

ORDINANCE O-04-122

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City

AN ORDINANCE AMENDING SECTION 4.56 OF THE CONWAY MUNICIPAL CODE AS AMENDED PREVIOUSLY BY ORDINANCE O-04-49 AND ORDINANCE O-04-85, DECLARING AN EMERGENCY, AND FOR OTHER PURPOSES

WHEREAS, the City of Conway wishes alter the terms and conditions under which it grants wrecker franchises for city tows,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS:

SECTION 1. That Section 4.56.02, (B), of the Conway Municipal Code is hereby amended to read as follows:

- “B. The Franchisee will be required to sweep and haul away all debris, glass, and metal parts of automobiles damaged at the scene of an accident. Excessive debris cleanup shall be charged at a rate of **\$40.00** per half hour for passenger cars and trucks up to dual wheels. Excessive debris cleanup for trucks with dual wheels and heavier shall be charged an additional charge according to what needs and equipment are required to complete the job.”

SECTION 2. That Section 4.56.02, (E), of the Conway Municipal Code is hereby amended to strike the last sentence of the third paragraph namely:

- (E) (First Paragraph remains)
(Second Paragraph remains)
(Third Paragraph remains except the last sentence . . .)
“Copies of these forms will be submitted monthly to the Police Chief of the city of Conway.”

SECTION 3. That Section 4.56.02, (F), of the Conway Municipal Code is hereby amended by striking the entire section from the code and redesignating the remaining sections accordingly after the other amendments to the code as contemplated in this ordinance have been.

SECTION 4. That Section 4.56.02, (H), of the Conway Municipal Code is hereby amended to read as follows:

- “(H) The Franchisee will be required to have or to have available radio dispatched equipment of the following specifications:
- 2 – One (1) ton light duty wreckers
 - 1 – Twenty-five (25) ton rated wrecker with tandem *(twin screw)* rear axles

1 - One and one half (1.5) ton or heavier rollback (flatbed)

SECTION 5: That Section 4.56.02, CHARGES, (F), of the Conway Municipal Code is hereby amended to read as follows:

“CHARGES:

(F). The tow charges will be increased five (5%) percent a year each year starting *December 1, 2005 until December 1, 2008.*

SECTION 6: That Section 4.56.02, STORAGE, (C), of the Conway Municipal Code is hereby amended to read as follows:

“STORAGE:

(C). After a vehicle has been placed in the storage area, the Franchisee(s) may charge a maximum of **\$30.00** to release said vehicle if said release occurs between the hours of 6:00 p.m. and 8:00 a.m. or if said release occurs on *Sundays or holidays.*


All wrecker calls for city owned vehicles shall be directed to the Franchisee(s) and shall be handled by the Franchisee(s) free of charge” *with the exception of large vehicles classed in categories “C” and “D” of the “CHARGES” section above which shall be charged up to the maximum current charge as allowed by ordinance.*

SECTION 7. That all ordinances or parts of ordinances in conflict with this ordinance specifically Ordinance O-04-61 are repealed to extent of that conflict.

SECTION 8. That an emergency is declared and this ordinance shall be in full force and effect from the date of passage and publication.

PASSED this 26th day of October, 2004

APPROVED:


Mayor Tab Townsell

ATTEST:


City Clerk Mike Garrett