

VILLAGE OF TWIN LAKES

ORDINANCE NO. 2023-2023-02-01

An Ordinance Creating

Chapter 1.20 Of The Twin Lakes Code Of Ordinances Pertaining Property, Lost and Abandoned

The President and the Trustees of the VILLAGE OF TWIN LAKES, Kenosha County, Wisconsin, do herewith ordain as follows, to wit:

SECTION I

Chapter 1.20 of the Twin Lakes Code of Ordinances, pertaining to property, lost and abandoned, is hereby created as follows:

“Chapter 1.20

PROPERTY, LOST AND ABANDONED

Sections:

- 1.20.010. Lost personal property.**
- 1.20.020 Abandoned personal property.**
- 1.20.030 Methods of disposal.**
- 1.20.040 Applicability.**

1.20.010. Lost personal property.

A. Any finder of lost personal property, including money, may deposit said property with the Village Police Department. The finder shall indicate, on a form prepared by the Village, the time and location of the finding of said property and any other facts or circumstances pertinent thereto. The finder shall be given a receipt for the deposited item(s), which shall indicate that it shall be the responsibility of the finder to reclaim the property, if so desired, after 90 days and without any additional notification by the Village.

B. If said property remains unclaimed for a period of 90 days, the property shall be released to the finder upon the finder signing a receipt, on a form prepared by the Village, holding the Village harmless from any claim or demand by the true owner. This subsection shall not be applicable to Village employees.

C. Any property found and deposited with the Village pursuant to this section and not claimed or reclaimed for a period of 120 days may be disposed of by the Village under the procedures set forth in § 1.20.030 of this Chapter.

1.20.020 Abandoned personal property.

Any personal property which has been abandoned for more than 30 days may be disposed of by the Village under the procedures set forth in § 1.20.030 of this Chapter.

1.20.030 Methods of disposal.

Any personal property which may be disposed of pursuant to §§ 1.20.010 and 1.20.020 of this Chapter may be disposed of by the Village by any of the following methods:

A. Public sale (auction, set price or negotiated price), where notice has been given to the public by posting in three places a minimum of 10 days prior to the sale.

B. Private sale (restricted to equipment or other items with a narrow market and limited appeal to the general public, said items to be sold only under the direction of the Village Administrator or his/her designee after first providing a list of said equipment or other items to the Village Board).

C. Donation to charity (upon approval by the Village Board).

D. Use by the Village (upon approval by the Village Board)

E. Destruction.

(1) If the property is valued under \$250, it may be disposed of summarily.

(2) If the property has a value of \$250 or more, it may be disposed of upon approval by the Village Board.

F. The Chief of Police or his designee, as to property held by the Police Department, and the Village Administrator or his/her designee as to any property held by any other Village Department, shall make a recommendation as to which method would be in the best interests of the Village as to any particular item.

G. If the property is not disposed of in a sale open to the public, the Village shall maintain an inventory of the property, a record of the date and method of disposal, including the consideration received for the property, if any, and the name and address of the person taking possession of the property. The inventory shall be kept as a public record for a period of not less than 2 years from the date of disposal of the property.

H. If the disposal of the property is in the form of a sale, all receipts from the sale, after deducting the necessary expenses of keeping the property and conducting the sale, shall be paid into the Village Treasury.

1.20.040 Applicability.

This Chapter shall have no applicability to firearms and ammunition which may be disposed of only pursuant to § 968.20, Wis. Stats., nor to any other property, such as motor vehicles or cash, specifically excluded pursuant to applicable federal or state law, or subject to alternate abandonment procedures.”

SECTION II

All Ordinances or parts of Ordinances contravening the terms and conditions of this Ordinance are hereby to that extent repealed.

SECTION III

This Ordinance shall take effect immediately upon passage and publication as provided by law, and the Village Clerk shall so amend the Village of Twin Lakes Code of Ordinances, and shall indicate the date and number of this creating Ordinance therein.

Dated this 20 day of February, 2023.

ATTEST:

Sabrina Waswo
Sabrina Waswo, Village Clerk

VILLAGE OF TWIN LAKES

Howard K. Skinner
Howard K. Skinner, Village President

Members Voting:

7 Aye Absent
 Nay Abstained