

**ORDINANCE NO: 43****AN ORDINANCE ESTABLISHING A POLICY ON “DISPOSAL OF NON-TOWN OWNED PROPERTY”**

The Town Board of the Town of Grand Rapids, Wisconsin, pursuant to § 66.0139 Wisconsin Statutes does ordain as follows with regard to its Town Ordinances:

**43.1 Disposal of Non-Town Owned Property**

The Town may dispose of any non-town owned personal property which has been abandoned, or remained unclaimed for a period of thirty (30) days after the taking of possession of the property by the town or its representative.

**43.2 Unclaimed Abandoned Property**

The head of each town department shall have the option of maintaining and using any unclaimed abandoned property for its own use.

- A. The head of each town department shall make a list of all unclaimed abandoned property retained by the department and shall post the list among all departments for consideration for town use.
- B. The head of each town department may donate to charity or any non-profit organization abandoned unclaimed property not converted to town use.
- C. The head of each town department may discard any unclaimed abandoned property that is deemed non-usable.
- D. All unclaimed abandoned property not converted to town use, donated to charity or discarded shall be disposed of by public auction or sealed bids.

**43.3 Disposal of Unclaimed Bicycles**

The police chief or authorized representatives may dispose of unclaimed or abandoned bicycles and other play vehicles through public auction, or donation to a non-profit organization or junking.

- A. The bicycle auction shall be conducted by the police department at any time the surplus of bicycles dictates and the thirty (30) day waiting period for abandonment has expired. Proceeds from the sale, after deducting the necessary expenses for conducting the sale, shall be retained by the police department for use in commonly crime prevention activities.

**43.4 Disposal of Flammable Explosives or Devices**

The Town may immediately dispose of unclaimed or abandoned flammable explosives or devices posing as a danger to life or property in their storage, transportation or use after taking possession without public auction.

- A. The town shall attempt to return to the rightful owner substances, materials or devices which have a commercial value on the normal business usage and do not pose an immediate threat to life or property. An attempt to return the substance, material or device to the rightful owner shall be made when it appears the substance, material or device has been reported stolen.

**43.5 Disposal of Seized Property**

The police chief or authorized representative may dispose of any seized property which poses a danger to life or other property in storage, transportation or use and which is not required for evidence or further investigation. Disposal procedures include, but not limited to, return of the seized property to the rightful owner. Said disposal of seized property shall be in accordance with Section 968.20 of the Wisconsin Statutes.

**43.6 Records**

The town and each department shall maintain an inventory of such property not disposed of in a sale open to the public, a record of the date and method of disposal, including the consideration received for the property, in any and the name and address of the person taking possession of the property as a public record for a period of not less than three (3) years from the date of disposal and thereafter may purge its records.

**This ordinance shall take effect from and after the date of its passage and publication as provided by law.**

**HISTORY**

<b>Declaration/Ordinance/Resolution No</b>	<b>Dated</b>
<b>RESOLUTION NO:</b>	12-September-2000
2005-08	13-September-2005
2006-07	23-May-2006