

An Ordinance of the Haines Borough amending Haines Borough Code Title 10 regarding impound procedures for abandoned vehicles.

BE IT ENACTED BY THE HAINES BOROUGH ASSEMBLY:

Section 1. Classification. This ordinance is of a general and permanent nature and the adopted amendment shall become a part of the Haines Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held to be invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance is effective upon adoption.

Section 4. Amendment of Section 10.04.065. Haines Borough Code 10.04.065 is amended, as follows:

NOTE: **Bolded/UNDERLINED** ITEMS ARE TO BE ADDED
STRIKETHROUGH ITEMS ARE DELETED

10.04.065 Impound procedures for abandoned vehicles.

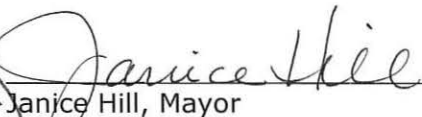
A. If the borough has reason to believe a vehicle is abandoned as defined in HBC 10.04.030, the responsible borough employee shall **may** notify the clerk of such belief and the reasons therefor. Except in the case where immediate removal is authorized by this code or other law, the clerk shall **may** then provide notice by registered or certified mail, return receipt requested, of the borough's intent to move and impound the vehicle to the owner of record and any lien holders that can be identified, if any. The borough shall provide similar notice to the owner of any vehicle that has been moved for safety or other reasons as soon as practicable, and in any event not later than **48 hours two business days** after moving the vehicle. The notice of intent shall include a description of the vehicle, including make, model, and vehicle identification number (VIN) if possible, as well as the location of the vehicle, a general summary of the reasons the borough believes the vehicle has been abandoned, and a statement that the owner or lien holder may contest the determination that the vehicle has been abandoned by responding to the notice within 15 business days. The borough may move and impound an abandoned vehicle that is not registered in the state, or for which the name and address of the registered or legal owner or lien holder cannot be ascertained after reasonable inquiry, without providing the notice described in this subsection; provided, however, that notice of impoundment must be provided as required by subsection (D) of this section.

ADOPTED BY A DULY CONSTITUTED QUORUM OF THE HAINES BOROUGH ASSEMBLY THIS
14th DAY OF MAY, 2019.

ATTEST:


Alekka Fullerton, CMC, Borough Clerk




Janice Hill, Mayor

Date Introduced: 04/09/19
Date of First Public Hearing: 04/23/19
Date of Second Public Hearing: 05/14/19