

ORDINANCE NUMBER 03-2022-04

AN ORDINANCE REPEALING AND REPLACING ANY ORDINANCE IN CONFLICT OF THE PROVISIONS OF THIS ORDINANCE, ESTABLISHING POLICIES FOR DISPOSAL OF ABANDONED PROPERTY/FIREARMS WITHIN THE CORPORATE LIMITS OF THE CITY OF GENEVA ALABAMA BY THE POLICE CHIEF AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GENEVA ALABAMA, AS FOLLOWS:

**ARTICLE I**

SHORT TITLE

Short Title. This Ordinance shall be cited as the “Disposal of Abandoned Property/Firearms by the Police Chief of Geneva, Alabama”.

**ARTICLE II**

PURPOSE

Purpose. This Ordinance is enacted for the protection and preservation of health, safety, and welfare of the inhabitants of the City of Geneva, Alabama by the proper disposal of abandoned property and firearms by the Police Chief of the City of Geneva, Alabama.

**ARTICLE III**

**AUTHORITY OF CHIEF OF POLICE DISPOSAL OF PROPERTY/FIREARMS.**

Sec. 14-32. Permanent records kept.

The Geneva Police Department shall keep a permanent record of each piece of stolen, found or abandoned property taken or stored including the date of the taking of each piece of property, the place where it was found and taken and a description of the property shall be kept.

Sec. 14-33. Property shall be stored in a suitable place.

The property shall be stored in a suitable place, provided that if the property be perishable it may be sold at once without notice, in which case the proceeds shall be held for a period of six months for the account of the owner and if not called for within that time shall be converted into the general fund of the City of Geneva.

Sec. 14-34. Property shall be sold at auction.

The Chief of Police for the City of Geneva shall sell at public auction nonperishable personal property that has been accumulated and held by the Geneva Police Department for a period of no less than three months.

Sec. 14-35. Notice of public sale.

Notice of such public sale shall be advertised as to the time and location once a week for two successive weeks in a newspaper of general circulation published in Geneva, Alabama. The first day of such publication shall be at least 20 days before the sale.

Sec. 14-36. Firearms sold only to licensed dealers.

Firearms may only be sold to licensed firearms dealers.

Sec. 14-37. Owner of property may redeem property prior to sale.

The owner of any of the property taken up and stored may redeem the same at any time prior to its sale by paying the reasonable expense of storing it and a pro rata of the cost of publication.

Sec. 14-38. Person making sale shall have right to reject bids.

Each article shall be sold separately and records kept of the amount received for each article. The person making the sale shall have the right to reject any and all bids and shall have the right to continue the sale from time to time if there are no bids.

Sec. 14-39. Balances shall be paid into the general fund.

After deducting and paying of all expenses of taking up, storing and selling the property, the balance, if any, shall be paid into the general fund of the City of Geneva.

#### Article IV

This ordinance shall become effective on publication.

#### ARTICLE V

##### REPEALER

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

#### ARTICLE VI

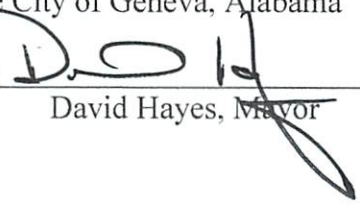
##### PUBLICATION

This Ordinance shall be published in the Geneva County Reaper, a newspaper published in Geneva County, Alabama as required by law.


ADOPTED AND APPROVED on this 7th day of March, 2022.

The City of Geneva, Alabama

By:

  
\_\_\_\_\_  
David Hayes, Mayor

ATTEST:

  
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Lisa Johnson, City Clerk