the storage charges for vehicles shall be as follows:

- 1 For vehicles stored less than 24 hours - no charge.
- 2 For any vehicle up to 12,000 lbs - \$25.00 per day.
- 3 For any vehicle over 12,000 lbs - \$30.00 per day.
- 4 For storage of semi-tractor truck only - \$30.00 per day
- 5 For storage of semi-tractor truck and trailer - \$60.00 per day.

C. Revision of Rate - Notice of Hearing.

- 1 The City Council of the City of St. Charles may, from time to time, amend this ordinance after a public hearing, the schedule of maximum fees or rates which may be charged for towing and storage services.
- 2 Prior to the City council hearing, there shall be a publication, at least once, of said hearing in a newspaper of general circulation within the City, at least ten (10) days before the hearing date. In addition thereto, the hearing shall be preceded by at least ten (10) days' notice of such hearing, given by letter from the City Clerk to each firm then listed on the roster herein provided, said letter directed to the address contained in the application submitted hereunder. Failure to give such notice shall not invalidate such fees.

G. Section 10.58.220 is hereby amended to replace "Tow Car" with "Tow Truck" and shall read as follows:

**"Tow Truck Markings.** Only tow trucks bearing the name of the company called shall be dispatched to the scene of need "

H. Section 10.58.260 shall be deleted in its entirety.

I. Section 10.58.280 is hereby amended to read as follows:

**"Insurance.** Each firm listed on said firm roster shall have in full force and effect during the period said firm remains on said roster, public liability, property damage and fire and theft insurance coverage. Proof of said coverage shall be a minimum eligibility requirement. The amounts of public liability and property damage coverage shall not be less than: Public Liability - \$300,000.00 for one person injured in one accident and \$500,000.00 aggregate for more than one person injured in one accident. Property Damage - \$100,000.00 per occurrence. Such public liability and property damage policies shall name the City as additional insured."

2. That after the adoption and approval hereof, this Ordinance shall (i) be printed or published in book or pamphlet form, published by the authority of the Council; or (ii) within thirty (30) days after the adoption and approval hereof, be published in a newspaper published in and with a general circulation within the City of St. Charles.

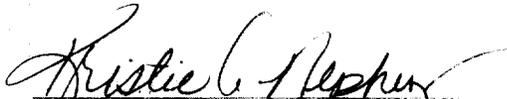
**PRESENTED** to the City Council of the City of St. Charles, Illinois, this 7th day of ~~May~~<sup>June</sup>, 1999.

**PASSED** by the City Council of the City of St. Charles, Illinois, this 7th day of ~~May~~<sup>June</sup>, 1999.

**APPROVED** by the Mayor of the City of St. Charles, Illinois, this 7th day of ~~May~~<sup>June</sup>, 1999.

  
\_\_\_\_\_  
MAYOR

**ATTEST:**

  
\_\_\_\_\_  
CITY CLERK

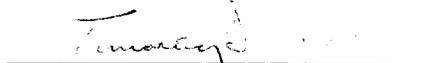
**COUNCIL VOTE:**

Ayes : 10

Nays : 0

Absent : 0

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
CITY ATTORNEY

DATE: 6/7/99

State of Illinois )  
 )  
 ) ss.  
Counties of Kane and DuPage )

## Certificate

I, KRISTIE A. NEPHEW, certify that I am the duly elected and acting municipal clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

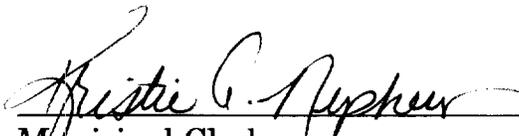
I further certify that on June 7, 1999, the Corporate Authorities of such municipality passed and approved Ordinance No. 1999-M-36, entitled

"An Ordinance Amending Title 10, "Vehicles and Traffic," Chapter 10.58, "Towing Services," of the St. Charles Municipal Code",

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 1999-M-36, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on June 11, 1999, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 7<sup>th</sup> day of June, 1999.

  
Municipal Clerk

(S E A L)