



TRAFFIC ALERT



Jody P. Weis, Superintendent of Police

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Vehicle Impoundment

Per the Office of the Corporation Counsel, the current violations of the Municipal Codes of the city of Chicago, (MCC) , allowing for the impoundment of a vehicle are:

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| 1.) False, stolen or altered temporary registration permits | Section: 9 –80-220 |
| 2.) Unlawful drugs in motor vehicle | Section: 7-24-225 |
| 3.) Driving while intoxicated | Section: 7-24-226 |
| 4.) Dumping in the public way | Section 7-28-390 (a) |
| 5.) Dumping on real estate without a permit | Section 7-28-440 (b) |
| 6.) Possession of etching materials, paint or marker with the intent to deface | Section 8-4-130 |
| 7.) Street solicitation for prostitution | Section: 8-8-060 (d) |
| 8.) Unlawful firearm or laser sight accessory in a motor vehicle | Section 8-20-015 (a) |
| 9.) Broadcast or recorded sound restrictions greater than 75ft. | Section 9-76-145(a) |
| 10.) Unlawful fireworks in a motor vehicle | Section 15-20-270 |
| 11.) Unlawful attempt to flee or elude police | Section 9-92-035 |
| 12.) Unlicensed public passenger vehicle operating in Chicago | Section 9-112-030 |

*NOTE: Department members will not impound the vehicle solely for a violation of the Chicago Curfew Ordinance.

Whenever a police officer impounds a vehicle pursuant to the provisions of the MCC, (other than for Public passenger vehicles) the officer will:

1. Complete form RV100: Notice of vehicle impoundment
2. Give the yellow copy of the Notice of Vehicle Impoundment form RV100 to the operator of the vehicle. The operator, or if appropriate, the offender (passenger) will be issued an ANOV citation for the following MCC violations:
 - A. 7-28-440(b) Dumping on real estate without permit-Nuisance-Violation-Penalty-Recover of costs.
 - B. 8-8-060(a) Street solicitation for prostitution.
 - C. 9-76-145(a) Sound device restrictions Violation-Penalty.

NOTE: The impoundment hearing is separate from the ANOV citation hearing. The ANOV citation **cannot** be used to cite a drug violation, a firearm violation or a Violator who is less than 17 years of age, in accordance with the General Order Entitled, "Municipal Administrative Hearings."

3. Complete the appropriate case report or other applicable citations (s) (i.e., Personal Service citation for Children on streets at night) In addition, if the situation warrants that a physical arrest be made, (e.g. drug or firearm violation) an Arrest Report (CPD 11-420) and complaints will be completed in accordance with the General Order entitled, "Processing Persons Under Department Control."

NOTE: Drivers licenses cannot be sent to the DAH. A traffic violation that requires the confiscation of a driver's license must be issued on a Personal Service citation and sent to the appropriate court.

4. Obtain a Seizure Notice sticker.
 - A. Affix the Seizure Notice sticker to the driver's side front window of the impounded vehicle. If the Seizure Notice sticker cannot be affixed to the driver's side front window, Department members will affix the Seizure Notice sticker on a clearly visible location of the impounded vehicle.
 - B. Have the vehicle towed to a holding facility controlled by the City of Chicago or its agent: E.A.R. Towing.
 - C. Indicate on all reports associated with the impoundment that a Seizure Notice sticker was Affixed to the vehicle.

NOTE: The Municipal Code of Chicago does not allow for any enforcement action on vehicles displaying the Seizure Notice sticker. Department members will not take enforcement action on a Vehicle or a driver based solely on the display of a Seizure Notice sticker.

- D. Administrative hearings for all vehicle impoundments are conducted by the Department of Administrative Hearings at 400 W. Superior.
- E. Members will **not** appear at a vehicle impoundment hearing unless notified to appear.

NOTE: Due to unforeseen problems with the new version of the Notice of Vehicle impoundment form (RV 100), the Department of Streets and Sanitation is requesting a second revised distribution schedule for the form. The original white copy of the form is to be sent to the Department of Streets and Sanitation, 740 N. Sedgwick, and a **copy** of the form is to be attached to the Vehicle Tow Report, which will be sent to the Auto Pound.

Officers having any questions or needing further clarification/assistance when processing a public passenger vehicle can contact the Traffic Enforcement Unit at (312) 745-4477 or 78 and ask for a Public Vehicle Officer, or the Department of Consumer Services at (312)746-4390, Monday thru Friday, 0830-1630 hrs.

*For further reference see: D.S.O. 99—03