

PROCESS FOR REMOVAL OF ABANDON VEHICLES

Impound Authority

- (a) A peace officer or an employee authorized by the borough have removed to a place for storage a vehicle abandoned on a highway, on a vehicular way or area, or on private property.
- (b) Removal of an abandoned vehicle from private property shall be upon the written request of the owner or person in lawful possession or control of the property, and on a form prescribed by the department.
- (c) A written report of the removal shall be made by the peace officer or employee who has a vehicle removed under this section, and the report shall be sent immediately to the department and a copy of the report shall be given to the person who stores the property. The report must describe the vehicle, the date, time, and place of removal, the grounds for removal, and the place of impoundment of the vehicle.

Authority - HBC 10.04.030 (AS 28.11.030)

10.04.030 Abandoned vehicle definitions. For the purposes of this title, an "abandoned vehicle" is defined as one that is:

- A. Left unattended within ten feet of the roadway in excess of forty-eight (48) hours;
- B. Left unattended on private property in excess of twenty-four (24) hours without written permission from the owner of the property; or
- C. Left on public property without consent of the manager for more than thirty (30) days.

Notice to owners and leinholders

The person or company who stores an abandoned vehicle shall within 30 days give notice to the vehicle owner of record and to lien holders of record, stating the grounds for removal and the location of the place of impoundment of the vehicle. If the vehicle is not registered in the state or the name and address of the registered or legal owner or lien holder cannot be ascertained, notice shall be given by publication in the manner prescribed in the rules of the court for service of process by publication.

Authority AS 28.11.040

Vesting of Title

If the vehicle is not reclaimed after 15 days of notice being given, the Haines Borough will apply for a new title.

Authority HBC 10.04.070 (AS 28.11.050)

Disposal of vehicle

When title to a vehicle has vested in the Haines Borough the vehicle may be disposed of:

1. By public auction twenty (20) days after notice of sale is published in a newspaper of general circulation in the Borough, during which fifteen-day period notice shall be posted continuously in at least three public places. The published and posted notice shall describe the vehicle and set out the place, date, and time at which it will be sold.
2. By relinquishment in favor of a towing or storage lien when the clerk determines that the lien amount exceeds the fair market value of the vehicle.

Authority HBC 10.04.090 (AS 28.11.070)

Total length of time until service company is paid or receives title for the vehicle approx. 45-65 days.