File #: 181642, **Version:** 2

181642
SUBSTITUTE 2

ALD. MURPHY, KOVAC, LEWIS AND DODD
A substitute ordinance relating to the city's towing drop fee.
93-47-3-e   rc
93-47-3-f   cr
This ordinance revises tow operator recordkeeping to require a tow truck operator to submit a form to the city signed by an owner or authorized operator of a motor vehicle who is present before the vehicle is fully hooked up for tow indicating the owner or authorized operator paid, or declined to pay, the drop fee after being advised payment of the drop fee would avert the tow.

If an owner or authorized operator of a motor vehicle refuses to sign the form, the tow truck operator will indicate the refusal on the form, and sign and submit the form.
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part. 1: Section 93-47-3-e of the code is repealed and recreated to read:

93-47. Motor Vehicle Towing.

3. DROP FEE.
e. A tow truck operator shall submit to the city a form, or forms, approved by the commissioner of public works, signed by an owner or authorized operator of a motor vehicle who is present before the vehicle is fully hooked up for tow indicating the owner or authorized operator paid, or declined to pay, the drop fee after being advised payment of the drop fee would avert the tow.

Part. 2: Section 93-47-3-f of the code is created to read:

3. DROP FEE.
f. If an owner or authorized operator of a motor vehicle who declines to pay a drop fee refuses to sign the form specified in par. e, the tow truck operator shall indicate the refusal on the form, and sign and submit the form as provided in par. e.

APPROVED AS TO FORM

_____

Legislative Reference Bureau
Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

_____

Office of the City Attorney

Date: _____

LRB 173556 - 3
Aaron Cadle
June 18, 2019

181642
PROPOSED SUBSTITUTE

ALD. MURPHY, KOVAC, LEWIS AND DODD
A substitute ordinance relating to the city's towing drop fee.
93-47-3-e   rc
93-47-3-f   cr
This ordinance revises tow operator recordkeeping to require a tow truck operator to submit a form to the city signed by an owner or authorized operator of a motor vehicle who is present before the vehicle is fully hooked up for tow indicating the owner or authorized operator paid, or declined to pay, the drop fee after being advised payment of the drop fee would avert the tow.

If an owner or authorized operator of a motor vehicle refuses to sign the form, the tow truck operator will indicate the refusal on the form, and sign and submit the form.
The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part. 1: Section 93-47-3-e of the code is repealed and recreated to read:

93-47. Motor Vehicle Towing.

3. DROP FEE.
e. A tow truck operator shall submit to the city a form, or forms, approved by the commissioner of public works, signed by an owner or authorized operator of a motor vehicle who is present before the vehicle is fully hooked up for tow indicating the owner or authorized operator paid, or declined to pay, the drop fee after being advised payment of the drop fee would avert the tow.

Part. 2: Section 93-47-3-f of the code is created to read:

3. DROP FEE.
f. If an owner or authorized operator of a motor vehicle who declines to pay a drop fee refuses to sign the form specified in par. e, the tow truck operator shall indicate the refusal on the form, and sign and submit the form as provided in par. e.

APPROVED AS TO FORM

_____
Legislative Reference Bureau
Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

_____
Office of the City Attorney
Date: _____

LRB 173556 - 3
Aaron Cadle
June 18, 2019