

BY THE COMMON COUNCIL FOR THE CITY OF CHARLESTOWN, INDIANA:

ORDINANCE NO. 2000-OR-11

AN ORDINANCE ESTABLISHING A VEHICLE TOW-IN FEE FOR THE CHARLESTOWN
POLICE DEPARTMENT

WHEREAS, the Charlestown Police Department ("the Department") must frequently order vehicles towed from the City of Charlestown's public ways and from private property; and,

WHEREAS, occasionally the need to tow vehicles arises from circumstances beyond the vehicle owner's control (*e.g. a vehicular accident for which the owner/operator bears no criminal fault*), most often the need to tow vehicles arises from vehicle owner's violation of local, state or federal law; and,

WHEREAS, each time the Department must order a vehicle towed, the Department incurs substantial processing costs; and,

WHEREAS, a fee of twenty-five dollars (\$25.00) for each vehicle towed would reasonably compensate the Department for its processing costs; and,

WHEREAS, the Common Council of the City of Charlestown ("the Council") does not believe that the imposition of such a fee should be mandated in situations in which the need to tow the vehicle arises from circumstances beyond the vehicle owner/operator's control (*e.g. a vehicular accident for which the owner/operator bears no criminal fault*);

NOW, THEREFORE BE IT HEREBY ORDAINED that effective November 1st, 2000, the Department shall assess a twenty-five dollar (\$25.00) tow-in fee for each vehicle the Department orders towed, except those vehicles that must be towed as a result of circumstances beyond the owner/operator's control (*e.g. a vehicular accident for which the owner/operator bears no criminal fault*); and

NOW, THEREFORE BE IT FURTHER ORDAINED that effective November 1st, 2000, any entity that provides tow-in services for the Department shall collect the Department's tow-in fee along with its fees prior to releasing any towed vehicle to its owner, and shall forward the Department's tow-in fees to the Department at least monthly; and,

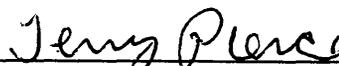
NOW, THEREFORE BE IT FURTHER ORDAINED that effective November 1st, 2000, all collected tow-in fees, prescribed by this ordinance, shall be directed to a non-reverting Department Training Fund, specifically for Department employee training courses and related expenses other than equipment; and,

NOW, THEREFORE BE IT ORDAINED that this ordinance shall be in full force and effect from and after, its passage by the CHARLESTOWN COMMON COUNCIL and publication as prescribed by law. Passed by vote of the CHARLESTOWN COMMON COUNCIL this 18th day of September, 2000.

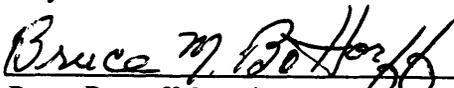
IN WITNESS, WHEREOF, WE HAVE SET OUR HANDS:



Mayor G. Robert Hall



Terry Pierce, Member



Bruce Bottorff, Member



Ed Bolly, Member



Ward Tackett, Member



Michael "Tony" Jackson, Member

ATTESTED: Donna Coomer, Clerk-Treasurer



Donna Coomer