

**ORDINANCE NO. 2020-006**

**AN ORDINANCE AMENDING TITLE 7, MOTOR VEHICLES AND TRAFFIC, CHAPTER 10, ENFORCEMENT AND PENALTIES, SECTION 7-10-6 (C) IMPOUNDMENT OF VEHICLES; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.**

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF TRUSTEES OF THE TOWN OF FORT GIBSON, OKLAHOMA:**

**SECTION 1:** That "Title 7, Motor Vehicles and Traffic, Chapter 10, Enforcement and Penalties, Section 7-10-6 (C)" language stating that "Place Of Impoundment : Impoundment regulations shall be governed by 47 Oklahoma Statutes section 952. (Ord. 2009-14, 10-26-2009)" shall hereby be amended to read as follows, to-wit:

Title 7, Motor Vehicles and Traffic, Chapter 10, Enforcement and Penalties, Section 7-10-6 (C).

The Board of the Town Trustees of Fort Gibson pursuant to Title 47 O.S. Section 952 (C) of the Oklahoma State Statutes, hereby regulates that all wrecker or towing service businesses to be used by the Town of Fort Gibson for the reasons listed in Title 47 O.S. Section 955 of the Oklahoma State Statutes, shall be located within the Town limits of Fort Gibson, Oklahoma. That such requests for wrecker or towing services, if there be more than one, shall be rotated among all such wrecker or towing services which are located within the Fort Gibson Town limits. The Chief of Police or his designee shall keep rotation logs on all requested tows, except where there are insufficient licensed wrecker or towing services available to rotate such services. Rotation logs shall be made available for public inspection. A wrecker service shall not be removed from rotation without notification to the wrecker operator stating the reason for removal from the rotation log. All notification for removal from a rotation log shall be mailed to the wrecker service owner at least ten (10) days before removal from the rotation log and shall state the procedure and requirements for reinstatement. That except for Section "C" of Title 47 O.S. Section 952 of

the Oklahoma State Statutes all other Impoundment regulations shall be governed by Title 47 O.S. Section 952 of the Oklahoma State Statutes.

**SECTION 2:** Repealer. All ordinances or parts of ordinances in direct conflict herewith are repealed to the extent of the conflict only.

**SECTION 3:** Severability. Should any section, subsection, sentence, provision, clause or phrase hereof be held invalid, void or unconstitutional for any reason, such holding shall not render invalid, void or unconstitutional for any other section, subsection, sentence, provision, clause, or phrase of this resolution and ordinance and the same are deemed severable for this purpose.

**SECTION 4:** Emergency. An emergency is hereby declared to exist whereby it is necessary for the immediate preservation of the public peace, health, and safety, that this ordinance take effect immediately and become operative after its passage, approval and publication as required by law.

**PASSED AND APPROVED BY THE TOWN BOARD OF TRUSTEES OF THE TOWN OF FORT GIBSON, OKLAHOMA THIS 12<sup>th</sup> DAY OF OCTOBER, 2020.**

  
MIKE SHARPE, MAYOR

ATTEST:



Shelley Steffes, Town Clerk  
BY Christie Glasby InterimTown Clerk