

RESOLUTION NO. 419

DISPOSITION OF FOUND PROPERTY

WHEREAS, the Town of Stevensville has the authority by Montana Code Annotated 44-14-101(1) to adopt rules to provide for the care, restitution, sale, donation, return, or destruction of unclaimed tangible personal property that may come into the possession of the Police Department or public safety officer employed by the Police Department; and

WHEREAS, Stevensville Municipal Code has not otherwise provided a procedure for disposition of found property not held in conjunction with investigative law enforcement functions;

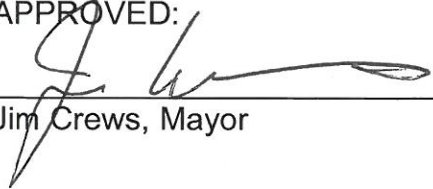
NOW, THEREFORE, BE IT RESOLVED THAT the Stevensville Town Council hereby adopts the following procedure for disposition of found property that has been acquired by the Stevensville Police Department:

1. Unclaimed property that is positively identified by the legal owner, upon proof, shall be returned to the legal owner of the property.
2. Any unclaimed property acquired by the police department that was not taken by the police department through a function of the enforcement of criminal law shall be disposed of as follows:
 - a. Unclaimed property with a value less than \$20.00, or cash less than \$20.00, must be held by the Police Department for a period of thirty (30) days prior to disposal. The unclaimed property may be disposed of by the Chief of Police by any of the following means:
 - i. Returned to the finder of the property at the finder's request;
 - ii. Sold at public auction;
 - iii. Donated; or,
 - iv. Destroyed.
 - b. Unclaimed property with a value of \$20.00 or more or cash equal to or in excess of \$20.00, must be held by the Stevensville Police Department for a period of three (3) calendar months prior to disposal. The unclaimed property may be disposed of by the Chief of Police by any of the following means:
 - i. Returned to the finder of the property at the finder's request;
 - ii. Sold at public auction;
 - iii. Donated; or,
 - iv. Destroyed.
 - c. Following the expiration of the required timeframe and at least ten (10) days before the planned disposal of the unclaimed property, the Police

Department shall attempt to notify the legal owner of the unclaimed property by attempting to ascertain the identity of the owner of the property by a search of local or public records and by placing a notice in a newspaper of general circulation.

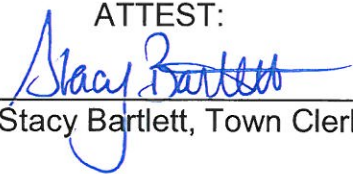
Adopted this 27th day of November, 2017.

APPROVED:



Jim Crews, Mayor

ATTEST:



Stacy Bartlett, Town Clerk