

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

FILED  
YAMHILL COUNTY, OREGON  
96 AUG -1 AM 9:10  
CHARLES STERN  
COUNTY CLERK  
DEPUTY

In the Matter of an Ordinance )  
Establishing Procedures for )  
the Inventory of Impounded ) ORDINANCE No. 610  
Vehicles; Declaring an )  
Emergency. )

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON ("the Board") sat for the transaction of county business on July 31, 1996, commissioners Robert Johnstone, Thomas E. E. Bunn and Dennis L. Goecks being present.

**THE YAMHILL COUNTY BOARD OF COMMISSIONERS ORDAINS as follows:**

Section 1. Title: Authority.

1.01 This ordinance is entitled the "Yamhill County Inventory Ordinance" and is enacted pursuant to ORS 203.035.

Section 2. Purpose.

2.01 The purpose of this ordinance is to govern impounded vehicle inventories and to provide authority for sheriff's deputies to conduct inventories of impounded vehicles as required to protect private property while it is in police custody, to reduce or prevent the assertion of false claims for lost or stolen property, and to protect people and property from any hazardous condition or instrumentality that may be associated with the vehicle.

Section 3. Inventory Procedure.

3.01 Every vehicle lawfully impounded by the Yamhill County Sheriff's Office shall be inventoried. The purpose of the inventory is as follows:

- a. To protect private property while it is in custody.
- b. To reduce or prevent the assertion of false claims for lost or stolen property.
- c. To protect people and property from any hazardous condition or instrumentality which may be associated with the vehicle.

INDEXED

96-529

- 3.02 The inventory of property in a vehicle is not a search for evidence of criminal property. Items should be scrutinized only to the extent necessary to complete an accurate inventory list. Once completed, the list shall be made a part of the narrative section of the appropriate report. The inventory should occur as soon as practical after the vehicle has been impounded.
- 3.03 Areas to be inventoried include the entire passenger compartment, uncovered hatchback, unlocked glove boxes, and unlocked trunks. The contents of locked areas shall be inventoried if there is an unlocking mechanism provided within the vehicle.
- 3.04 Deputies may seize contraband or evidence of criminal activity discovered during the inventory. However, absent consent from the owner to open a closed container, the existence of a valid search warrant or probable cause to believe the contents of a closed container are subject to search or seizure without a warrant, closed containers found in the course of the inventory shall remain closed unless the container appears insecure or its contents appear imminently harmful.
- 3.05 If, during the inventory, extraordinary valuable property such as jewels, watches, or cash is discovered, the property shall be entered into an evidence locker for safekeeping.
- 3.06 All items seized during an inventory shall be listed on an appropriate sheriff's office form. A property receipt shall be given to the owner of the seized property or the owner/operator of the vehicle. If no owner is available, the property receipt may be left in a conspicuous place in the vehicle.
- 3.07 Upon impoundment of any vehicle by direction of the Yamhill County Sheriff's Office under a provision of state law, city or county ordinance or other lawful authority, the sheriff shall make a written inventory list. The list shall contain an itemization of all property contained within or upon the impounded vehicle which, in the judgment of the person conducting the inventory, has a value of \$100 or more. For the purpose of this subsection, equipment or accessories physically attached to the vehicle need not be itemized on the list.

Section 4. Severability.

- 4.01 All sections, subsections and paragraphs of this ordinance are severable. If any section, subsection or paragraph is ruled invalid for any reason by the court of last resort, the other portions of this ordinance shall be unaffected.

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Section 5. Emergency.

5.01 This ordinance being necessary for the health, safety, and welfare of the citizens of Yamhill County, and an emergency having been declared to exist, is effective upon passage.

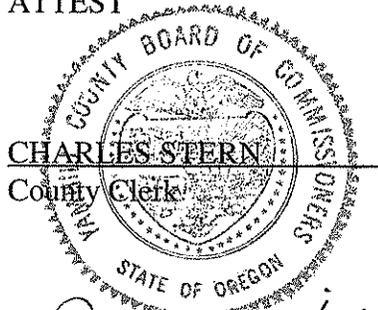
AYES: Commissioners Johnstone, Goecks and Bunn.

NAYS: None.

DONE at McMinnville, Oregon on July 31, 1996.

ATTEST

YAMHILL COUNTY BOARD OF COMMISSIONERS



Robert Johnstone  
ROBERT JOHNSTONE, Chairman

By: Jaynie Mitchell  
Deputy JAYNIE MITCHELL

Thomas E. E. Bunn  
THOMAS E. E. BUNN, Commissioner

FORM APPROVED BY:

John M. Gray, Jr.  
JOHN M. GRAY, JR.  
Yamhill County Counsel

Dennis L. Goecks  
DENNIS L. GOECKS, Commissioner

96-529