

ORDINANCE NO. 3738

An ordinance amending Chapter 7-Business Regulations and Licenses, Article XI-Wrecker Services, Sec. 7-264 Operating rules and regulations requirements, repealing all ordinances to the contrary and adopting the emergency clause.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BROKEN ARROW:

SECTION I. Section 7-264 Operating Rules and Regulations of the Broken Arrow Code is hereby amended to read as follows:

Sec. 7-264. Operating rules and regulations requirements.

- (a) Every contractor shall provide immediate wrecker service, 24 hours each day, seven days per week.
- (b) Every call for a wrecker shall be answered promptly. In the event a driver will be delayed more than 20 minutes from the time of dispatch to arrival at the scene, the driver shall notify his dispatcher who will, in turn, contact the police dispatcher for further instructions or directions.
- (c) Except as provided otherwise by contract, every contractor shall have a minimum of two wreckers and two drivers. Each such vehicle shall meet all requirements of this article. At least one wrecker driver shall be on duty 24 hours a day, seven days per week.
- (d) The contractor shall not advise that they will dispatch a unit in response to a call from the police department unless a wrecker and driver are immediately available for dispatch at the time such call is received.
- (e) Each wrecker driver dispatched to the scene of an accident shall be responsible for clearing all debris from the street which was deposited as a result of such accident.
- (f) The steering wheel of all towed vehicles shall be secured with a tie-down before towing.
- (g) An inventory of all visible personal possessions and/or equipment in each towed vehicle shall be prepared by the police officer before the vehicle is removed. The wrecker driver shall provide his/her name to the police officer for the vehicle impound sheet. The preparation of the inventory and verification by the wrecker driver does not authorize the opening of locked containers in the absence of a Broken Arrow Police Officer.
- (h) No contractor shall maintain more than the originally authorized business location without prior approval by the city.
- (i) Each vehicle shall be operated by an attendant with a valid current driver's license and such state permits as are required by law.
- (j) The contractor shall have employees on call or otherwise available to the public as needed to allow the recovery of towed vehicles on a 24 hours a day, seven days a week basis.
- (k) In the event a Broken Arrow Police Officer determines a need exists to preserve the secured status of an impounded or stored vehicle and notifies the wrecker service to place a hold on the vehicle, the operator shall not release the vehicle except in conformity with applicable police procedures or court order.

(Code 1977, § 7-264; Ord. No. 1653, § 1, 7-15-1991, Ord. No. 3738, 6-20-22)

SECTION II. Any ordinance or parts of ordinances found to be in conflict herewith are hereby repealed.

SECTION III. An emergency exists for the preservation of the public health, peace, and safety, and therefore this ordinance shall become effective from and after the time of its passage and approval.

PASSED AND APPROVED and the emergency clause ruled upon separately this 20th day of June, 2022.

MAYOR

ATTEST:

(Seal) CITY CLERK

APPROVED:

DEPUTY CITY ATTORNEY