File #: 110209., **Version:** 4

ROAM TOWING - SUCCESSOR BUSINESSES (B)

Ordinance No. 110209
An ordinance of the City of Gainesville, Florida, amending the City of Gainesville, Sec. 14.5-27, relating to wrecker operator's permit; by amending the requirements to obtain or renew a wrecker operator's permit; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

> The City Commission: 1) Strike the Ordinance from the Agenda; 2) refer the entire "Towing or Immobilizing Vehicles from Private Property" Article, including the transfer of ownership to circumvent penalties issue to the Public Safety Committee for a comprehensive re-write of the City of Gainesville Towing Ordinances, Chapter 14.5.

After considering the issues raised by Susan Forron, owner of one or more tow companies, having heard concerns of some members of the City Commission at the First Reading of the Ordinance, and discussing this issue with the Chief of Police, the City Attorney's Office recommends that the City Commission not adopt the ordinance as presented, and instead refer the entire matter to the Public Safety Committee for consideration of a comprehensive re-write of the City's Tow Ordinances, including the proposed Amendments to Section 14.5-27. This Office reaches this recommendation after a review Chapter 14.5 as a whole and seeing that it would be best to deal with the entire Chapter comprehensively, as recommended by individual members of the Commission, rather than by patching one issue and referring the remainder to the Public Safety Committee for discussion. By denying the proposed amendment at this time and making a referral to the Public Safety Committee to consider a comprehensive re-write of the Tow Ordinances, and including the experience of other regulatory jurisdictions, provisions relating to transfer of ownership to circumvent penalties, the final product will be a more understandable and easily enforced package.