

**CITY OF ALBION
ORDINANCE #2017-08**

AN ORDINANCE TO ADD SECTION(S) 82-129, 82-130, and 82-131

Purpose and Finding:

THE CITY OF ALBION ORDAINS:

Sec. 82-129 Impoundment of Vehicles for Failure to Pay Civil Infractions or Parking Violations Issued under this Chapter

1. If a vehicle is unattended and the registered owner of the vehicle has six (6) or more unpaid and outstanding civil infraction violations or parking violation notices, in any combination, all of which have been issued for a violation of a Chapter 82 provision, any Public Safety Officer or other authorized City employee may cause that vehicle to be immediately impounded. There shall be no impoundment under this Section from any private property.

Sec. 82-130 Immobilization of Vehicles for Failure to Pay Civil Infractions or Parking Violations Issued under this Chapter

1. If a vehicle is unattended and the registered owner of the vehicle has six (6) or more unpaid and outstanding civil infraction citations or parking violation notices, in any combination, all of which have been issued for a violation of Chapter 82 provision, any Public Safety Officer or other authorized City employee may, in lieu of impoundment of the vehicle as otherwise provided, attach or cause to be attached to said vehicle an immobilizing device which will prevent the vehicle from being moved or driven.
 - a. If an immobilization device is attached, there shall also be attached securely to the vehicle, in a conspicuous location, a notice which cautions the driver that the vehicle has been rendered immobile by use of an immobilization device and that damage to the vehicle will result if the driver attempts to move the vehicle.
 - i. The notice described in sub-section (a) shall also indicate that the release of the vehicle may be obtained by paying the outstanding civil infractions, citations, or Parking Violation Notices, together with the fee established to cover the costs of attachment and removal of the locking device.
 - ii. The notice described in sub-section (a) shall also indicate that in lieu of paying the outstanding civil infractions, citations, or Parking Violation Notices, together with the fee established to cover the costs of attachment and removal of the locking device described in sub-

section (a)(1), the release of the vehicle may alternatively be obtained by posting a bond to cover the costs of the outstanding civil infractions, citations, or Parking Violation Notices, together with the fee established to cover the costs of attachment and removal of the locking device, and requesting a hearing.

- iii. The notice described in sub-section (a) shall also indicate that payment must be made to the City of Albion Finance Department during regular business hours, or on weekends, evenings, or holidays, to the Albion Department of Public Safety. Payment arrangements must be made within seventy-two (72) hours after installation of the device or the vehicle will be removed by impoundment as a nuisance pursuant to Sec. 82-129 of Chapter 82 of the City of Albion Code of Ordinances.

Sec. 82-131 Release of Vehicle Impounded or Immobilized

1. The owner or operator of any vehicle which has been impounded or immobilized under Section 82-129 or 82-130, may obtain release of the vehicle by either of the following:
 - a. By paying the total amount due on all outstanding civil infractions, citations, or Parking Violation Notices, together with the fee established to cover the costs of attachment and removal of the locking device; or
 - b. By the posting of a bond to cover all of the costs assessed against the vehicle in subsection (a) above and requesting a hearing.
 - c. All payments under this Section shall be made to the City of Albion Finance Department during regular business hours or to the City of Albion Department of Public Safety during evenings, holidays, and weekends.


This Ordinance shall take effect after publication on November 16, 2017.


First Reading:
October 2, 2017

Ayes 5
Nays 0
Absent 2 (Barnes, Spicer)

Second Reading & Adoption:
October 16, 2017

Ayes 7
Nays 0
Absent 0


Jill Domingo
City Clerk


Garrett Brown,
Mayor