

ORDINANCE NO. **169128**

An Ordinance adding Section 80.77.1 to Division "O" of Chapter VIII of the Los Angeles Municipal Code, to provide for a vehicle release fee.

THE PEOPLE OF THE CITY OF LOS ANGELES

DO ORDAIN AS FOLLOWS:

Section 1. Section 80.77.1 is hereby added to Division "O" of Chapter VIII of the Los Angeles Municipal to read:

SEC. 80.77.1. VEHICLE RELEASE FEE.

(a) Every person who redeems any vehicle from an Official Police Garage, which was impounded at the direction of any Police Officer or Traffic Officer employed by the City of Los Angeles, shall pay a fee in the sum of \$40.00 for each vehicle so redeemed to reimburse the City for its costs incurred in such impounding.

(b) The fee imposed by this section shall be paid to the operator of the Official Police Garage at the same time the towing and storage charges are paid. The fee imposed herein constitutes a debt owed to the City which is extinguished by payment to the operator.

(c) Each operator of an Official Police Garage shall collect the fee imposed by this section at the same time the towing and storage charges are collected.

(d) Each operator shall, on or before the last day of the calendar month following the close of each calendar quarter, make a statement to the City Clerk, on forms provided by the City Clerk, of the total amount of fees imposed by this section collected for said calendar quarter. At the time the statement is filed, the full amount of said fees collected shall be remitted to the City Clerk. The statement and remittance are due immediately upon the cessation of business by an operator for any reason. All fees collected by each operator pursuant to this section shall be held in trust for the account of the City until remittance thereof is made to the City Clerk.

(e) Any fees imposed by this section which are not collected by an operator or which are collected by an operator and not remitted to the City Clerk on or before the applicable date set

forth in subsection (d) hereof are delinquent. Penalty for delinquency in the remittance of fees shall be paid by the operator to the City Clerk in the amount of 25 percent of the amount of the delinquent fees.

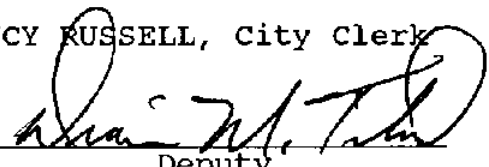
(f) It shall be the duty of each operator liable for the collection and remittance to the City of fees imposed by this section to keep and preserve for a period of four years all records as may be necessary to determine the amount of said fees for which said operator may have been liable for the collection and remittance to the City, which records the City Clerk shall have the right to inspect at all reasonable times.

(g) Any fees imposed by this section which are not collected by an operator or which are collected by an operator and not remitted to the City Clerk shall be deemed a debt owed by the operator to the City. Any operator who fails to collect any fees imposed by this section or who fails to remit to the City Clerk any fees collected under this section shall be liable in an action brought in the name of the City for the recovery of the amount of such fees.

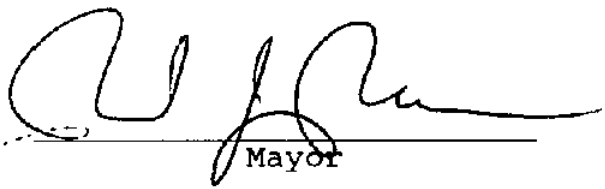
Sec. 2. The City Clerk shall certify to the passage of this ordinance and cause the same to be published in some daily newspaper printed and published in the City of Los Angeles.

I hereby certify that the forgoing ordinance was introduced at the meeting of the Council of the City of Los Angeles OCT 29 1993 and was passed at its meeting of NOV 05 1993

NANCY RUSSELL, City Clerk

By 
Deputy

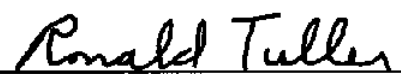
Approved NOV 5 1993


Mayor

Approved as to Form and Legality

October 28, 1993

JAMES K. HAHN, City Attorney

By 

Ronald Tuller
Assistant City Attorney

LAJ-DJ 8202189 11/9
DC-DJ 3103323 11/8

File No. 89-0357