

**CITY OF NEW YORK
DEPARTMENT OF FINANCE**

Pursuant to the power vested in me as Commissioner of Finance by sections 389(b), 1043 and 1526 of the New York City Charter, I hereby promulgate the within Rules Relating to the Office of the City Sheriff, which are necessary to carry out the powers and duties delegated to the Commissioner of Finance by section 1526 of the New York City Charter.

Alfred C. Cerullo, III
Commissioner of Finance

Section 1. Title 19 of the Rules of the City of New York is amended by adding a new chapter 40 to read as follows:

Chapter 40

Office of the City Sheriff

§ 40-01 Fees for the release of stolen motor vehicles. Any stolen motor vehicle seized by the City Sheriff pursuant to section four hundred twenty-four of the Vehicle and Traffic Law shall be released to the owner upon payment of the following fees:

1. Fifty dollars for towing the vehicle from the place where the vehicle was recovered to the storage yard;
2. Ten dollars a day for the first three days of storage; and
3. Twelve dollars a day for the fourth day of storage and for each day thereafter.

§ 40-02 Abandoned Vehicles Any stolen motor vehicle which is unclaimed after notice of the recovery of such vehicle is mailed to the owner shall be considered to be an abandoned vehicle and shall be disposed of in accordance with section twelve hundred twenty-four of the Vehicle and Traffic Law.

§ 40-03 Personal Property

The City Sheriff shall inventory and hold onto all personal property which is found in a stolen motor vehicle. Any such property that fits the definition of an instrument under subdivision 2 of section 251 of the Personal Property Law, and any other personal property with a value of \$20.00 or more, shall be turned over to the police property clerk subsequent to the determination under §40-02 of these rules that a stolen motor vehicle is an abandoned vehicle, but prior to disposal of the vehicle.

Statement of Basis and Purpose

Pursuant to the authority conferred by section four hundred twenty-four of the Vehicle and Traffic Law the City Sheriff has instituted a program for the recovery of stolen vehicles when found parked on the street. The purpose of these rules is to establish the fees for towing and storage of such vehicles in a manner consistent with the fees charged under the rotation tow program pursuant to section 20-519 of the Administrative Code. In addition, rules are provided concerning the disposition of recovered vehicles that are deemed abandoned, and personal property found in a seized stolen vehicle.

Alfred C. Cerullo, III
Commissioner of Finance