

PROPOSED

ORDINANCE NO. 2021-

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO NONCONSENT TOWING SERVICES; AMENDING CHAPTER 20 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") PERTAINING TO TOWING AND IMMOBILIZATION REGULATION; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

WHEREAS, towing companies are currently required to obtain a license from Broward County prior to immobilizing or towing a vehicle in Broward County; and

WHEREAS, the Board of County Commissioners of Broward County finds it appropriate to require a licensed towing company to provide a copy of its license to the applicable municipality prior to operating in that municipality,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. Section 20-176.13 of the Broward County Code of Ordinances is hereby amended to read as follows:

Sec. 20-176.13. Operating license required to tow or immobilize a vehicle in Broward County; exemptions.

(a) Except as provided in paragraph (b), below, no person shall immobilize or tow a vehicle in Broward County, store a towed vehicle in Broward County, or advertise such services, regardless of whether that person's primary place of business is inside or

1 outside Broward County, without first obtaining and maintaining a current and valid
2 operating license for the applicable service and providing a copy of a current, valid
3 operating license to each municipality in Broward County in which the licensee will
4 operate. All advertisement of such services shall include the operating license number.

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7 Section 2. Severability.

8 If any portion of this Ordinance is determined by any court to be invalid, the invalid
9 portion will be stricken, and such striking will not affect the validity of the remainder of this
10 Ordinance. If any court determines that this Ordinance, in whole or in part, cannot be
11 legally applied to any individual, group, entity, property, or circumstance, such
12 determination will not affect the applicability of this Ordinance to any other individual,
13 group, entity, property, or circumstance.

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15 Section 3. Inclusion in the Broward County Code of Ordinances.

16 It is the intention of the Board of County Commissioners that the provisions of this
17 Ordinance become part of the Broward County Code of Ordinances as of the effective
18 date. The sections of this Ordinance may be renumbered or relettered and the word
19 "ordinance" may be changed to "section," "article," or such other appropriate word or
20 phrase to the extent necessary in order to accomplish such intention.

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Section 4. Effective Date.

This Ordinance is effective as of the date provided by law.

ENACTED

PROPOSED

FILED WITH THE DEPARTMENT OF STATE

EFFECTIVE

Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

By /s/ *Scott Andron* 05/26/2021
Scott Andron (date)
Assistant County Attorney

By /s/ *René D. Harrod* 05/26/2021
René D. Harrod (date)
Chief Deputy County Attorney

RDH/jl
Towing Fees Ord
05/26/2021
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