

**CITY OF MOORE  
ORDINANCE 1002.22**

**AN ORDINANCE AMENDING PART 9, CHAPTER 11, SECTIONS 9-1101 THROUGH 9-1110 BY ADDING DEFINITIONS; ADDING INSPECTION REQUIREMENTS FOR CITY LICENSE; DEFINING PROCESS FOR SUSPENSION AND REVOCATION OF CITY LICENSE; AMENDING EXPIRATION DATE FOR CITY LICENSE; LIMITING ON-SITE VEHICLE STORAGE TO 12-MONTHS; ADDING SITE REQUIREMENTS FOR STORAGE YARDS AND PROVIDING FOR A 1-YEAR AMORTIZATION PERIOD; ESTABLISHING THE ROTATION LOG AGREEMENT; ESTABLISHING PROCESS FOR REMOVAL OR SUSPENSION FROM ROTATION LOG; REPEALING SECTIONS 9-1111 THROUGH 9-1112; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER.**

Be it ordained by the Council of City of Moore, in the State of Oklahoma, as follows:

**CHAPTER 9-11 WRECKERS AND TOWING SERVICE**

**Sec 9-1101 Definitions**

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Inspecting Officers* means the City of Moore Chief of Police, or their designee, the City of Moore Community Development Director, or their designee, or the City of Moore City Clerk, or their designee, who makes inspections on behalf of the city of wrecker service vehicles, equipment, and place of businesses and tow and impound yards.

*Rotation log* means the list of wrecker companies that have been approved to provide wrecker services for the City in accordance with this Chapter.

*Storage yard* shall be defined as the temporary storage of vehicles that have been towed, carried, hauled or pushed from public or private property for impoundment in a public or private impound yard.

*Towing service rotation agreement* means the non-exclusive agreement entered into between the city and a wrecker and towing service that defines the obligations, procedures and terms for police dispatched tow service.

*Wrecker and towing service* means any person, firm, corporation or other entity, whether licensed or not, who owns or operates a business which engages, in whole or in part, in the business of towing, removal and storage of motor vehicles in the City.

**Sec 9-1102 License Required**

- A. No person shall, within the city, operate a wrecker or towing service without first having obtained from the city clerk a license therefor and without having complied with all other provisions of this chapter, and the provisions of 47 O.S. 951 et seq.

- B. Any person or business desiring a license for a wrecker or towing service shall file an application with the city clerk on such forms as may, from time to time, be developed for that purpose and made available to the public. Such license must be renewed annually.
- C. Designated officials from the Moore Police Department and the Community Development Department shall make an initial inspection upon receipt of application and shall make an annual inspection upon annual license renewals. Such inspections shall determine if the wrecker and tow service is in compliance with City Code. No license or license renewal shall be issued without Moore Police Department and Moore Community Development Department approval.
- D. No license shall be issued to any wrecker service with its storage yard located outside the limits of the city unless such prospective licensee contracts with an individual, company or other organization who maintains a storage yard within the city.

#### **Sec 9-1103 Fee**

- A. The fee for the license required by Section 9-1102 to perform a wrecker or towing service operation shall be the sum as set by the city. Licenses procured under this chapter shall expire on December 31 following their issuance. A prorated license fee shall be paid for any license issued after January 31.
- B. The fee for an annual license renewal and re-inspections required by Section 9-1102 to perform a wrecker or towing service operation shall be the sum as set by the city. License renewal fees shall not be prorated.

#### **Sec 9-1104 License Revocation or Suspension**

- A. A license or permit issued under this division may be revoked or suspended by the city clerk, for good cause, or in any case where any of the provisions of this division are violated. Any license issued for a wrecker and towing service may be revoked or suspended by the city after notice and hearing upon not less than ten days' notice, by certified mail to the last-known address of the licensee, or personal service on the licensee. Such notice shall be calculated from the date of mailing or in the case of personal service, from the date of service upon the licensee. The hearing shall be held before a panel comprised of the Chief of Police, or their designee, Moore City Clerk, the Community Development Director, or their designee, and the City Attorney, or their designee. The panel shall determine license revocation or length of suspension, and other terms and conditions of maintaining a Wrecker and Towing Service license within the City.

#### **Sec 9-1105 Vehicle List**

- A. Each year upon license renewal, all wrecker and towing services shall submit a complete inventory of vehicles being stored in the storage yard including the make, model and registration or license tag number. The inventory shall be reviewed by the license renewal inspecting officers. No vehicles shall be stored in the storage yard for a period of time exceeding 12 months. However, if extenuating circumstances require certain vehicles to be stored in the storage yard exceeding 12 months, documentation of the extenuating circumstance and estimated date of removal shall be provided to the inspecting officers.

#### **Sec 9-1106 Storage Yard**

A. All wrecker and towing services, who store, park or maintain possession of a towed vehicle shall store such vehicles in a secured facility meeting the following minimum requirements;

1. Construction material for fencing shall be of wood or metal design, which must allow the facility to remain sight-proof. The fence must not be less than six feet high and not higher than eight feet. All lots shall have a least one gate of the same quality material as the fence and shall be kept closed and locked unless in use. The fence shall be supported by metal poles set in concrete footings. All fences shall be kept in good repair and comply with Section 8-1113(D) of the Moore City Code.
2. Storage yards shall be designed to be adequate in size for the individual wrecker services need for storing vehicles. No vehicles shall be parked or stored outside of the fenced storage yard other than an employee or customer vehicle that is operational and not impounded or otherwise stored.
3. A minimum of one primary storage yard shall be located within Moore City Limits.
4. No storage yard shall be located on a lot with another automotive business without an approved Certificate of Occupancy dated prior to January 1, 2022. There shall be no renting, selling, salvaging, dismantling or repair of vehicles in association with the wrecker and towing service other than what is required by the state licensing authority. The co-mingling of vehicles between the businesses is not allowed.
5. Vehicle staging areas shall be provided inside the storage yard to allow the loading and unloading of vehicles behind a sight-proofed fence. No vehicle staging, loading or unloading shall take place on street right-of-way.
6. Wrecker and towing services approved prior to April 18, 2022 shall maintain gravel customer parking outside of the storage yard in good repair at all times, free from wash-outs and gulleys, to prevent the tracking of mud or dirt onto a public street. All wrecker and towing services approved after April 18, 2022 shall provide paved customer parking outside of the storage yard that meets the requirements of Section 12-400 of the Moore Land Development Code.

B. The license of any wrecker or towing service business existing as of the date of the passage of this ordinance whose storage yard does not meet the requirements as set forth in this section shall be given 1 year from the expiration date of their current license to become compliant with the Moore City Code.

#### **Sec 9-1107 Parking**

A. It is unlawful for any wrecker to be parked or stored on public or private property within an area zoned for residential use.

#### **Sec 9-1108 Rotation Log**

A. A wrecker and towing service may apply at any time and be placed on a list maintained by the police department for the purpose of referrals. An interested licensee shall file an application with the Moore Police Department on such forms as may, from time to time, be developed for that purpose and made available to the public. For a wrecker and towing service to be placed on the Moore Police Department Rotation Log, the applicant must hold

a valid City of Moore Wrecker and Towing Service license and agree to the terms and conditions of the Rotation Agreement.

- B. Referrals shall be directed only to the licensees appearing on said list. The list may be maintained by the city with any number of licensees up to and including four. All wrecker and towing services located on the Rotation Log at time of ordinance passage shall remain on the Rotation Log until such time as the wrecker and towing service is removed from the Rotation Log either voluntarily by the wrecker and towing service or pursuant to Sec. 9-1111.
- C. A waiting list to be added to the Rotation Log may be maintained by the Moore Police Department. If at any time the number of wrecker and towing service companies on the Rotation Log falls below four, excepting a temporary suspension from the list, the wrecker and towing service waiting the longest on the wait list shall be offered a place on the Rotation Log.

**Sec 9-1109 Removal from Rotation Log**

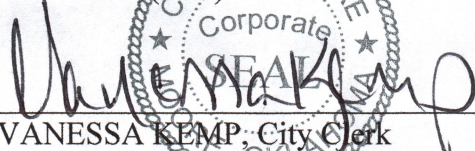
A. Any licensed wrecker and towing service may be removed or suspended from the Rotation Log for not complying with the requirements of this Chapter or by violating the requirements in the Rotation Agreement. A Company may be suspended or removed from Rotation for good cause, or in any case where any of the provisions of this agreement are violated after notice and hearing upon not less than ten (10) days' notice, by certified mail to the last-known address of the licensee. Such notice shall be calculated from the date of mailing. The hearing shall be held before a panel comprised of the Chief of Police, or their designee, Moore City Clerk, the Community Development Director, or their designee, and the City Attorney, or their designee. The panel shall determine license revocation or length of suspension, and other terms and conditions of maintaining the wrecker and towing service on the Rotation Log.

**Sec 9-1110 Required Services**

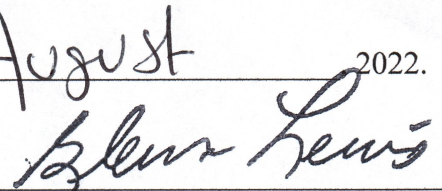
It is unlawful for any wrecker service listed on the city's rotation log to offer or provide free services for any individual employed by the city in exchange for future considerations or services.

PASSED AND APPROVED this 1 day of August 2022.

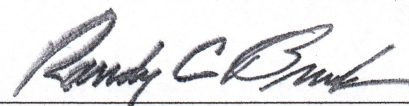
ATTEST: (Seal)

  
VANESSA KEMP, City Clerk



  
GLENN LEWIS, Mayor

APPROVED AS TO FORM & LEGALITY:

  
RANDY BRINK, City Attorney