

**RESOLUTION NO. 105-11**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, AMENDING MAXIMUM FEES FOR THE TOWING OF MOTOR VEHICLES PURSUANT TO CHAPTER 7.72 OF THE RICHMOND MUNICIPAL CODE**

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**WHEREAS**, the Council of the City of Richmond, California, last increased the fees that may be charged for towing motor vehicles at the request of the Richmond Police Department in 2005; and

**WHEREAS**, the costs of towing and storage have increased warranting an increase in the existing towing fees.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Richmond that, pursuant to Richmond Municipal Code Section 7.72.050(f), the maximum charges for the service of towing motor vehicles, after the date of adoption of this resolution, shall be in accordance with the following schedule which shall, upon its adoption, supersede the maximum fees set forth in Resolution No. 105-05.

**MAXIMUM TOWING CHARGES**

**A. MAXIMUM BASIC CHARGE:**

Beginning November 2, 2011, for each motor vehicle (including abandoned or stolen vehicles) towed at the request of the Richmond Police Department from a location within the City of Richmond to the nearest storage facility, the maximum basic charge shall be one hundred and eighty – five (\$185.00) per hour.

**B. MAXIMUM ADDITIONAL CHARGES:**

1. In any instance where the vehicle is towed outside the City of Richmond and where the distance between the location from which the motor vehicle is towed and the location to which it is delivered exceeds the distance between the location from which it is towed and the nearest storage facility operating under Chapter 7.74 of the Richmond Municipal Code, the following maximum additional charges may be made: \$5.00 per mile.
2. Emergency road service at the location of the motor vehicle when the vehicle is not towed shall not exceed:
  - a. Flat tire repair or changing tires: forty – two dollars (\$42.00).
  - b. Fuel, start batteries, lockout: thirty - five dollars (\$35.00).

- c. Recovery and/or towing of a motor vehicle from off the roadway where special equipment or winches must be used: one hundred seventy-two dollars and fifty cents (\$172.50) per hour prorated for each 15-minute increment. This charge may be made whether or not all or just a portion of the vehicle is off the roadway, so long as the situation actually necessitates the use of special equipment or winches. As used herein, the term “roadway” shall mean that portion of a street, road, or highway improved, designed or ordinarily used for vehicular travel.
- d. In any instance where a tow truck having a rated capacity in excess of one ton and two axles is required for towing and/or recovery the charge for the first hour or any portion thereof shall not exceed two hundred eighty-five dollars (\$285.00). If the towing or recovery shall exceed one hour, the charges for the time in excess of one hour shall be assessed at a rate not to exceed one hundred fifty-five dollars (\$155.00) per hour prorated for each 15-minute increment.
- e. In any instance where a tow truck having three axles is required for towing and/or recovery, the charge for the first hour, or any portion thereof, shall not exceed four hundred twenty – five dollars exactly (\$425.00) per hour prorated for each 15-minute increment.

**C. ADMINISTRATIVE FEES:**

- 1. The owner of any vehicle towed away under the direction of the City of Richmond Police Department pursuant to Chapter 11.76 shall be required to pay an administrative fee of three hundred fourteen dollars exactly (\$394.00) to the City of Richmond for the release of said owner’s vehicle.
- 2. The owner of any vehicle towed away under the direction of the City of Richmond Police Department pursuant to Section 14.40.050 of the Richmond Municipal Code, or Sections 14602.6, 14607.6, 22651(k), 22651(o) or 22651(p) of the California Vehicle Code, shall be required to pay an administrative fee of one hundred fifteen (\$141.00) to the City of Richmond for the release of said owner’s vehicle.

**D. GATE FEE:**

The owner of a vehicle towed away under the direction of the City of Richmond Police Department shall be required to pay an after-hours, gate fee of seventy-five dollars (\$75.00) when requesting release of a vehicle after hours, during holidays or on weekends.

**E. EVIDENCE TOWING:**

For each vehicle towed as evidence in a criminal matter, the charge for towing shall not exceed seventy-seven dollars and fifty cents (\$77.50).

**F. STORAGE FEES:**

1. For each towed vehicle stored as evidence in a criminal matter, the storage fee shall not exceed twenty dollars (\$20.00) per day for the first seven days, and five dollars (\$5.00) per day thereafter.
2. For all other vehicles, daily storage fee rates shall not exceed;
  - a. Vehicles designed for use of six or fewer passengers, including cars, light-duty pickup trucks, taxicabs, minibuses and minivans: Sixty dollars (\$60.00)
  - b. Local-use commercial vehicles, other than buses, including delivery vans, passenger vans, and two-axel flatbed trucks: eighty - five dollars (\$85.00).
  - c. Long-distance commercial vehicles and all buses: eighty - five dollars (\$85.00).

**BE IT FURTHER RESOLVED** that Resolution No. 105.05 is hereby rescinded.

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond, California at a joint meeting thereof held November 15, 2011 by the following vote:

Ayes: Councilmembers Bates, Beckles, Booze, Ritterman, Rogers, and Mayor McLaughlin.

Noes: None.

Abstentions: None.

Absent: Vice Mayor Butt

DIANE HOLMES  
Clerk of the City of Richmond

Approved:

GAYLE MCLAUGHLIN  
Mayor

Approved as to form:

RANDY RIDDLE  
City Attorney

State of California            }  
County of Contra Costa        } : ss.  
City of Richmond               }

I certify that the foregoing is a true copy of Resolution No. 105-11, finally passed and adopted by the City Council of the City of Richmond at a joint meeting held on November 15, 2011.