

**ORDINANCE NO. __ SUPPLEMENTAL
AMENDING CHAPTER 231, VEHICLES AND TRAFFIC, ARTICLE 1 SECTION 231-8,
REMOVAL OR IMMOBILIZATION OF MOTOR VEHICLES
BEARING OUTSTANDING CITATIONS**

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Chapter 231, Vehicles and Traffic, Article 1, Section 231-8, of the City of Stamford Code of Ordinances is amended as follows:

Sec. 231-8. - Removal or immobilization of motor vehicles bearing outstanding citations.

- A. Whenever there is found any motor vehicle parked upon the streets or public grounds of the city, or property owned or managed by the Stamford Housing Authority, which has received three (3) or more parking citations issued for a violation of any provision of Section 231-5 or 231-6 of this Article which are delinquent, unpaid or otherwise unsettled and uncontested, such vehicle shall, by towing or otherwise, upon approval of the traffic authority or his/her designee, be removed for safekeeping, by or under the direction of a police officer, traffic violations officer or other individual empowered by the traffic authority, to a garage or other location, or such vehicle shall be immobilized in such a manner as to prevent its removal or operation except by persons as shall be authorized to do so by the traffic authority.
- B. It shall be the duty of any police or traffic violations officer removing or immobilizing a motor vehicle or under whose direction such a vehicle is removed or immobilized to inform as soon as practicable, within one (1) business day, the owner of the removed or immobilized vehicle. The traffic authority shall give notice to the City of Stamford Police Department before removing any vehicle. Furthermore, the traffic authority shall send notice of the removal or immobilization to the registered owner by certified mail, within one (1) business day, of said action. The notice shall apprise the owner of the prior unsettled parking violations notices for which such vehicle was removed or immobilized. In any case involving immobilization of a vehicle pursuant to this section, there shall be placed on such vehicle, in a conspicuous manner, a notice warning that such vehicle has been immobilized and that any attempt to move such vehicle might result in damage thereto.
- C. Release of vehicle.
 - (1) Before the owner or duly authorized person shall be allowed to repossess or to secure the release of said vehicle, he or she shall pay the following:
 - (a) The cost of towing and/or booting fee, whichever applies; and
 - (b) The cost of storage for each day or portion of a day that such vehicle is stored; and
 - (c) All sums legally due for any City of Stamford parking citations issued and outstanding against such vehicle in lieu of the above; or
 - (d) A bond with a surety company, authorized to do business in this state, in an amount sufficient to cover the charges specified in Subsection C.(1) (a), (b) and (c) above.
 - (2) No such vehicle shall be released until the owner or a duly authorized person has established his or her identity and right to possession and has signed a proper receipt therefor.

(3) If a vehicle has been immobilized by means of a self-releasing immobilization device pursuant to paragraph B of this section and the motorist chooses to remove the device, the motorist must return the device to the City within twenty-four (24) hours after being authorized to remove the device. If the device has not been returned to the City within in the time required by this section, the vehicle owner may be assessed a late fee of twenty-five dollars (\$25.00). If the device is not returned with forty-eight (48) hours after being authorized to remove the device, the vehicle owner will be assessed a replacement fee five hundred dollars (\$500.00).

- D. The owner or keeper of any garage or other place where such motor vehicle is stored shall have a lien upon said vehicle for such owner's or keeper's towing and/or storage charges. Any such vehicles which remain unclaimed may be disposed of pursuant to the provisions of Connecticut General Statutes, § 14-150, including by auction or sale.
- E. Any person who, after having had his or her vehicle towed or immobilized, shall remove such vehicle without complying with Subsection C shall, in addition to the charge provided for in said subsection, be liable for any damage done to the immobilization device or mechanism and be subject to a fine of ~~not more than ninety five hundred dollars (\$90500).~~
- F. Prior to scheduling any vehicle on a list for impoundment or immobilization, the traffic authority shall cause to be mailed to the registered owner a list of all delinquent charges and a statement warning that such vehicle shall be impounded or immobilized if found and giving notice of appeal rights pursuant to § 231-10 B. of this article. Such notice shall be mailed no sooner than fifteen (15) days prior to the placement of any vehicle on a list for impoundment or immobilization.