



Legislation Details (With Text)

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File created: 6/21/2019 **In control:** City Council Legislative Session
On agenda: 7/10/2019 **Final action:** 7/10/2019

Title: Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 29, Police, Article II Entitled, "Property in Custody of Police," Division 2, Entitled, "Unclaimed Property," Sec. 29-38 Related to Disposal of Property in the Custody of the Hampton Police Division

Sponsors:

Indexes: , , , Safe and Clean

Code sections:

Attachments: 1. Redline, 2. Final Ordinance

Date	Ver.	Action By	Action	Result
7/10/2019	1	City Council Legislative Session	approved	Pass

Ordinance to Amend and Reenact the City Code of the City of Hampton, Virginia by Amending Chapter 29, Police, Article II Entitled, "Property in Custody of Police," Division 2, Entitled, "Unclaimed Property," Sec. 29-38 Related to Disposal of Property in the Custody of the Hampton Police Division

PURPOSE/BACKGROUND:

To amend Chapter 29 of the City Code of the City of Hampton, Virginia

Discussion:

The Hampton Police Division sometimes seizes or takes possession of perishable or bulky property which is hazardous or has no resale value. The City Ordinance does not currently have an explicit mechanism for destroying such property. Therefore, HPD is proposing that Hampton City Code Sec. 29-38 be amended to allow for destruction of bulky or perishable property that the Chief of Police determines to be hazardous or to have no resale value.

Impact:

Recommendation:

Approval of the Ordinance (no public hearing required).

BE IT ORDAINED by the City Council of the City of Hampton, Virginia, that Section 29-38 of Division 2, Article II, Chapter 29 of the City Code of the City of Hampton, Virginia be adopted to read as follows:

Chapter 29 - POLICE

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ARTICLE II. - PROPERTY IN CUSTODY OF POLICE

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DIVISION 2. - UNCLAIMED PROPERTY

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Sec. 29-38. - Sale or destruction of perishable, bulky, etc., items.

If any property seized or taken possession of by the police division shall be of a perishable nature or so bulky or of such nature as to make it dangerous or inadvisable to retain possession thereof for the length of time specified in section 29-36, upon a certificate of such fact by the chief of police setting forth the reasons why such property should not be retained for the period fixed in section 29-36 before selling the same, the purchasing agent shall cause such property to be advertised forthwith one (1) time in a newspaper published or having general circulation in the city and shall sell such property at public auction at any time after three (3) days shall have elapsed from the date of such publication. If such property is determined by the chief of police to be hazardous or have no resale value, it may be immediately destroyed.

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