

**TOWNSHIP OF ANDOVER  
COUNTY OF SUSSEX, STATE OF NEW JERSEY**

**ORDINANCE #2023-03**

**AN ORDINANCE OF THE TOWNSHIP OF ANDOVER, COUNTY OF  
SUSSEX, STATE OF NEW JERSEY AMENDING CHAPTER 167,  
“TOWING AND STORAGE,” SECTION 16, “TOWING AND STORAGE  
FEE SCHEDULE,” OF THE TOWNSHIP CODE**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2.49, the Township Committee of the Township of Andover regulates towing services in the Township; and

**WHEREAS**, the Township’s towing and storage fee schedule was last updated in 2009 and is in need of updating; and

**WHEREAS**, the Township Committee has reviewed the most recent ‘Maximum N.J. State Police Rates’ for towing and storage, consulting these rates as a guideline in determining its revisions to the Township’s towing and storage fee schedule.

**NOW THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Andover that the Code of the Township of Andover shall be amended as follows:

**SECTION 1.**

**§ 167-16 Towing and storage fee schedule.**

The following fees are established as being the usual, customary, and reasonable rates which shall be charged for towing and storage of automobiles defined as basic towing service:

A. Class 1 and Class 2 vehicles.

1. Road service.

- a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$150 per hour, no mileage fee.
- b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday; weekends; or on New Jersey state holidays): \$180 per hour, no mileage fee.

2. Impound tows (written Police Department release required).

- a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$180 per hour and \$7 per mile (portal to portal).
  - b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday); weekends; or on New Jersey state holidays: \$205 per hour and \$7 per mile (portal to portal).
3. Disabled tow to duty vendor.
  - a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$180 per hour, no mileage fee.
  - b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday); weekends; or on New Jersey state holidays: \$205 per hour, no mileage fee.
4. Accident tows.
  - a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$180 per hour and \$7 per mile (portal to portal).
  - b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday); weekends; or on New Jersey state holidays: \$205 per hour and \$7 per mile (portal to portal).
5. Winching/cleanup/recovery: \$350 per hour.
6. Storage: \$50 per day.
  - a. There shall be a twelve-hour mandatory DWI hold for which the daily storage fee shall be waived unless the vehicle is not picked up after the waiting period
  - b. For disabled vehicles, the storage fee shall be waived when the vehicle is serviced or repaired by duty vendor.
  - c. The storage fee shall also be waived if the vehicle is picked up the same day it comes in
7. Additional charges.
  - a. Speedy dry: \$35 per container.
  - b. No-key charge: \$40.

B. Class 3 to Class 8 vehicles.

1. Road service.
  - a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$150 per hour.
  - b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday; weekends; or on New Jersey state holidays): \$180 per hour, with a two-hour minimum.
2. Disabled or impound tows (written Police Department release required).
  - a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$180 per hour and \$7 per mile (portal to portal).
  - b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday); weekends; or on New Jersey state holidays: \$205 per hour and \$7 per mile (portal to portal).
3. Class 3 and Class 4 portal to portal.
  - a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$230 per hour.
  - b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday; weekends; or on New Jersey state holidays): \$275 per hour.
4. Class 5 and Class 6 portal to portal.
  - a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$305 per hour.
  - b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday; weekends; or on New Jersey state holidays): \$355 per hour.
5. Class 7 and Class 8 portal to portal.
  - a. Days (between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday): \$405 per hour.

- b. Nights (between the hours of 5:01 p.m. and 7:59 a.m., Monday through Friday; weekends; or on New Jersey state holidays: \$430 per hour.
6. Accident recovery rates for Class 3 through Class 8 vehicles, minimum weights apply.

15,000 lbs.: RV/Motor homes  
30,000 lbs.: Bus/straight trucks  
60,000 lbs.: Tractor/trailers weights apply.

- a. Normal recovery on or near roadway: 1% of declared value of recovered cargo plus:

[1] Contained recovery/winchng: \$0.42 per pound.

[2] Salvage and debris recovery: \$0.54 per pound.

[3] Inclement weather: \$0.18 per pound.

[4] Nights/holidays/weekends: \$0.18 per pound.

[5] Travel to location: \$0.30 per pound.

[6] Wheels higher than roof: \$0.12 per pound.

[7] Embankments or inclines: \$0.12 per pound.

[8] Back door frame open: \$0.12 per pound.

[9] Tractor from under trailer: \$0.12 per pound

[10] Major suspension damage: \$0.60 per pound.

[11] Handle complete clean up: \$0.60 per pound.

[12] 30 M.P.H. Speed Zone: \$0.24 per pound.

[13] 50 M.P.H. Speed Zone: \$0.36 per pound.

- b. Additional surcharges shall apply to HAZMAT incidents.

**SECTION 2.** This Ordinance shall take effect upon final passage and publication according to law.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 4.** If any section, subsection, paragraph, sentence or any part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance not directly involved in the controversy in which such judgment shall have been rendered.

**SECTION 5.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

**SECTION 6.** This Ordinance may be renumbered for codification purposes.

### **NOTICE OF PENDING ORDINANCE**

PUBLIC NOTICE is hereby given that the foregoing Ordinance was introduced and passed at first reading at a Regular Meeting of the Township Committee of the Township of Andover held on January 19, 2023. A public hearing regarding same will be held at a hybrid meeting scheduled for February 2, 2023, beginning at 7:00PM, to be held both in person and virtually via Zoom, which details for accessing the meeting are as follows:

Webinar ID: 832 6104 1515

Passcode: 100240

Join Zoom Meeting with browser:

<https://us02web.zoom.us/j/83261041515?pwd=dktJOGJRMWc5MjUxcE9UWWxadINRdz09>

or

Join Zoom Meeting by Phone:

+ 1 301 715 8592

All persons interested both for and against said ordinance shall be given an opportunity to be heard concerning same.

Patricia L. Bussow, RMC  
Administrator/Municipal Clerk