



County of Fairfax, Virginia

MEMORANDUM

DATE: October 13, 2021

TO: Trespass Towing Advisory Board

FROM: Michael S. Liberman, Director *MS*
Department of Cable and Consumer Services

SUBJECT: Trespass Towing Advisory Board Meeting for October 20, 2021

Please find attached the Trespass Towing Advisory Board agenda packet. The next scheduled meeting is **Wednesday, October 20, 6:00 p.m.** This meeting will be held in person in Conference Room 11 of the Fairfax County Government Center.

Please RSVP with your attendance to Carl A. Newcomb by COB on Tuesday, October 19, 2021 at Carl.Newcomb@fairfaxcounty.gov or 703-324-5931.

Enclosures

cc: Rebecca L. Makely, Director
Consumer Services Division, DCCS

Carl A. Newcomb, Manager
Regulation and Licensing Branch, CSD, DCCS



**FAIRFAX COUNTY
TRESPASS TOWING ADVISORY BOARD**

**October 20, 2021
6:00 p.m.**

MEETING AGENDA

Call to Order by the Chairman

Minutes

- Approval of August 25, 2021 meeting minutes

Report of the Chairman

Report of the Director

Report of the Staff Liaison

Board Matters

Old Business

- Amendments to Fairfax County Code Section 82-5-32

New Business

Public Comment

Adjourn

Package Contents

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- 2021 Yearly Planning Calendar

Minutes of the Fairfax County Trespass Towing Advisory Board

August 25, 2021 5:03 p.m.
 Vice Chairperson Morris, presiding

Board Members Present: Fee, Leach, Morris, Regan

Board Members Absent: Scheler, Supinger

Staff Members Present: Michael Liberman, Director
 Department of Cable and Consumer Services

 Rebecca Makely, Director, Consumer Services Division
 Department of Cable and Consumer Services
 (Remote)

 Carl Newcomb, Consumer Specialist III
 Regulation and Licensing Branch

 John Burton, Assistant County Attorney
 Office of the County Attorney

Public in Attendance: Mike Fernandez, Battlefield Towing & Storage, Inc.

Chairperson Morris called the meeting to order at 5:04 p.m.

Minutes

- Chairperson Morris asked for approval of the July 28, 2021 minutes. The vote was unanimous in approving the minutes.

Report of the Chairperson

- The Chairperson had no matters to bring before the Board.

Report of the Director

- Director Liberman had no matters to bring before the Board.

Report of the Staff Liaison

- Director Makely provided a reminder to submit the One Fairfax Policy Acknowledgement form.
- Branch Manager Newcomb had no matters to bring before the Board.

Board Matters

- There were no Board matters.

Public Hearing on Amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic

- *Call to Order.* Chairperson Morris opened the Public Hearing at 5:06 p.m.
- *Statement of Board Responsibility.* Chairperson Morris reviewed the statement of Board Responsibility under Fairfax County Code Chapter 82-5-32(g)(1)(E) for the Public Hearing on the proposed trespass towing fees.
- *County Presentation.* Director Makely delivered a staff presentation on the proposed amendments to Fairfax County Code Section 82-5-32.
- *Public Input.* Mike Fernandez, Battlefield Towing & Storage, Inc. provided in-person testimony in support of the proposed amendments.
- *Member Questions.* Member Fee inquired about Arlington County not increasing their trespass towing fees and Member Leach provided a response regarding the level of towing complaints.
- *Recommendation Motion.* Chairperson Morris made a motion to recommend to the Board of Supervisors the proposed amendments. The motion was seconded by Member Regan.
- *Deliberation and Vote on Recommendation to the Board of Supervisors.* No additional discussion. The motion passed unanimously with Chairperson Scheler absent from the meeting.

Old Business

- Member Leach inquired regarding possible amendments to the Code of the County of Fairfax relating to automatic increases for rates as a mechanism in the code. Discussion ensued. County Attorney Burton stated the Code of Virginia would have to be amended to allow this authority at the local level.

The meeting was adjourned at 5:34 p.m.

Fairfax County
Trespass Towing Advisory Board
2021 Yearly Planning Calendar
As of October 20, 2021

Rooms have been reserved on the dates shown below should meetings need to be held.

January 27	Towing Rates
March 24	Bylaws approval
May 26	Cancelled, lack of quorum
July 28	Motion to Consider a Request to Advertise Public Hearing
August 25	Public Hearing to consider amendments to the Code of the County of Fairfax, Chapter 82, Motor Vehicles and Traffic that will increase rates and charges for trespass towing
October 20	Regular Meeting
December 22	Regular Meeting

Possible Future Agenda Topics