

*****ADOPTED OCTOBER 5, 2015*****

**TOWNSHIP OF DELANCO
ORDINANCE 2015-11**

**AMENDING THE TOWNSHIP CODE
TO AMEND CHAPTER 260
GOVERNING "TOWING"**

WHEREAS, the Township Police Department recommends an amendment to certain provisions of existing Chapter 260 governing "Towing" and; and

WHEREAS, the Township Committee desires to implement this recommendation in the best interests of the health, safety and welfare of the Township, its residents and the public at large.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Township Committee of the Township of Delanco, County of Burlington, State of New Jersey that the Code of the Township of Delanco be amended as follows:

SECTION ONE.

Chapter 260, governing "Towing" is hereby amended as follows:

Chapter 260. Towing

260-5. Indemnity and insurance.

- A. The tower shall indemnify and hold harmless the Township of Delanco against any loss due to injuries, accidents or damages of any character whatsoever, where any such damage is the result of any act or omission of the tower, his agents or employees in or due to the execution of the work called for under this chapter.
- B. The tower shall carry General Liability or Garage Liability Coverage with minimum limits of \$1,000,000 Per Occurrence / \$2,000,000 Aggregate. This policy shall include Contractual Liability Coverage and also name the Township of Delanco as an Additional Insured.
- C. The tower shall carry Workers' Compensation Insurance in accordance with the requirements of New Jersey state law. If the tower is a sole proprietor, partnership, or limited liability partnership or limited liability company, the individual, partners or LLC members must be included for Workers Compensation Coverage.
- D. The tower shall carry Commercial Automobile Liability Insurance with a combined single limit of not less than \$1,000,000.

- E. Garagekeeper's Liability including On-Hook Coverage in an amount not less than \$60,000 (per location) on a Direct Primary Basis.
- F. Certificates of Insurance showing the Township of Delanco named as an Additional Insured, in conformance with the above, shall be furnished to the Township Administrator, subject to approval of the Township Solicitor, and filed with the Township Clerk. The Certificate of Insurance shall be delivered to the Township Administrator.
- G. Such policies shall contain a provision that 30 Days Notice of Change or Cancellation shall be given to the Township by the insurance company. All insurance required hereunder shall remain in full force and effect for the period of the appointment.

SECTION TWO: All Ordinances and provisions thereof inconsistent with the provisions of this Ordinance shall be and are hereby repealed to the extent of such inconsistency.

SECTION THREE: If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision and the remainder of this ordinance shall be deemed valid and effective.

SECTION FOUR: This ordinance shall take effect immediately upon final passage and publication according to law.