

ORDINANCE NO. 741

AN ORDINANCE AUTHORIZING THE DISPOSITION OF  
LOST, ABANDONED AND SEIZED PROPERTY AND  
PROVIDING A PROCEDURE THEREFOR.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1. Title 8 of the Golden Revised Ordinances of 1965 are hereby amended by the addition of Chapter 8.16, as follows:

Chapter 8.16  
DISPOSITION OF LOST, ABANDONED  
AND SEIZED PROPERTY

Sections:

- 8.16.010 Lost or abandoned property
  - 8.16.020 Property held and used as evidence
  - 8.16.030 Procedure for disposition
- 8.16.010 Lost or abandoned property. It shall be the duty of every police officer to take into his possession and to deliver the same to the Chief of Police or his designee, each and every article or object of personal property lost or abandoned within the City of Golden, which article or object shall be held by the Chief of Police for disposition in accordance with the provisions of this chapter.
- 8.16.020 Property held and used as evidence. It shall be the duty of the Chief of Police or his designee, to hold, pending final disposition of any charges filed in the courts against the owner or possessor thereof, all articles of personal property seized as evidence for use in the trial of such charges. After final disposition of said charges, said articles, except as the Court may otherwise direct, shall upon request by the rightful owner thereof and the presentation of satisfactory proof of ownership, be turned over to such rightful owner. In the absence of such a request, the same shall be disposed of in accordance with the provisions of this chapter.
- 8.16.030 Procedure for disposition. Any property held under authority of this chapter except property covered by subsection (d), left unclaimed for a period of thirty (30) days or more, and any property used as evidence which remains unclaimed for thirty (30) days or more after a final disposition of any charges relating thereto, may be disposed of from time to time by the Chief of Police in accordance with the following procedure:
- (a) Not less than ten (10) days prior to the contemplated disposition of such article, there shall be published in a legal newspaper a notice setting forth a description of each article to be disposed of, the final date, place and manner of said disposition and notification that any person who claims to be the owner of, or claims any interest in any article so described may appear at the Police Department prior to the date set for the disposition thereof to reclaim the same upon presentation of satisfactory proof of his ownership thereof. Failure to make such claim of ownership within the prescribed time defined above shall forever bar the owner or any person claiming ownership by, through or under the owner, from making any subsequent claim of ownership.

- (b) All articles described in said notice and left unclaimed at the date set in the notice for the disposal thereof shall be disposed of by the Chief of Police in the manner described.
- (c) The Chief of Police may dispose of any toys, including bicycles and tricycles, in accordance with the above procedure, by giving such toys to such needy and unfortunate children or organizations as the Chief of Police deems appropriate.
- (d) The Chief of Police shall destroy property held under authority of this chapter such as burglar tools, firearms, cartridges, explosives, gambling devices, drugs and their derivatives, narcotic paraphenalia, obscene pictures, books, magazines, and all other property which the Chief of Police believes might be detrimental to the health, safety and general welfare of the public, if disposed to them.
- (e) All proceeds from the disposition of such property shall go into the General Fund. If, in the opinion of the Chief of Police, any such property covered by this chapter can be used for departmental purposes, then the same need not be disposed of as provided for in this chapter.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Introduced, read and ordered published this 12th day of June, 1975.

Adopted, approved and ordered published this 10th day of July, 1975.

\_\_\_\_\_  
David C. Crawford, Mayor

Attest:

\_\_\_\_\_  
Sharon L. Bennetts, City Clerk

Approved as to form:

\_\_\_\_\_  
Daniel T. Moyle, Jr., City Attorney

I, Sharon L. Bennetts, City Clerk of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at a regular meeting of the City Council of said City, held on the 12th day of June, 1975, and by order of said City Council was published as a proposed ordinance as the law directs more than seven days prior to its passage in the Outlook, legal newspaper; and that on the 10th day of July, 1975, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a regular meeting of said City Council and ordered published in aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 14th day of July, A.D. 1975.

(S E A L)

Attest: \_\_\_\_\_  
Sharon L. Bennetts, City Clerk of the  
City of Golden, Colorado