

## CHAPTER 18

### PRIVATE PROPERTY

#### Article 1. Unclaimed Property

##### Sec. 18-1. Complete Record.

All personal property which comes into the possession of any police officer, which has been found or stolen or taken off the person or out of the possession of any prisoner or person suspected of, or charged with, being a criminal, and which is not known to belong to some person laying claim thereto, shall be, by the officer securing possession thereof, delivered into the charge of the chief of police. The chief shall, in a permanent record book kept for that purpose, make a record sufficient to identify the property, with the date and circumstances of the receipt thereof, the name of the person from whom it was taken or the place where it was found; and the record shall also disclose the subsequent disposal thereof, giving the date of sale, name and address of the purchaser, and the amount for which it was sold.

##### Sec. 18-2. Disposition of Unclaimed Property.

Any unclaimed personal property, other than animals, which remains in the possession of the chief of police unclaimed, or the ownership of which is not to him satisfactorily established for a period of thirty (30) days, shall be sold and the proceeds of the sale shall be paid over to the Town clerk, who shall issue his receipt therefor and deposit the same to the credit of the general fund of the Town, except such personal property as in the opinion of the Mayor can be more advantageously used by some department or office of the Town government. Ten (10) days before a sale of such unclaimed property, the chief of police shall sign and have posted in a conspicuous place in the Town clerk's office, where it will be plainly visible to persons who visit that office, notice of the time, place and manner of such sale, and general description of the property to be sold. Provided that, if in the opinion of the Mayor all or any portion of the personal property may be more advantageously used in any Town department or office, he shall so instruct the chief of police in writing and the chief of police shall thereupon deliver the personal property designated to that department or office of Town government and make a permanent record of its disposition.

##### Sec. 18-3. Property Found by a Private Person.

Any personal property found by a person other than a public official or employee which is delivered to any police officer for identification, if not claimed or identified within ten (10) days, shall within ten (10) additional days thereafter, if requested by finder, be returned to him, and a record of such disposal made thereof. If the finder does not request return of the property

to him within such additional ten (10) days, then the chief of police shall sell the property as if it had been found by a public official or employee, or on instruction by the Mayor, deliver it to some department or office of the Town government for its use.

Sec. 18-4.                    Recovery by Owner.

If any property is sold as herein provided, and the owner thereof takes and recovers possession of same from purchaser, the amount paid therefore shall be returned to the purchaser, upon verified claim being submitted and approved by the Town council.

Sec. 18-5.                    Penalty.

Every person convicted of a violation of any provision of this article shall be punished by a fine of not more than one hundred dollars (\$100.00) and costs.