

ORDINANCE NO. 2015-11

AN ORDINANCE REGULATING DISPOSAL OF LOST,
SEIZED AND ABANDONED PROPERTY

Purpose: Provide the Police Department with greater flexibility to dispose of lost, seized and abandoned property in light of the time, cost, effort and available market demand required for selling such property.

Sponsor: Chief of Police

Recommended Referral: Public Health and Safety Committee

Public Hearing: None required.

The Village Board of the Village of McFarland do hereby ordain as follows:

1. Section 2-961(a)(4) of the Village of McFarland Municipal Code is hereby amended to read as follows:

(4) Other property with a fair market value of \$500.00 or less. An item of property with a fair market value of \$500.00 or less shall be destroyed, offered for sale to the general public, disposed of in an appropriate manner as solid waste, donated to a bonafide nonprofit and tax exempt organization, or sold at public auction. The Chief of Police shall determine the approximate fair market value in his or her reasonable discretion and determine the method of disposal after having given consideration to the time and expense of the method of disposal, the amount likely to be received in a sale, and any other factor relevant to the public interests served by Sections 2-959 through 2-964. The Chief of Police may delegate the duties under this paragraph to any other police officer and may enact policies to be followed in furtherance thereof. Perishable property that deteriorates to a fair market value of less than \$500.00 shall be destroyed.

2. Section 2-963 of the Village of McFarland Municipal Code is hereby amended to read as follows:

Property that is found by persons and delivered to the Chief of Police for the purpose of locating the former owner shall not be considered abandoned or unclaimed under this Section until 30 days after mailing to the person finding the property a notice that such person may claim ownership of said property. The Chief of Police shall determine what portion, if any, of the property or its value shall be given the finder. This provision shall not apply to any Village employee finding property in the regular course of employment nor shall it apply if the person finding the property has disclaimed or otherwise waived any right to obtain ownership of the property.

The above and foregoing Ordinance was duly adopted at a regular meeting of the McFarland Village Board on the 23 day of November, 2015.

APPROVED:

Brad Czebotar
Brad Czebotar, Village President

ATTEST:

Tracey K. Berman
Tracey K. Berman, Village Clerk

ORDINANCE 2015 - 11			
MOTION	Adrian	SECOND	Mooney
ACTION		DATE	
Adopted		11/23/15	
Referred			
Tabled			
Withdrawn			
Defeated			
Published			
INDIVIDUAL VOTING RECORD			
Adrian	Aye	Lytle	Aye
Brassington	Aye	Mooney	Aye
Czebotar	Aye	Utter, C	Aye
Kolk	Aye		
VOTING RESULTS			
Motion Carried:		7-0	
Motion Defeated:			