



# Agenda Report

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Unfinished Business

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I.1.

2/22/2022

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### **Subject:**

Proposed Tow Rate Resolution

### **Fiscal Impact:**

N/A

### **Dept/Office:**

District 3 County Commission Office

### **Requested Action:**

Board consideration and approval of this tow rate Resolution, amending Resolution 2008-150

### **Summary Explanation and Background:**

Section 106-5 of Brevard County Code of Ordinances specifies requirements and penalties if a tow company violates the provisions. At the last zoning meeting on February 3<sup>rd</sup>, 2022, District 4 brought up a legitimate concern involving violations, the necessity of enforcement, and a lack of public knowledge regarding rights under Section 106-5. It is my intention to provide a draft memo and to seek Board input and approval. The memo would ultimately be sent to the County Sheriff and State Attorney to provide notice as to the County's stance, and to urge a unified approach.

Section 106-5 of the Brevard County Code of Ordinances also authorizes the establishment of fees to be charged by any wrecker/tow service operating within the boundaries of Brevard County. On July 29, 2008, the Board of County Commissioners adopted Resolution 2008-150, setting forth a schedule of maximum rates which could be charged for removing, towing, and storing vehicles. Resolution 2008-150 provided for adjustment in rates if approved by the Board of County Commissioners. The new proposed Resolution contains rates commensurate with District 3's Board Report on February 8, 2022, and District 1's very astute and reasonable suggestion(s). One of the fees currently in place is "Extra Manpower," and based on the proposals made, this would need to be discussed further to reach an outcome. Options will be suggested as to how this specific fee can be addressed.

In the original Resolution (2008-150), section 2 contains a list of "separate charges." These were not discussed at the last meeting and were not listed in the spread sheet. The spread sheet has since been updated accordingly and is attached, along with copies of the proposed Resolution, for reference. None of the surrounding counties catalog these "separate fees," and Orange County goes a step further by explicitly prohibiting them. Because of these findings, and the proposals made, it is clear the "separate" fees should be deleted, as they are unique. A motion to approve the amended Resolution will be requested.

### **Clerk to the Board Instructions:**



February 23, 2022

**M E M O R A N D U M**

**TO:** Commissioner John Tobia, District 3

**RE:** Item I.1., Proposed Tow Rate Resolution

The Board of County Commissioners, in regular session on February 22, 2022, discussed proposed tow rate resolution; and tabled to the March 8, 2022, regular Board meeting.

Your continued cooperation is always appreciated.

Sincerely,

**BOARD OF COUNTY COMMISSIONERS  
RACHEL M. SADOFF, CLERK**

*Donna Scott*  
for: Kimberly Powell, Clerk to the Board

/pp

**cc:** Each Commissioner  
County Manager  
County Attorney



## **BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS**

Rita Pritchett  
Commissioner, District 1

Bryan Lober  
Commissioner, District 2

John Tobia  
Commissioner, District 3

Curt Smith  
Vice-Chair, District 4

Kristine Zonka  
Chair, District 5

**To:** Brevard County Sheriff, Wayne Ivey, and 18<sup>th</sup> Circuit State Attorney, Phil Archer

**From:** Brevard County Board of Commissioners

**Date:** February 22, 2022

### **Memo Re: Brevard County Ordinance Section 106-5. Wrecker and Towing Services**

Before proceeding, the Board of County Commissioners (hereinafter "Board") would like to thank you, and your staff, for all of the essential service that you provide to our community. The County and its citizens are deeply grateful for the protection and continued dedication that your team affords us on a daily basis, especially while our society navigates back towards solid ground.

The purpose of this memo is simple. This Board is concerned that a few bad apples in the tow industry may be taking advantage of our citizens, and we want to make sure that we are unified in our stance against potential abuse. While the frequency of this occurrence is unknown, it has become apparent that the public has been subject to violations of this Ordinance on a noticeable scale. Regardless of frequency, the impact on an individual citizen who is unwillingly involved is no doubt substantial, and should not go unpunished. Brevard County has been, and continues to be, clear on its stance that Section 106-5 should be enforced when applicable, particularly if the tow company is found to be a repeat offender. The Board wants to make sure that any related misconduct is abated by means available to your agencies, including criminal prosecution if necessary.

Section 106-5(b) of Brevard County Ordinance, provides in pertinent part that "Any vehicle removed and stored as a result of a nonconsensual tow from private property where the owner or operator is incapacitated, unavailable or otherwise does not consent to the removal of the vehicle **shall be released within one (1) hour of a request to redeem the vehicle by the vehicle owner or authorized driver/agent per F.S. § 713.78**...this paragraph does not apply to removal and storage of wrecked or disabled vehicles from an accident scene." Section 106-5(c) sets forth that "It shall be unlawful for any person to charge more than the maximum rate established by the county. **Any person or tow company that charges more than the**

**RESOLUTION No. 2022 - -**

**A RESOLUTION OF THE BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS SETTING FORTH A SCHEDULE ESTABLISHING MAXIMUM FEES WHICH MAY BE CHARGED ON THE TOWING OF VEHICLES FROM OR IMMOBILIZATION OF VEHICLES ON PRIVATE PROPERTY, REMOVAL AND STORAGE OF WRECKED OR DISABLED VEHICLE FROM ACCIDENT SCENES FOR THE REMOVAL AND STORAGE OF VEHICLES, IN THE EVENT THE OWNER OR OPERATOR IS INCAPACITATED, UNAVAILABLE, LEAVES THE PROCUREMENT OF WRECKER SERVICE TO THE LAW ENFORCEMENT OFFICER AT THE SCENE, OR OTHERWISE DOES NOT CONSENT TO THE REMOVAL OF THE VEHICLE.**

**WHEREAS**, Section 106-5 of the Brevard County Code of Ordinances authorizes the establishment of fees to be charged by any Towing Service operating within the entire area of Brevard County; and

**WHEREAS**, the Board of County Commissioners of Brevard County, Florida previously adopted Resolution 2008-105 establishing fees for Towing Services; and

**WHEREAS**, Section 106-5 further provides that Resolution 2008-105 may be amended from time to time, as required, to maintain maximum fees which are consistent with wrecking and towing services charged within the entire area of the county; and

**WHEREAS**, the Board of County Commissioners of Brevard County, Florida now desires to amend said fees as set forth in this Resolution; and

**WHEREAS**, the Board of County Commissioners of Brevard County Florida has determined that the fees set forth herein are reasonable.

**NOW THEREFORE**, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:

**Section 1. Establishment of Schedule of Fees.** The schedule of fees established and adopted maximum fees for towing of vehicles is set forth as follows:

**CLASS "A" WRECKERS**

For the removal of cars and light duty trucks and vehicles weighing 10,000 pounds gross vehicle weight or less.

MAXIMUM BASE RATE	\$ 125.00
MILEAGE RATE	\$ 3.00

HOURLY RATE – for waiting or working time on scene after first thirty (30) minutes (Billed by ¼ hr.)	\$ 25.00
DAILY OUTSIDE STORAGE	\$ 25.00
INSIDE STORAGE	\$ 25.00
TARPING (per tarp, size 8'x10')	\$ 15.00
EXTRA MANPOWER (per hour)	\$ ???
ADMINISTRATIVE FEE/NOTICE (Must comply with State Statue- Maximum Flat Fee)	\$ 35.00

#### **CLASS "B" WRECKERS**

For removal of medium duty trucks or vehicles weighing 10,000 to 20,000 pounds gross vehicle weight.

MAXIMUM BASE RATE	\$ 250.00
MILEAGE RATE	\$ 4.00
HOURLY RATE – for waiting or working time on scene after first thirty (30) minutes (Billed by ¼ hr.)	\$ 50.00
DAILY OUTSIDE STORAGE	\$ 35.00
INSIDE STORAGE	\$ 30.00
TARPING (per tarp, size 8'x10')	\$ 15.00
EXTRA MANPOWER (per hour)	\$ ???
ADMINISTRATIVE FEE/NOTICE (Must comply with State Statue- Maximum Flat Fee)	\$ 35.00

#### **CLASS "C" WRECKERS**

For the removal of heavy-duty trucks, house trailers, buses, etc., weighing over 20,000 pounds gross vehicle weight.

MAXIMUM BASE RATE	\$ 375.00
MILEAGE RATE	\$ 5.00
HOURLY RATE – for waiting or working time on scene after first thirty (30) minutes (Billed by ¼ hr.)	\$ 85.00
DAILY OUTSIDE STORAGE	\$ 60.00
INSIDE STORAGE	\$ 55.00
TARPING (per tarp, size 8' x 10')	\$15.00
EXTRA MANPOWER (per hour)	\$ ???
ADMINISTRATIVE FEE/NOTICE (Must comply with State Statue- Maximum Flat Fee)	\$ 35.00

#### **CLASS "D" WRECKERS**

For removal of heavy-duty trucks, buses, house trailers, etc., weighing 100,000 pounds gross vehicle weight.

MAXIMUM BASE RATE	\$ 500.00
MILEAGE RATE	\$ 6.00
HOURLY RATE – for waiting or working time on scene after first thirty (30) minutes (Billed by ¼ hr.)	\$ 85.00
DAILY OUTSIDE STORAGE	\$ 60.00
INSIDE STORAGE	\$ 55.00
TARPING (per tarp, size 8' x 10')	\$ 15.00
EXTRA MANPOWER (per hour)	\$ ???
ADMINISTRATIVE FEE/NOTICE (Must comply with State Statue- Maximum Flat Fee)	\$ 50.00

**Section 2. SEPARATE CHARGES: No Separate or Additional Charges May Be Charged Unless Specifically Enumerated.**

**Section 3. Storage fees.** No storage fees shall be charged if such vehicle is stored for less than six (6) hours (713.78 F.S.). Storage fees shall be charged on twenty-four (24) hour increments and not on calendar days.

**Section 4. Law enforcement.** Law Enforcement officials making calls to Towing Services to arrange for towing are encouraged to make such request in a manner that will minimize costs to consumers and to ensure that inordinate waiting times do not occur while Towing Service personnel are awaiting to perform their services at a scene at which such services are necessary.

**Section 5. Bona-Fide Extra Equipment/Labor Time.** When special circumstances have arisen, the amount of time that is reasonably needed above and beyond the initial thirty (30) minutes at the scene to safely effect the removal of a vehicle or its load from the scene of an accident or other incident requiring a tow. All special circumstances requiring additional equipment/time must be approved by the officer at the scene. Travel time shall not be included.

**Section 6. Bona-Fide Waiting Time.** The actual time at the site of the vehicle to be towed consistent with the directions received to arrive at the scene and during which time the presence of the Towing Service has been requested, but, due to circumstances beyond the control of the Towing Service, work cannot diligently commence to the vehicle. Travel time shall not be included.

**Section 7. Mileage rates.** Mileage rates apply to miles traveled to and from point of pickup.

**Section 8. Collection of Fees and Charges.**

**A.** The Towing Company providing service shall collect all fees.

**B.** A detailed receipt shall be issued the payer at the time of the payment of fees, which shall specify the type of wrecker utilized (Class) and which shall itemize all separate charges, to include storage fees, mileage charges and additional hourly cost. A maximum of \$50.00 may be charged to owner/driver of a vehicle towed or stored for preparation, filing or mailing of any forms required by Florida Statutes, local ordinance or the Division, if a vehicle is in storage for more than 24 hours. This paragraph does not apply to any action initiated by a wrecker operator to foreclose a lien recognized by Florida law (321.02 F.S.). An additional \$37.13 only may be charged if the towing company has actually complied fully with all of the requirements of F.S. §713.78, and shall apply only after 48 hours.

**Section 9. Access fee.** The tower is not required to open after hours, weekends or holidays, an access fee of \$53.04 may be charged should it become necessary for the Towing Service personnel to respond to open the business to allow personal property to be removed from the vehicle or a vehicle to be released outside normal business hours. Outside of normal business hours the owner of the vehicle shall have 15 minutes to retrieve personal items from the vehicle. Any time exceeding the 15 minutes allotted, the owner of the vehicle SHALL be subject to an additional charge of the hourly rate for that particular vehicle class. Normal business hours are considered to be Monday through Friday, 8:00a.m. to 5:00p.m.; excluding State legal holidays. Per Florida Statute 715.07 (2) (a) 1.a., towing companies engaged in private property towing must be open for the purpose of redemption of vehicles on any day that the person or firm towing such vehicle or vessel is open for towing purposes, from 8:00 a.m. to 5:00 p.m. Upon receipt of a phone request to open the site to redeem a vehicle or vessel, the operator shall return to the site within 1 hour as required by Section 106-5, Code of Ordinances of Brevard County, Florida. Appropriate state, county or municipal law enforcement officers shall have authority to enforce the provisions of this section

**Section 10. Consumer complaints.** All consumer complaints directed to Brevard County concerning excessive charges or violations of this resolution or Chapter 106-5 of the Brevard County Code of Ordinances shall be referred for investigation and resolution by the law enforcement agency having jurisdiction.

**Section 11. Increase in Rates.** All towing companies working under this resolution may be entitled to an annual increase of 3% or the published Consumer Price Index (CPI), whichever is lower, with the approval of the Board of County Commissioners

**Section 12. Service call-out.** When a law enforcement officer requests a wrecker for a non- consensual tow and the tow truck operator is able to make repairs at the scene, making the vehicle drivable and not requiring the vehicle to be towed, the tow truck operator shall be entitled to the applicable service fee, plus labor and parts, if any.

RESOLUTION No. 2008 – 150

**A RESOLUTION SETTING FORTH A SCHEDULE ESTABLISHING MAXIMUM FEES WHICH MAY BE CHARGED ON THE TOWING OF VEHICLES FROM OR IMMOBILIZATION OF VEHICLES ON PRIVATE PROPERTY, REMOVAL AND STORAGE OF WRECKED OR DISABLED VEHICLE FROM ACCIDENT SCENES FOR THE REMOVAL AND STORAGE OF VEHICLES, IN THE EVENT THE OWNER OR OPERATOR IS INCAPACITATED, UNAVAILABLE, LEAVES THE PROCUREMENT OF WRECKER SERVICE TO THE LAW ENFORCEMENT OFFICER AT THE SCENE, OR OTHERWISE DOES NOT CONSENT TO THE REMOVAL OF THE VEHICLE.**

**WHEREAS**, Section 106-5 of the Brevard County Code of Ordinances authorizes the establishment of fees to be charged by any Towing Service operating within the entire area of Brevard County; and

**WHEREAS**, the Board of County Commissioners of Brevard County, Florida has determined that the fees set forth herein are reasonable, and

**WHEREAS**, this Resolution provides for an annual increase of 3% or the published Consumer Price Index (CPI), which ever is lower, and

**WHEREAS**, the current CPI as of February 20, 2008 is at 5.2%, a rate increase of 3% is hereby warranted.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, that:**

**Section 1. Establishment of Schedule of Fees.** The schedule of fees established and adopted maximum fees for towing of vehicles is set forth as follows:

**CLASS "A" WRECKERS**

For the removal of cars and light duty trucks and vehicles weighing 10,000 pounds gross vehicle weight or less.

MAXIMUM BASE RATE	\$ 114.23
MILEAGE RATE	\$ 3.12
FUEL SUR-CHARGE – per mile	\$ .50
HOURLY RATE – for waiting or working time on scene after first thirty (30) minutes (Billed by ¼ hr.)	\$ 75.32
DAILY OUTSIDE STORAGE	\$ 22.80



INSIDE STORAGE	\$ 28.53
TARPING (per tarp, size 8'x10')	\$ 17.11
EXTRA MANPOWER	\$ 51.35
SERVICE CALL NOT INVOLVING AN ACTUAL TOW	\$ 51.35
ADMINISTRATIVE FEE/NOTICE (Set by State Statute)	\$ 30.00

#### **CLASS "B" WRECKERS**

For removal of medium duty trucks or vehicles weighing 10,000 to 20,000 pounds gross vehicle weight.

MAXIMUM BASE RATE	\$ 199.71
MILEAGE RATE	\$ 3.97
FUEL SUR-CHARGE – per mile	\$ .50
HOUR RATE – for waiting or working time on scene after first thirty (30) minutes (Billed by ¼ hr.)	\$ 171.19
DAILY OUTSIDE STORAGE	\$ 31.94
INSIDE STORAGE	\$ 34.21
TARPING (per tarp, size 8'x10')	\$ 17.11
EXTRA MANPOWER	\$ 85.60
SERVICE CALL NOT INVOLVING ACTUAL TOW	\$ 74.17
ADMINISTRATIVE FEE/NOTICE (Set by State Statute)	\$ 30.00

#### **CLASS "C" WRECKERS**

For the removal of heavy-duty trucks, house trailers, buses, etc., weighing over 20,000 pounds gross vehicle weight.

MAXIMUM BASE RATE	\$ 302.40
MILEAGE RATE	\$ 5.37
FUEL SUR-CHARGE – per mile	\$ .50

HOURLY RATE – for waiting or working time on scene After first thirty (30) minutes (billed by ¼ hr.)	\$ 250.87
DAILY OUTSIDE STORAGE	\$ 66.06
INSIDE STORAGE	\$ 53.62
TARPING (per tarp, size 8'x10')	\$ 17.11
EXTRA MANPOWER	\$ 91.27
SERVICE CALL NOT INVOLVING AN ACTUAL TOW	\$ 97.00
ADMINISTRATIVE FEE/NOTICE (Set by State Statute)	\$ 30.00

#### **CLASS "D" WRECKERS**

For removal of heavy-duty trucks, buses, house trailers, etc., weighing 100,000 pounds gross vehicle weight.

MAXIMUM BASE RATE	\$ 456.51
MILEAGE RATE	\$ 6.82
FUEL SUR-CHARGE – per mile	\$ .50
HOURLY RATE – for waiting or working time on scene	\$ 394.88
DAILY OUTSIDE STORAGE	\$ 68.45
INSIDE STORAGE	\$ 68.45
TARPING (per tarp, size 8'x10')	\$ 17.11
EXTRA MANPOWER	\$ 91.28
ADMINISTRATIVE FEE/NOTICE (Set by State Statute)	\$ 30.00

#### **Section 2. SEPARATE CHARGES: (May only be charged for Class B, C, & D Wreckers)**

A.	REMOVAL OF DRIVE SHAFT	\$ 28.79
B.	AIR HOOK-UP	\$ 28.79
C.	REMOVE/PULL AXLE	\$ 28.79
D.	REMOVE BUMPER	\$ 28.79
E.	REMOVE AIR FOILS	\$ 28.79

- |    |  |          |
|----|--|----------|
| F. | LAN DOLL TRAILER – Semi roll back or drop-back trailer or truck. | \$199.71 |
| G. | AIR BAGS<br>(per hour - 4 hrs.minimum)                           | \$399.44 |

**Section 3. Storage fees.** No storage fees shall be charged if such vehicle is stored for less than six (6) hours (713.78 F.S.). Storage fees shall be charged on twenty-four (24) hour increments and not on calendar days.

**Section 4. Law enforcement.** Law Enforcement officials making calls to Towing Services to arrange for towing are encouraged to make such request in a manner that will minimize costs to consumers and to ensure that inordinate waiting times do not occur while Towing Service personnel are awaiting to perform their services at a scene at which such services are necessary.

**Section 5. Bona-Fide Extra Equipment/Labor Time.** When special circumstances have arisen, the amount of time that is reasonably needed above and beyond the initial thirty (30) minutes at the scene to safely effect the removal of a vehicle or its load from the scene of an accident or other incident requiring a tow. All special circumstances requiring additional equipment/time must be approved by the officer at the scene. Travel time shall not be included.

**Section 6. Bona-Fide Waiting Time.** The actual time at the site of the vehicle to be towed consistent with the directions received to arrive at the scene and during which time the presence of the Towing Service has been requested, but, due to circumstances beyond the control of the Towing Service, work can not diligently commence to the vehicle. Travel time shall not be included.

**Section 7. Mileage rates.** Mileage rates apply to miles traveled to and from point of pickup.

**Section 8. Collection of Fees and Charges.**

- A. The Towing Company providing service shall collect all fees.
- B. A detailed receipt shall be issued the payer at the time of the payment of fees, which shall specify the type of wrecker utilized (Class) and which shall itemize all separate charges, to include storage fees, mileage charges and additional hourly cost. A maximum of \$30.00 may be charged to owner/driver of a vehicle towed or stored for preparation, filing or mailing of any forms required by Florida Statutes, local ordinance or the Division, if a vehicle is in storage for more than 24 hours. This paragraph does not apply to any action initiated by a wrecker operator to foreclose a lien recognized by Florida law (321.02 F.S.). An additional \$37.13 only may be charged if the towing company has actually complied fully with all of the requirements of F.S. § 713.78, and shall apply only after 48 hours.

**Section 9. Access fee.** After hours, weekend or holiday, an access fee of \$53.04 may be charged should it become necessary for the Towing Service personnel to respond to open the business to allow personal property to be removed from the vehicle or a vehicle to be released outside normal business hours. Normal business hours are considered to be Monday through Friday, 8:00 a.m. to

5:00 p.m.; excluding State legal holidays. Per Florida Statute 715.07 (2) (a) 1.a., towing companies engaged in private property towing must be open for the purpose of redemption of vehicles on any day that the person or firm towing such vehicle or vessel is open for towing purposes, from 8:00 a.m. to 6:00 p.m. Upon receipt of a phone request to open the site to redeem a vehicle or vessel, the operator shall return to the site within 1 hour as required by Section 106-5, Code of Ordinances of Brevard County, Florida. Appropriate state, county or municipal law enforcement officers shall have authority to enforce the provisions of this section

**Section 10. Consumer complaints.** All consumer complaints directed to Brevard County concerning excessive charges or violations of this resolution or Chapter 106-5 of the Brevard County Code of Ordinances shall be referred for investigation and resolution by the law enforcement agency having jurisdiction.

**Section 11. Increase in Rates.** All towing companies working under this resolution may be entitled to an annual increase of 3% or the published Consumer Price Index (CPI), whichever is lower, with the approval of the Board of County Commissioners.

**Section 12. Service call-out.** When a law enforcement officer requests a wrecker for a non-consensual tow and the tow truck operator is able to make repairs at the scene, making the vehicle drivable and not requiring the vehicle to be towed, the tow truck operator shall be entitled to the applicable service fee, plus labor and parts, if any.

**Section 13. Schedule of Fees.** The schedule of fees as established herein may be amended or repealed, in whole or in part, by resolution of the Board of County Commissioners of Brevard County, Florida, when required to support the adequate rendition of the services provided for Chapter (106), Article (1), Code of Brevard County, Florida.

**Section 14. Effective Date.** This Resolution shall take effect on July 29, 2008.

ATTEST:

  
\_\_\_\_\_  
Scott Ellis, Clerk

(SEAL)

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

  
\_\_\_\_\_  
Truman Scarborough., Chairman

As approved by the Board of County  
Commissioners on July 29, 2008, 2008

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**Sec. 106-5. Wrecker and towing services, vehicle redemption, maximum fees.**

- (a) The board of county commissioners shall establish by resolution the maximum fees which may be charged on the towing of vehicles from or immobilization of vehicles on private property, removal and storage of wrecked or disabled vehicles from an accident scene or for the removal and storage of vehicles, in the event the owner or operator is incapacitated, unavailable, leaves the procurement of wrecker service to the law enforcement officer at the scene, or otherwise does not consent to the removal of the vehicle. Such resolution may be amended from time to time, as required, to maintain maximum fees which are consistent with wrecking and towing services charged within the entire area of the county.
- (b) Any vehicle removed and stored as a result of a nonconsensual tow from private property or where the owner or operator is incapacitated, unavailable or otherwise does not consent to the removal of the vehicle shall be released within one hour of a request to redeem the vehicle by the vehicle owner or authorized driver/agent per F.S. § 713.78. Tow truck companies who provide services pursuant to this section shall have posted prominently on the exterior of the storage facility and place of business, if different, a notice indicating a telephone number where the tow company can be reached at all times. This paragraph does not apply to removal and storage of wrecked or disabled vehicles from an accident scene.
- (c) It shall be unlawful for any person to charge more than the maximum rate established by the county. Any person or tow company that charges more than the maximum rate established by resolution or fails to release the vehicle within one hour of a request pursuant to paragraph (2) of this section violates this section and is guilty of a violation, to be prosecuted in the same manner as misdemeanors are prosecuted and punishable as provided in F.S. § 125.69. Such violations shall be prosecuted in the name of the state in a court having jurisdiction of misdemeanors by the prosecuting attorney thereof and upon conviction shall be punished by a fine not to exceed \$500.00 or by imprisonment in the county jail not to exceed 60 days or by both such fine and imprisonment. Appropriate state, county or municipal law enforcement officers shall have authority to enforce the provisions of this section.

(Ord. No. 99-29, § 1, 4-27-99; Ord. No. 08-05, § 1, 2-19-08; Ord. No. 08-23, § 1, 7-29-08)

	County Tow Rates					
	Revised County 2022	% CPI Increase	2008-2021 CPI Total <sup>1</sup>	04 Proposal	Seminole County	Volusia County
<b>Class A (Up to 10,000 lbs)</b>						
Maximum Base Rate	\$114.23	\$117.66	\$144.72	\$238.78	\$125.00	\$125.00
Mileage Rate	\$3.12	\$3.72	\$3.96	\$6.00	\$3.00	\$3.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.52	\$0.64	\$0.75	\$0.75	\$5.00
Fuel Sur-Charge En-route (per mile)	(New Fee)					
Hourly Rate	\$75.32	\$75.58	\$95.42	\$225.00	\$125.00 <sup>3</sup>	\$25.00
Daily Outside Storage (per day)	\$22.80	\$23.48	\$28.89	\$55.00	\$30.00	\$25.00
Daily Inside Storage (per day)	\$28.53	\$29.39	\$36.15	\$75.00	\$30.00	\$25.00
Tarling (per tarp)	\$17.11	\$17.62	\$21.68	\$23.78	\$15.00	\$15.00
Shrink Wrap Vehicle	(New Fee)			\$175.00		\$55.00
Extra Manpower (per hour)	\$51.35	\$52.89	\$65.10	\$79.38		
Non-Tow Service Call Fee	\$51.35	\$52.89	\$65.10	\$79.38		
Non-Tow Service Call (per mile)	\$3.12	\$3.22	\$3.96	\$6.00		
Non-Tow Service En-route (per mile)	(New Fee)					
Oil-Dri Absorbent (per bag)	\$30.00			\$30.00		
Administrative Fee/Notice	\$30.00	\$31.00	\$39.99	\$50.00	\$60.00 <sup>2</sup>	\$45.00 <sup>4</sup>
<b>Class B (10,001 lbs to 19,999 lbs)</b>						
Maximum Base Rate	\$199.71	\$205.71	\$253.01	\$375.60	\$250.00	\$250.00
Mileage Rate	\$3.97	\$4.10	\$5.47	\$8.25	\$4.00	\$5.00
Fuel Sur-Charge to Facility	\$0.50	\$0.52	\$0.64	\$1.50	\$1.50	\$5.00
Fuel Sur-Charge En-route	(New Fee)					
Hourly Rate	\$171.19	\$176.33	\$216.80	\$425.00	\$200.00 <sup>3</sup>	\$50.00
Daily Outside Storage (per day)	\$31.94	\$32.90	\$42.47	\$78.00	\$60.00	\$50.00
Daily Inside Storage (per day)	\$34.21	\$35.24	\$45.60	\$83.00	\$60.00	\$50.00
Tarling (per tarp)	\$17.11	\$17.62	\$21.68	\$23.78	\$15.00	\$15.00
Shrink Wrap Vehicle	(New Fee)			\$200.00		\$55.00
Extra Manpower (per hour)	\$51.35	\$52.89	\$65.10	\$79.38		
Non-Tow Service Call Fee	\$51.35	\$52.89	\$65.10	\$79.38		
Non-Tow Service Call (per mile)	\$3.12	\$3.22	\$3.96	\$6.00		
Non-Tow Service En-route (per mile)	(New Fee)					
Oil-Dri Absorbent (per bag)	\$30.00			\$30.00		
Administrative Fee/Notice	\$30.00	\$31.00	\$39.99	\$50.00	\$60.00 <sup>2</sup>	\$45.00 <sup>4</sup>

Class C (10,500 lbs to 24,999 lbs)	Brevard County 2022	% CPI Increase	2008-2021 CPI Total <sup>1</sup>	De Proposal	Seminole County	Volusia County	Orange County	Polk County
Maximum Base Rate	\$502.42	\$11.47	\$183.10	\$550.34	\$175.00	\$375.00	\$375.00	\$450.00
Mileage Rate	\$5.37	\$5.33	\$6.80	\$10.25	\$9.00	\$5.00 <sup>2</sup>	\$5.00	\$7.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.52	\$0.64	\$2.50				
Fuel Sur-Charge En-route (per mile)	(New Fee)			\$2.50				
Hourly Rate	\$250.87	\$258.40	\$317.82	\$625.00	\$300.00 <sup>3</sup>	\$300.00 <sup>3</sup>	\$375.00 <sup>3</sup>	\$485.00
Daily Outside Storage (per day)	\$66.06	\$68.01	\$83.69	\$95.00	\$90.00	\$60.00	\$60.00	\$60.00
Daily Inside Storage (per day)	\$53.62	\$55.22	\$68.62	\$250.00	\$90.00	\$55.00	\$60.00	\$60.00
Tarping	\$17.11	\$17.62	\$21.68	\$1,200.00	\$15.00		\$15.00	\$25.00
Shrink Wrap Vehicle				\$225.00				
Extra Manpower (per hour)	\$91.27	\$94.01	\$115.63	\$306.87				\$55.00
Non-Tow Service Call Fee	\$97.00	\$99.81	\$122.88	\$134.83				
Non-Tow Service Call (per mile)	\$5.37	\$5.54	\$6.80	\$10.25				
Non-Tow Service En-route Mileage	(New Fee)			\$30.25				
Oil-Dri Absorbent (per bag)	(New Fee)			\$30.00				
Administrative Fee/Notice	\$30.00	\$31.00	\$39.99	\$50.00	\$60.00 <sup>4</sup>	\$15.00 <sup>5</sup>	\$45.00 <sup>4</sup>	\$45.00 <sup>4</sup>
<b>Class D (Over 25,000 lbs)</b>								
Maximum Base Rate	\$466.51	\$470.21	\$578.33	Unlimited <sup>1</sup>	\$500.00	\$500.00	\$500.00	\$500.00
Mileage Rate	\$6.82	\$7.03	\$8.64	\$12.50	\$9.00	\$6.00 <sup>1</sup>	\$6.00	\$7.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.52	\$0.64	\$2.50				
Fuel Sur-Charge En-route (per mile)	(New Fee)			\$3.00				
Hourly Rate	\$294.88	\$406.73	\$500.25	\$948.86	\$400.00 <sup>3</sup>	\$400.00 <sup>3</sup>	\$500.00 <sup>3</sup>	\$635.00
Daily Outside Storage (per day)	\$68.45	\$70.50	\$86.72	\$125.00	\$60.00	\$60.00	\$60.00	\$60.00
Daily Inside Storage (per day)	\$58.45	\$60.72	\$74.88	\$275.00	\$55.00	\$55.00	\$60.00	\$60.00
Tarping	\$17.11	\$17.62	\$21.68	\$1,200.00	\$15.00		\$15.00	\$25.00
Extra Manpower (per hour)	\$91.28	\$94.02	\$115.64	\$306.88				\$55.00
Re-tow 750 ton-hourly (min 2 hrs)	(New Fee)			\$1,250.00				
Oil-Dri Absorbent (per bag)	(New Fee)			\$30.00				
Administrative Fee/Notice	\$30.00	\$31.00	\$39.99	\$50.00	\$60.00 <sup>4</sup>	\$15.00 <sup>5</sup>	\$45.00 <sup>4</sup>	\$45.00 <sup>4</sup>

<sup>1</sup> 2008-0.1%; 2009-2.7%; 2010-1.5%; 2011-3.0%; 2012-1.7%; 2013-1.5%; 2014-0.8%

<sup>2</sup> 2015-0.7%; 2016-2.1%; 2017-2.1%; 2018-1.9%; 2019-1.4%; 2020-1.4%; 2021-6.8%

(so 3%)

<sup>3</sup> per mile, after first 10 miles

<sup>4</sup> per hour after 30 min

<sup>5</sup> After the first 24 (or in some cases 48 hours), and complying with the requirements of F.S. § 713.78

<sup>6</sup> \$634.55 (per hour)

County Tow Rates									
	Brevard County 2008	D1 Compromise	Seminole County	Volusia County	Orange County	Polk County			
Annual CPI Increase	None	None	None	None	None	None			
Rates Were Last Addressed	2008	2022	2021	2009	2014	2013			
Class A (Up to 10,000 lbs)									
Maximum Base Rate	\$114.23	\$125.00	\$125.00	\$125.00	\$125.00	\$125.00			
Mileage Rate	\$3.12	\$3.00	\$6.00	\$3.00	\$3.00	\$5.00			
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00			
Hourly Rate	\$75.32	\$25.00	\$125.00	\$100.00	\$125.00	\$25.00			
Daily Outside Storage (per day)	\$22.80	\$25.00	\$30.00	\$25.00	\$25.00	\$25.00			
Daily Inside Storage (per day)	\$28.53	\$25.00	\$30.00	\$30.00	\$25.00	\$25.00			
Tarping (per tarp)	\$17.11	\$15.00	\$15.00		\$15.00	\$25.00			
Extra Manpower (per hour)	\$51.35	???	\$0.00	\$0.00	\$0.00	\$55.00			
Non-Tow Service Call Fee	\$51.35	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00			
Non-Tow Service Call (per mile)	\$3.12	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00			
Administrative Fee/Notice	\$30.00	\$35.00	\$60.00	\$35.00	\$45.00	\$45.00			
Class B (10,001 lbs to 19,499 lbs)									
Maximum Base Rate	\$199.71	\$250.00	\$250.00	\$250.00	\$250.00	\$250.00			
Mileage Rate	\$3.97	\$4.00	\$7.00	\$4.00	\$4.00	\$6.00			
Fuel Sur-Charge to Facility	\$0.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00			
Hourly Rate	\$171.19	\$50.00	\$200.00	\$200.00	\$250.00	\$50.00			
Daily Outside Storage (per day)	\$31.94	\$35.00	\$60.00	\$35.00	\$35.00	\$40.00			
Daily Inside Storage (per day)	\$34.21	\$30.00	\$60.00	\$30.00	\$35.00	\$40.00			
Tarping (per tarp)	\$17.11	\$15.00	\$15.00		\$15.00	\$25.00			
Extra Manpower (per hour)	\$85.60	???	\$0.00	\$0.00	\$0.00	\$55.00			
Non-Tow Service Call Fee	\$74.17	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00			
Non-Tow Service Call (per mile)	\$3.97	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00			
Administrative Fee/Notice	\$30.00	\$35.00	\$60.00	\$35.00	\$45.00	\$45.00			



<b>Class C (19,500 lbs to 24,999 lbs)</b>									
Maximum Base Rate	\$302.40	\$375.00	\$375.00	\$375.00	\$375.00	\$375.00	\$375.00	\$375.00	\$450.00
Mileage Rate	\$5.37	\$5.00	\$9.00	\$9.00	\$5.00	\$5.00	\$5.00	\$5.00	\$7.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Hourly Rate	\$250.87	\$85.00	\$300.00	\$300.00	\$300.00	\$300.00	\$375.00	\$375.00	\$85.00
Daily Outside Storage (per day)	\$66.06	\$60.00	\$90.00	\$90.00	\$60.00	\$60.00	\$60.00	\$60.00	\$60.00
Daily Inside Storage (per day)	\$53.62	\$55.00	\$90.00	\$90.00	\$55.00	\$55.00	\$60.00	\$60.00	\$60.00
Tarping	\$17.11	\$15.00	\$15.00	\$15.00			\$15.00	\$15.00	\$25.00
Extra Manpower (per hour)	\$91.27	???	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$55.00
Non-Tow Service Call Fee	\$97.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Non-Tow Service Call (per mile)	\$5.37	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Administrative Fee/Notice	\$30.00	\$35.00	\$60.00	\$60.00	\$35.00	\$35.00	\$45.00	\$45.00	\$45.00
<b>Class D (Over 25,000 lbs)</b>									
Maximum Base Rate	\$456.51	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00	\$500.00
Mileage Rate	\$6.82	\$6.00	\$9.00	\$9.00	\$6.00	\$6.00	\$6.00	\$6.00	\$7.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Hourly Rate	\$394.88	\$85.00	\$400.00	\$400.00	\$400.00	\$400.00	\$500.00	\$500.00	\$85.00
Daily Outside Storage (per day)	\$68.45	\$60.00			\$60.00	\$60.00	\$60.00	\$60.00	\$60.00
Daily Inside Storage (per day)	\$68.45	\$55.00			\$55.00	\$55.00	\$60.00	\$60.00	\$60.00
Tarping	\$17.11	\$15.00		\$15.00			\$15.00	\$15.00	\$25.00
Extra Manpower (per hour)	\$91.28	???		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$55.00
Administrative Fee/Notice	\$30.00	\$35.00		\$60.00	\$35.00	\$35.00	\$45.00	\$45.00	\$45.00
<b>Separate Charges</b>									
Removal of Drive Shaft and Reinstall	\$28.79	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Air Hook Up	\$28.79	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Remove/Pull Axle	\$28.79	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Remove Bumper	\$28.79	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Remove Air Foils	\$28.79	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Lan Doll Trailer	\$199.71	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Air Bags	\$399.44	\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

Class A County Tow Rates					
	Brevard County	Inland Proposed	Seminole County	Volusia County	Polk County
Class A (Up to 10,000 lbs)					
Maximum Base Rate	\$114.23	\$238.78	\$125.00	\$125.00	\$125.00
Mileage Rate	\$3.12	\$6.00	\$6.00	\$3.00 <sup>1</sup>	\$5.00
Fuel Sur-Charge to Facility (per mile)	\$0.30	\$0.75			
Fuel Sur-Charge En-route (per mile)	(New Fee)	\$0.75			
Hourly Rate	\$75.32	\$225.00	\$125.00 <sup>2</sup>	\$100.00 <sup>4</sup>	\$25.00
Daily Outside Storage (per day)	\$22.80	\$55.00	\$40.00	\$25.00	\$25.00
Daily Inside Storage (per day)	\$28.53	\$75.00	\$40.00	\$30.00	\$30.00
Tarping (per tarp)	\$17.11	\$23.78			
Spunk Wrap Vehicle	(New Fee)	\$125.00			
Extra Manpower (per hour)	\$51.35	\$71.38			
Non-Tow Service Call Fee	\$51.35	\$71.38			
Non-Tow Service Call (per mile)	\$3.12	\$6.00			
Non-Tow Service En-route (per mile)	(New Fee)	\$6.00			
Oil-Dri Absorbent (per bag)	(New Fee)	\$80.00			
Administrative Fee/Notice	\$30.00	\$50.00			

<sup>1</sup> per mile, after first 10 miles

<sup>2</sup> hr after 30 min

Class B County Tow Rates						
Class B (10,001 lbs to 19,999 lbs)	Inland County	Breward Proposed	Seminole County	Volusia County	Orange County	Polk County
Maximum Base Rate	\$199.71	\$175.60	\$250.00	\$250.00	\$250.00	\$250.00
Mileage Rate	\$1.97	\$1.25	\$7.00	\$4.00 <sup>1</sup>	\$4.00	\$6.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$1.50				
Fuel Sur-Charge En-route (per mile)	(New Fee)					
Hourly Rate	\$171.19	\$425.00	\$200.00 <sup>2</sup>	\$200.00 <sup>2</sup>	\$250.00 <sup>2</sup>	\$50.00
Daily Outside Storage (per day)	\$31.94	\$78.00	\$60.00	\$35.00	\$35.00	\$40.00
Daily Inside Storage (per day)	\$34.21	\$115.00	\$60.00	\$30.00	\$35.00	\$40.00
Tarping (per tarp)	\$17.11	\$23.78				
Shrink Wrap Vehicle	(New Fee)	\$200.00				
Extra Manpower (per hour)	\$85.60	\$118.98				
Non-Tow Service Call Fee	\$74.17	\$102.10				
Non-Tow Service Call (per mile)	\$3.97	\$8.25				
Non-Tow Service En-route (per mile)	(New Fee)					
On-On Absorbent (per bag)	(New Fee)					
Administrative Fee/Notice	\$30.00	\$50.00				

<sup>1</sup> per mile, after first .10 miles

<sup>2</sup> hr after 30 min

Class C County Tow Rates						
	Breward County	Brevard Proposed	Seminole County	Volusia County	Orange County	Polk County
<b>Class C (15,500 lbs to 24,999 lbs)</b>						
Maximum Base Rate	\$307.40	\$550.34	\$375.00	\$375.00	\$375.00	\$450.00
Mileage Rate	\$5.37	\$10.25	\$9.00	\$5.00 <sup>1</sup>	\$5.00	\$7.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$2.50				
Fuel Sur-Charge En-route (per mile)	(New Fee)					
Hourly Rate	\$250.87	\$625.00	\$300.00 <sup>2</sup>	\$300.00 <sup>2</sup>	\$375.00 <sup>2</sup>	\$485.00
Daily Outside Storage (per day)	\$66.05	\$95.00	\$90.00	\$60.00	\$60.00	\$60.00
Daily Inside Storage (per day)	\$53.62	\$250.00	\$90.00	\$55.00	\$60.00	\$60.00
Tarping	\$17.11	\$1,200.00				
Shrink Wrap Vehicle	(New Fee)	\$225.00				
Extra Manpower (per hour)	\$91.27	\$126.87				
Non-Tow Service Call Fee	\$27.00	\$134.83				
Non-Tow Service Call (per mile)	\$5.37	\$10.25				
Non-Tow Service En-route (per mile)	(New Fee)					
Oil-Dri Absorbent (per bag)		\$30.00				
Administrative Fee/Notice	\$30.00	\$50.00				

<sup>1</sup> per mile, after first 10 miles

<sup>2</sup> hr after 30 min

Class D County Tow Rates						
Class D (Over 25,000 lbs)	Relevant Quantity	Relevant Proposed	Seminole County	Volusia County	Orange County	Polk County
Maximum Base Rate	\$458.51	Unlimited <sup>3</sup>	\$500.00	\$500.00	\$500.00	\$500.00
Mileage Rate	\$6.82	\$12.50	\$9.00	\$8.00 <sup>1</sup>	\$6.00	\$7.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$3.00			\$6.00	
Fuel Sur-Charge to En-route (per mile)	(New Fee)	\$3.00				
Hourly Rate	\$384.88	\$648.88	\$400.00 <sup>2</sup>	\$400.00 <sup>1</sup>	\$500.00 <sup>4</sup>	\$455.00
Overnight Storage (per day)	\$68.45	\$735.00		\$400.00	\$450.00	\$400.00
Quail Inside Storage (per day)	\$68.45	\$735.00		\$350.00	\$400.00	\$400.00
Quail Outside Storage (per day)	\$17.11	\$125.00				
Emergency Response (per hour)	\$97.21	\$175.88				
Storage 250 Tons (per hour (min 2 hrs))	(New Fee)	\$12,350.00				
Quail Absorbent (per bag)	(New Fee)	\$30.00				
Administrative Fee/Notice	\$30.00	\$50.00				

<sup>1</sup> per mile, after first 10 miles

<sup>2</sup> hr after 30 min

<sup>3</sup> \$694.55 (per hour)



## BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

Rita Pritchett  
Commissioner, District 1

Bryan Lober  
Commissioner, District 2

John Tobia  
Commissioner, District 3

Curt Smith  
Vice-Chair, District 4

Kristine Zonka  
Chair, District 5

**To:** Brevard County Sheriff, Wayne Ivey, and 18<sup>th</sup> Circuit State Attorney, Phil Archer  
**From:** Brevard County Board of Commissioners  
**Date:** February 22, 2022

### Memo Re: Brevard County Ordinance Section 106-5. Wrecker and Towing Services

Before proceeding, the Board of County Commissioners (hereinafter "Board") would like to thank you, and your staff, for all of the essential service that you provide to our community. The County and its citizens are deeply grateful for the protection and continued dedication that your team affords us on a daily basis, especially while our society navigates back towards solid ground.

The purpose of this memo is simple. This Board is concerned that a few bad apples in the tow industry may be taking advantage of our citizens, and we want to make sure that we are unified in our stance against potential abuse. While the frequency of this occurrence is unknown, it has become apparent that the public has been subject to violations of this Ordinance on a noticeable scale. Regardless of frequency, the impact on an individual citizen who is unwillingly involved is no doubt substantial, and should not go unpunished. Brevard County has been, and continues to be, clear on its stance that Section 106-5 should be enforced when applicable, particularly if the tow company is a found to be a repeat offender. The Board wants to make sure that any related misconduct is abated by means available to your agencies, including criminal prosecution if necessary.

Section 106-5(b) of Brevard County Ordinance, provides in pertinent part that "Any vehicle removed and stored as a result of a nonconsensual tow from private property where the owner or operator is incapacitated, unavailable or otherwise does not consent to the removal of the vehicle **shall be released within one (1) hour of a request to redeem the vehicle by the vehicle owner or authorized driver/agent per F.S. § 713.78**...this paragraph does not apply to removal and storage of wrecked or disabled vehicles from an accident scene." Section 106-5(c) sets forth that "It shall be unlawful for any person to charge more than the maximum rate established by the county. **Any person or tow company that charges more than the**

maximum rate established by resolution or fails to release the vehicle within one hour of a request pursuant to paragraph (b) of this section violates this section and is guilty of a violation, to be prosecuted in the same manner as misdemeanors are prosecuted and punishable as provided in F.S. § 125.69. Such violations shall be prosecuted in the name of the state in a court having jurisdiction of misdemeanors by the prosecuting attorney thereof and upon conviction shall be punished by a fine not to exceed \$500.00 or by imprisonment in the county jail not to exceed 60 days or by both such fine and imprisonment.”

It is unambiguous that both the State of Florida and Brevard County have taken this matter seriously, in an effort to ward off exploitation of citizens that find themselves in a vulnerable position. This Board wants to reiterate that a firm stance should be taken, and encourages law enforcement to take necessary action under these provisions to deter this type of conduct. We ask that you utilize the resources available to your office in doing so, and that you take any opportunity available to educate your personnel as well as the general public when appropriate. Thank you for your attention on this matter, and please do not hesitate to contact the Board should you have any questions or concerns.

Sincerely,

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Kristine Zonka, Chair

As ratified by the Brevard County Board of County Commissioners in Regular Session  
02/22/2022





I.1

County Tow Rates							
	Brevard County 2008	D1 Compromise	Seminole County	Volusia County	Orange County	Polk County	
Annual CPI Increase	None	None	None	None	None	None	
Rates Were Last Addressed	2008	2022	2021	2009	2014	2013	
Class A (Up to 10,000 lbs)							
Maximum Base Rate	\$114.23	\$125.00	\$125.00	\$125.00	\$125.00	\$125.00	
Mileage Rate	\$3.12	\$3.00	\$6.00	\$3.00	\$3.00	\$5.00	
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
Hourly Rate	\$75.32	\$25.00	\$125.00	\$100.00	\$125.00	\$25.00	
Daily Outside Storage (per day)	\$22.80	\$25.00	\$30.00	\$25.00	\$25.00	\$25.00	
Daily Inside Storage (per day)	\$28.53	\$25.00	\$30.00	\$30.00	\$25.00	\$25.00	
Tarping (per tarp)	\$17.11	\$15.00	\$15.00		\$15.00	\$25.00	
Extra Manpower (per hour)	\$51.35	???	\$0.00	\$0.00	\$0.00	\$55.00	
Non-Tow Service Call Fee	\$51.35	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
Non-Tow Service Call (per mile)	\$3.12	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
Administrative Fee/Notice	\$30.00	\$35.00	\$60.00	\$35.00	\$45.00	\$45.00	
Class B (10,001 lbs to 19,499 lbs)							
Maximum Base Rate	\$199.71	\$250.00	\$250.00	\$250.00	\$250.00	\$250.00	
Mileage Rate	\$3.97	\$4.00	\$7.00	\$4.00	\$4.00	\$6.00	
Fuel Sur-Charge to Facility	\$0.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
Hourly Rate	\$171.19	\$50.00	\$200.00	\$200.00	\$250.00	\$50.00	
Daily Outside Storage (per day)	\$31.94	\$35.00	\$60.00	\$35.00	\$35.00	\$40.00	
Daily Inside Storage (per day)	\$34.21	\$30.00	\$60.00	\$30.00	\$35.00	\$40.00	
Tarping (per tarp)	\$17.11	\$15.00	\$15.00		\$15.00	\$25.00	
Extra Manpower (per hour)	\$85.60	???	\$0.00	\$0.00	\$0.00	\$55.00	
Non-Tow Service Call Fee	\$74.17	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
Non-Tow Service Call (per mile)	\$3.97	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
Administrative Fee/Notice	\$30.00	\$35.00	\$60.00	\$35.00	\$45.00	\$45.00	

County Tow Rates						
	Brevard County 2022	3% CPI Increase	2008-2021 CPI Total <sup>1</sup>	D4 Proposal	Seminole County	Volusia County
Class A (Up to 10,000 lbs)						
Maximum Base Rate	\$114.23	\$117.66	\$144.72	\$238.78	\$125.00	\$125.00
Mileage Rate	\$3.12	\$3.22	\$3.96	\$6.00	\$6.00	\$3.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.52	\$0.64	\$0.75		
Fuel Sur-Charge En-route (per mile)	(New Fee)			\$0.75		
Hourly Rate	\$75.32	\$77.58	\$95.42	\$125.00 <sup>3</sup>	\$125.00 <sup>3</sup>	\$25.00
Daily Outside Storage (per day)	\$22.80	\$23.48	\$28.89	\$55.00 <sup>3</sup>	\$30.00	\$25.00
Daily Inside Storage (per day)	\$28.53	\$29.39	\$36.15	\$75.00	\$30.00	\$25.00
Tarping (per tarp)	\$17.11	\$17.62	\$21.68	\$42.78	\$15.00	\$25.00
Shrink Wrap Vehicle	(New Fee)			\$175.00		
Extra Manpower (per hour)	\$51.35	\$52.89	\$65.10	\$71.38		\$55.00
Non-Tow Service Call Fee	\$51.35	\$52.89	\$65.10	\$71.38		
Non-Tow Service Call (per mile)	\$3.12	\$3.22	\$3.96	\$6.00		
Non-Tow Service En-route (per mile)	(New Fee)			\$6.00		
Oil-Dri Absorbent (per bag)	(New Fee)			\$30.00		
Administrative Fee/Notice	\$30.00	\$31.00	\$39.99	\$50.00	\$60.00 <sup>4</sup>	\$45.00 <sup>4</sup>
Class B (10,001 lbs to 19,499 lbs)						
Maximum Base Rate	\$199.71	\$205.71	\$253.01	\$375.60	\$250.00	\$250.00
Mileage Rate	\$3.97	\$4.10	\$5.47	\$8.25	\$7.00	\$6.00
Fuel Sur-Charge to Facility	\$0.50	\$0.52	\$0.64	\$1.50		
Fuel Sur-Charge En-route	(New Fee)			\$1.50		
Hourly Rate	\$171.19	\$176.33	\$216.80	\$425.60	\$200.00 <sup>3</sup>	\$50.00
Daily Outside Storage (per day)	\$31.94	\$32.90	\$40.47	\$78.00	\$60.00	\$40.00
Daily Inside Storage (per day)	\$34.21	\$35.24	\$45.60	\$115.00	\$60.00	\$40.00
Tarping (per tarp)	\$17.11	\$17.62	\$21.68	\$23.78	\$15.00	\$25.00
Shrink Wrap Vehicle	(New Fee)			\$200.00		
Extra Manpower (per hour)	\$85.60	\$88.17	\$108.45	\$118.38		\$55.00
Non-Tow Service Call Fee	\$74.17	\$76.40	\$93.97	\$103.10		
Non-Tow Service Call (per mile)	\$3.97	\$4.09	\$5.03	\$8.25		
Non-Tow Service En-route (per mile)	(New Fee)			\$8.25		
Oil-Dri Absorbent (per bag)	(New Fee)			\$30.00		
Administrative Fee/Notice	\$30.00	\$31.00	\$39.99	\$50.00	\$60.00 <sup>4</sup>	\$45.00 <sup>4</sup>

	Brevard County 2022	3% CPI Increase	2008-2021 CPI Total <sup>1</sup>	D4 Proposal	Seminole County	Volusia County	Orange County	Polk County
<b>Class C (19,500 lbs to 24,999 lbs)</b>								
Maximum Base Rate	\$302.40	\$311.47	\$383.10	\$450.34	\$375.00	\$375.00	\$375.00	\$450.00
Mileage Rate	\$5.37	\$5.53	\$6.80	\$10.25	\$9.00	\$5.00 <sup>2</sup>	\$5.00	\$7.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.52	\$0.64	\$2.50				
Fuel Sur-Charge En-route (per mile)	(New Fee)			\$2.50				
Hourly Rate	\$250.87	\$258.40	\$317.82	\$625.00	\$300.00 <sup>3</sup>	\$300.00 <sup>3</sup>	\$375.00 <sup>3</sup>	\$85.00
Daily Outside Storage (per day)	\$66.06	\$68.01	\$83.69	\$95.00	\$90.00	\$60.00	\$60.00	\$60.00
Daily Inside Storage (per day)	\$53.62	\$55.22	\$69.00	\$90.00	\$90.00	\$55.00	\$60.00	\$60.00
Tarping	\$17.11	\$17.62	\$21.68	\$1,200.00	\$15.00		\$15.00	\$25.00
Shrink Wrap Vehicle	(New Fee)			\$225.00				
Extra Manpower (per hour)	\$91.27	\$94.01	\$115.63	\$145.87				\$55.00
Non-Tow Service Call Fee	\$97.00	\$99.91	\$122.88	\$134.83				
Non-Tow Service Call (per mile)	\$5.37	\$5.54	\$6.80	\$10.25				
Non-Tow Service En-route Mileage	(New Fee)			\$10.25				
Oil-Dri Absorbent (per bag)	(New Fee)			\$30.00				
Administrative Fee/Notice	\$30.00	\$31.00	\$39.99	\$50.00	\$60.00 <sup>4</sup>	\$35.00 <sup>4</sup>	\$45.00 <sup>4</sup>	\$45.00 <sup>4</sup>
<b>Class D (Over 25,000 lbs)</b>								
Maximum Base Rate	\$456.51	\$470.21	\$578.33	Unlimited <sup>5</sup>	\$500.00	\$500.00	\$500.00	\$500.00
Mileage Rate	\$6.82	\$7.03	\$8.64	\$12.50	\$9.00	\$6.00 <sup>2</sup>	\$6.00	\$7.00
Fuel Sur-Charge to Facility (per mile)	\$0.50	\$0.62	\$0.64	\$1.00				
Fuel Sur-Charge to En-route (per mile)	(New Fee)			\$5.00				
Hourly Rate	\$394.88	\$406.73	\$500.25	\$548.88	\$400.00 <sup>3</sup>	\$400.00 <sup>3</sup>	\$500.00 <sup>3</sup>	\$85.00
Daily Outside Storage (per day)	\$68.45	\$70.50	\$86.72	\$125.00		\$60.00	\$60.00	\$60.00
Daily Inside Storage (per day)	\$68.45	\$70.50	\$86.72	\$275.00		\$55.00	\$60.00	\$60.00
Tarping	\$17.11	\$17.62	\$21.68	\$1,200.00	\$15.00		\$15.00	\$25.00
Extra Manpower (per hour)	\$91.28	\$94.02	\$115.64	\$126.88				\$55.00
Rotator/50 Ton- Hourly (min 2 hrs)	(New Fee)			\$1,250.00				
Oil-Dri Absorbent (per bag)	(New Fee)			\$30.00				
Administrative Fee/Notice	\$30.00	\$31.00	\$39.99	\$50.00	\$60.00 <sup>4</sup>	\$35.00 <sup>4</sup>	\$45.00 <sup>4</sup>	\$45.00 <sup>4</sup>

<sup>1</sup> 2008- 0.1% 2009- 2.7% 2010- 1.5% 2011- 3.0% 2012- 1.7% 2013- 1.5% 2014- 0.8%

2015- 0.7% 2016- 2.1% 2017- 2.1% 2018-

1.9% 2019- 1.4% 2020- 1.4% 2021- 6.8%

(so 3%)

<sup>2</sup> per mile, after first 10 miles

<sup>3</sup> per hour after 30 min

<sup>4</sup> After the first 24 (or in some cases 48

hours), and complying with the

requirements of F.S. § 713.78

<sup>5</sup> \$634.55 (per hour)