

Sponsored by: Mayor Eberhart
Introduced: January 11, 2016

ORDINANCE NO. 6001

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE
CHAPTER 14, ARTICLE X, TOWING VEHICLES TO REQUIRE TOWING
COMPANY CLEAN UP AFTER A MOTOR VEHICLE ACCIDENT**

WHEREAS, Fairbanks General Code Chapter 14, Article X, currently regulates towing companies desiring to be on the City's rotation tow list and the towing company under contract with the City for impounds; and

WHEREAS, the City believes it is in the interest of public safety for roadways and streets to be free of debris and other hazardous materials before a towing company leaves the site of a motor vehicle accident, whether or not the company is on the City's rotational list; and

WHEREAS, it has come to the attention of the Fairbanks Police Department that glass, fluids, and other debris are being left in the streets and roadways following motor vehicle accidents; and

WHEREAS, the Chief of Police has recommended that a penalty be imposed upon towing companies who neglect to clean up an accident site before leaving the scene.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 14, Article X, Towing Vehicles, is amended by adding the following section:

ARTICLE X. – TOWING VEHICLES

Sec. 14-434. Motor vehicle accident clean up; penalty for failure to remove glass, fluids, and other debris.

(a) All towing company vehicles operating within the City of Fairbanks must carry adequate equipment and supplies to remove glass, fluids, and other debris from the street, highway, or other site of a motor vehicle accident. Towing companies that provide towing services to vehicles involved in accidents within the City of Fairbanks must ensure that all glass, fluids, and other debris are removed and that the site is cleaned prior to leaving the scene.

(b) Any towing company or employee of a towing company who fails to comply with the provisions set forth in subsection (a) is guilty of the offense of "failure to remove debris after a motor vehicle accident" and will be fined \$100. Disposition of this offense may be without court appearance pursuant to AS 29.25.070 and the Alaska Minor Offense Rules upon payment of the fine amount listed above and

payment of the state surcharge required by AS 12.55.039 and AS 29.25.074. The fines established in this fine schedule may not be judicially reduced.


Section 2. That the effective date of this ordinance shall be the 30th day of January 2016.


John Eberhart, City Mayor

AYES: Matherly, Cleworth, Walley, Huntington, Gatewood, Pruhs
NAYS: None
ABSENT: None
ADOPTED: January 25, 2016

ATTEST:

APPROVED AS TO FORM:


D. Danyielle Snider, CMC, City Clerk


Paul Ewers, City Attorney