

Part 3
Impounding
[Adopted 2-19-64 as Ord. No. 397]

ARTICLE VIII
Impounding of Illegally Parked Vehicles

§ 171.59. Authorization to impound.

Any vehicle parked upon the STREETS, HIGHWAYS or public property of the BOROUGH in violation of any law of Pennsylvania or any ordinance of the BOROUGH may be removed therefrom, impounded and stored as hereinafter provided.

§ 171.60. Poundkeeper. [Amended 4-18-84 by Ord. No. 680]

The poundkeeper shall be that PERSON, firm or CORPORATION so designated by the COUNCIL from time to time.¹

§ 171.61. Towing and storage charges. [Amended 9-3-75 by Ord. No. 534; 8-21-85 by Ord. No. 697]

171.61.1. Any PERSON, PERSONS, firm or CORPORATION owning a vehicle removed or impounded pursuant to this Article shall pay towing charges on the following schedule:

Towing	Costs
Holidays	\$ 45.00
6:00 a.m. to 12:00 midnight	35.00
12:01 a.m. to 6:00 a.m	45.00
Large truck rate per hour	100.00
Extra man after midnight additional per hour	20.00
Winching (additional)	20.00
Dollies (additional)	30.00

171.61.2. There shall be a storage charge of ten dollars (\$10.) per day after the first twenty-four (24) hours that said vehicle is stored by the poundkeeper.

171.61.3. All such charges shall be paid to the poundkeeper before the impounded vehicle shall be released.

§ 171.62. Notice of impoundment.

¹ Editor's Note: The original section designated Edward D. Haddad as the official poundkeeper and Haddad Super Service Garage as the official pound. The names were deleted upon amendment of the section at the request of the COUNCIL.

Within twelve (12) hours from the time of removal of such vehicle, the BOROUGH SECRETARY shall, by registered mail, notify the owner or PERSON responsible for the said vehicle of the place from which the vehicle was removed, the reason for its removal and impounding and the location of the pound in which it has been impounded.

§ 171.63. Effect of payment of charges.

Payment of the charges set forth in § 171.61 hereof shall be final and conclusive and, unless made under protest, shall constitute a waiver of any right to recover the money so paid.

§ 171.64. Rights of PERSON paying under protest.

Any PERSON, PERSONS, firm or CORPORATION making payment of the charges and fees under protest as provided in § 171.63 hereof shall be entitled to a hearing before any District Justice in which case the defendant shall be proceeded against and receive such notice as is provided by the Motor VEHICLE CODE of the State of Pennsylvania² in other cases of summary offenses and shall have the same rights of appeal and waiver of hearing as provided therein.

§ 171.65. Bond required of poundkeeper. [Amended 8-1-90 by Ord. No. 759]

The poundkeeper provided for in § 171.60 hereof shall furnish to the BOROUGH a bond with good and sufficient surety in the amount of twenty thousand dollars (\$20,000.) for the use of the owners of vehicles removed and impounded hereunder, indemnifying said owners against the loss of any vehicle or damage thereto while in the custody of the poundkeeper.

§ 171.66. Indemnification of BOROUGH.

The poundkeeper shall indemnify and save harmless the BOROUGH against all civil liability arising from the removal, impounding and storage of any vehicle pursuant to the provisions of this Article.

² Editor's Note: See 75 Pa. C.S.A. § 101 et seq.