

ORDINANCE NO. 812

AN ORDINANCE AMENDING THE STAYTON MUNICIPAL CODE TITLE 10, CHAPTER 10.16, SECTION 10.16.400.3 RELATING TO THE STAYTON CITY TOW ORDINANCE; AND, DECLARING AN EMERGENCY.

WHEREAS, the City of Stayton presently has a towing ordinance in the Stayton Municipal Code (SMC), Title 10, Chapter 10.16, Section 10.16.400.3;

WHEREAS, it is the City Council's desire to amend SMC Sect. 10.16.400.3, clarifying potentially awkward language; and,

WHEREAS, it is appropriate that an emergency be declared as to the enactment of this Ordinance so that it is in full force and effect immediately from and after its adoption by the Stayton City Council.

NOW, THEREFORE, the Stayton City Council does ordain as follows:

SECTION 1. Stayton Municipal Code Section 10.16.400.3 is hereby amended to read:

10.16.400.3 Vehicles shall be impounded and towed by a towing company approved by the Oregon State Police, at the owner's expense and stored at the owner's expense (ORD 727, February 1994. §5) if a police officer has probable cause to believe that a person at, or just prior to, the time the officer stops the person, has committed an offense against Oregon's Vehicle Laws, including, but not limited to: (1) The driver is operating the vehicle while under a suspended or revoked license; (2) The driver is operating the vehicle while under the influence of alcohol or other intoxicants; (3) The driver is operating the vehicle without driving privileges or in violation of license restrictions; or (4) The driver is operating the vehicle in violation of Oregon's financial responsibility laws. Vehicles will also be towed at the owner's expense if vehicle is/was abandoned (ORS 819.100), or if vehicle is creating a hazard (ORS 819.120).

SECTION 2. Upon adoption by the Stayton City Council and the Mayor's signing, this Ordinance shall become immediately effective.

ADOPTED BY THE STAYTON CITY COUNCIL this 3rd day of April, 2000.

Date: April 5, 2000

CITY OF STAYTON
By: Henry A. Porter
Henry A. Porter, Mayor

Date: 4-5-2000

Attest: Chris Childs
Chris Childs, Interim City Administrator

APPROVED AS TO FORM:

David A. Rhoten
David A. Rhoten, City Attorney