
CHAPTER 204
Abandoned Personal Property

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204.01 APPLICABILITY.

This Chapter applies to Unclaimed, Found, Exempt and Surplus tangible personal property, as defined herein, in the County's possession. It does not apply to the following as they currently exist or may from time to time be amended:

- (a) Unclaimed personal property seized by the Jackson County Sheriff's office in accordance with ORS 98.245.
- (b) Intangible personal property as defined by ORS 98.302.
- (c) Unclaimed consigned or bailed property governed by ORS 98.110 - 240.
- (d) Motor vehicles as governed by Chapter 410 and section 1062.12 of the Codified Ordinances of Jackson County.
- (e) Personal property left at a camping site in accordance with section 1078.06 of the Codified Ordinances of Jackson County.
- (f) Weapons, illegal substances or prescription medications.
- (g) Property of a deceased person taken into possession by the County.
- (h) Property found by Transportation Security Administration (TSA) personnel pursuant to TSA Directive 200.51.

(Ord. 2006-2. Passed 3-29-06; Ord. 2017-10. Passed 06-28-17.)

204.02 DISPOSITION OF EXEMPT PERSONAL PROPERTY.

Exempt Property is defined as tangible personal property with a value of less than \$100.00 and the ownership of which cannot be determined. The value of exempt property shall be determined by the director of the department in which the property was found. If the Exempt Property is unclaimed for 30 days after the property came into the County's possession, the Exempt Property shall be deemed Unclaimed Property and disposed of as set forth in 204.03, below. If the tangible personal property is worth \$100.00 or more, ORS 98.005 governs its disposal. Exempt property with only de minimus value, such as food, newspapers or periodicals, may be disposed of immediately.

204.03 DISPOSITION OF UNCLAIMED PERSONAL PROPERTY.

Unclaimed Property is defined as all tangible personal property with more than de minimus value which the County does not own and for which ownership cannot be determined and which has not been claimed per section 204.02, above. Unless accepted by State law or a specific provision of this Ordinance, all Unclaimed Property shall become the property of the County and designated as Surplus.

Property after the department in possession of it has sent notice to all parties who reasonably appear to have an interest in such property and who have not reclaimed it. The procedure for the disposition of surplus property is provided below.

204.04 DISPOSITION OF FOUND PERSONAL PROPERTY.

Found Property is defined as all tangible personal property which (a) is not owned by the County (b) the ownership of which is unknown and (c) is turned into the County. Found Property shall not become the property of the County until the requirements of state law regarding the rights and duties of finders and owners of such property are satisfied. Found property may be kept and used by any county department after the requirements of State law are satisfied. If the property is not usable, the County shall dispose of it as Surplus Property.

204.05 PROCEDURE FOR DISPOSING OF SURPLUS PROPERTY.

Surplus Property can be Unclaimed Property, Found Property or Exempt Property. The procedure for disposing of Surplus Property is set forth in Administrative Policy #7-03. If the Surplus Property is sold, the proceeds from the sale shall be applied to the costs of sale and the balance deposited into the County general fund or the Airport fund, if it was discovered at the Airport, to assure compliance with Federal Aviation Administration grant assurances. The County shall assume no responsibility as to the condition of title of the property sold. In the event that for any reasons such sale shall be invalid, and the County is adjudged liable for the invalid sale, the liability of the County is limited to the return of the sale price upon application thereof to the Board of Commissioners. If any Surplus Property is neither sold nor retained by or transferred to a department, it may be resold at a later date, donated to a governmental or charitable agency or destroyed, whichever, in the opinion of the County Administrator, best satisfies the public interest.

(Ord. 2006-2. Passed 3-29-06; Ord. 2017-10. Passed 06-28-17.)

204.06 PROCEDURE FOR RECLAIMING PROPERTY.

An individual claiming an ownership interest in any unclaimed, found or exempt property before it is deemed Surplus Property or transferred to a State Agency shall submit satisfactory written evidence to the County Administrator or the County Administrator's designee of the individual's interest therein and tender, with said application, the costs of removing, storing and making the sale of the personal property. The County Administrator or the County Administrator's designee, upon being satisfied the claim is rightful, shall surrender the same to the claimant.

(Ord. 2006-2. Passed 3-29-06; Ord. 2017-10. Passed 06-28-17.)

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