



NOTICE TO OWNER FOR VEHICLE IMPOUNDED FOR MUNICIPAL CODE VIOLATION(S) AND SEIZED SUBJECT TO FORFEITURE REVIEW FOR NARCOTICS

Department of Police - City of Chicago
3510 S. Michigan Avenue - Chicago, IL 60653

SENT VIA CERTIFIED MAIL

Your motor vehicle has been impounded by the Chicago Police Department and may be subject to permanent forfeiture (see page 2 for information about this process and your rights). Your vehicle is currently at Auto Pound 1 at 10301 S. Doty Avenue, Chicago IL, 60617.

Registered Owner's Information

Name _____
Address _____
City, State, Zip Code _____
Re: _____

Inventory No. _____
Vehicle Information
VIN _____
Make _____ Model _____
License Plate _____ State _____ Mo/Year _____
Date Towed _____

The vehicle listed above, which is titled or leased in your name, has been impounded pursuant to the Municipal Code of Chicago ("Code") Section(s):

- | | |
|---|--|
| <input type="checkbox"/> 7-24-225(a) Purchase, Sale of Controlled Substance | <input type="checkbox"/> 8-20-070 Unlawful Firearm, Laser Sight Accessory, Silencer |
| <input type="checkbox"/> 7-24-225(b) Unlawful Sale of Cannabis | <input type="checkbox"/> 9-80-240 Vehicle Operated by a Person with a Suspended or Revoked License |
| <input type="checkbox"/> 7-24-226 Driving While Intoxicated | <input type="checkbox"/> Other MCC impoundment _____ |
| <input type="checkbox"/> 8-8-060 Street Solicitation for Prostitution | <input type="checkbox"/> Other MCC impoundment _____ |

Your vehicle is being held pursuant to the above provisions as well as Section 505 of the Illinois Controlled Substances Act (720 ILCS 570/505) or Section 12 of the Cannabis Control Act (720 ILCS 550/12), whereby it may be subject to forfeiture proceedings.

The owner (title holder or lessee) of the impounded vehicle may secure the release of the vehicle by paying the appropriate administrative penalty plus tow and storage fees, as provided above, and all amounts due for all outstanding final determinations for parking, standing, compliance, automated traffic law enforcement system or automated speed enforcement system violations incurred, including all related costs. **However, the vehicle will not be released if held pursuant to applicable state, federal, or any other law, or court order or warrant that authorizes the continued impoundment of the vehicle.**

Code Section	Admin. Penalty
3-46-076, 4-68-195, 9-12-090 9-12-095, 9-12-100, 9-12-105 9-80-220, 9-80-240, 11-4-1410 15-20-270,	\$500
9-32-040	\$500-\$750
7-38-115(c-5)	\$750

Code Section	Administrative Penalty
7-24-225(a), 7-24-225(b)	\$1,000
9-80-225	\$1,500 - \$3,000
7-24-226, 8-8-060, 8-20-070, 9-92-035, 9-112-640, 9-114-420 9-115-240	\$2,000

Towing: \$150 (\$250 for vehicles 8,000 lbs. or more)

Storage: \$25 per day (\$50 per day for vehicles 8,000 lbs. or more) up to a maximum of \$1,000. Exceptions may apply to the storage fee amount.

Payment can be made by cash or credit card in person at the **Central Hearing Facility, 400 W. Superior St., Chicago, IL** during business hours as listed below:

Monday through Friday: 8:30 am - 4:30 pm (closed Saturdays, Sundays and legal holidays).

The owner (title holder or lessee) can claim the vehicle at the pound location listed above after making payment by presenting proof of ownership and a release order receipt. A lien holder (or lessor) may obtain possession of the impounded vehicle upon payment of applicable towing and storage fees and submission of required documents. Lien holders and lessors may obtain additional information by calling (312) 742- 6121.

PRELIMINARY HEARING: Pursuant to the Municipal Code of Chicago, the owner of record (title holder or lessee) of the impounded vehicle may request a preliminary impoundment hearing to determine whether there is probable cause for continued impoundment. A request for preliminary hearing must be made within 15 days of the impoundment at the Central Hearing Facility, 400 W. Superior Street, between 9:00 am - 3:30 pm Monday through Friday (closed Saturday, Sunday and legal holidays).

FULL HEARING: Pursuant to the Municipal Code of Chicago, the owner of record (title holder or lessee) may contest this charge by filing a written request for a FULL HEARING before the Department of Administrative Hearings within fifteen (15) days of the date this notice was mailed. The enclosed Request for Hearing form may be submitted by mail or in person to the Department of Administrative Hearings, 740 N. Sedgwick, 2nd Floor, Chicago, IL 60654. If you have any questions, please call (312) 742-8475.

If you fail to file a timely request for a full hearing or if you request a hearing but fail to appear at the scheduled hearing, a default finding of liability will be entered against you in the amount of the administrative penalty plus towing and storage fees, if applicable. If you paid to redeem your vehicle and do not timely request a hearing or do not appear for a scheduled hearing, payment will be deemed an admission of liability and no hearing will be conducted.

DISPOSAL INFORMATION: If the administrative penalty and other fees are not paid in full or if they are paid in full and you fail to redeem your vehicle within 15 days after the last day to appeal any administrative or court ruling you obtain, your vehicle may be deemed unclaimed and the vehicle and its contents, including the license plate and the city sticker, may be disposed of according to Chapter 9-92 of the Code. This vehicle may be disposed of by transfer to a vendor that is contracted by the City to dispose of unclaimed vehicles. For more information on vehicle disposal, please call (312) 745 - 6270. Pursuant to Chapter 9-92 of the Code, the registered owner has the right to request one extension of 15 days before a vehicle is sold or otherwise disposed of.

If you were not the owner of the impounded vehicle on the date of the impoundment, please call (312) 742 - 8422 or by TTY at (312) 742 - 8249. You may call (312) 742 - 6121 for all other questions related to the impoundment of this vehicle.

YOUR RIGHTS IF THE STATE SEEKS FORFEITURE OF YOUR VEHICLE:

PLEASE NOTE: THE FORFEITURE PROCEEDINGS DESCRIBED IN THIS SECTION ARE SEPARATE FROM, AND IN ADDITION TO, THE CITY'S ADMINISTRATIVE HEARINGS PROCEEDINGS AND PROCEDURES STATED ABOVE.

Your vehicle may also be subject to forfeiture under Illinois' drug asset forfeiture laws. You may contact the Chicago Police Department at (312) 746-7146, Monday through Friday between 8:00 AM and 4:00 PM to find out whether your vehicle may be subject to forfeiture. If your vehicle is subject to forfeiture, a forfeiture probable cause hearing will be held within 14 days of the seizure of the vehicle at 50 W. Washington, Chicago, Richard J. Daley Center, Room 1707. Hearings are held on Mondays and Wednesdays at 10:00 AM, except on holidays. To learn the exact date of the forfeiture probable cause hearing, contact the Office of the Cook County State's Attorney at (312) 603-6462, Monday through Friday (8:30 AM to 4:30 PM, closed holidays).

Your Right to a Probable Cause Hearing:

At the probable cause hearing, a judge will decide whether there is probable cause to believe that your vehicle is subject to forfeiture. This hearing is NOT the formal forfeiture hearing. You will not be able to present witnesses or address the Court at this time regarding issues relating to your money or personal property. Witness presentation and claims related to the various affirmative defenses contained in the

statutes set forth above are reserved for the formal forfeiture hearing. If the judge decides that there is no probable cause to forfeit your vehicle, you may retrieve the vehicle from the auto pound listed above. You must furnish proof of ownership or interest in the vehicle such as a certificate of title or state license registration card.

Your Right to Request a Hardship Hearing:

You will be able to address the Circuit Court for the limited purpose of establishing the existence of a substantial hardship. If the Circuit Court finds that there is probable cause to hold the vehicle for forfeiture but also finds that a substantial hardship exists, you will be asked to return within 7 days with notarized documents and sworn affidavits which support the existence of your hardship.

You have the right to request a hardship hearing to seek the release of your vehicle by filing a written motion with the Circuit Court, along with a sworn affidavit explaining the nature of the hardship to you or your family from the loss of your vehicle (e.g., transportation to school, work, child care, doctors' appointments, food). The Judge may release the vehicle to you or a designated party and may order such conditions as are needed to protect the interests of the State and yourself including: limitations on who may drive the vehicle, and when the vehicle may be driven and the posting of a cash security with the Clerk of the Circuit Court. The cash security may be forfeited if you fail to comply with the statutory forfeiture procedures as set forth in the Drug Asset Forfeiture Procedure Act or Article 36, if the car is damaged or reduced in value, if another offense is committed by you or any other person designated to drive the vehicle, the vehicle is removed from Cook County, you fail to return the vehicle, or any of the conditions set by the Judge are violated. In all cases, before release, the vehicle must have valid license plates, a city sticker (if applicable), and must be insured. You or the person designated to drive the vehicle must have a valid driver's license. You may also be required to prove your ownership of the vehicle.

Additional Information about Forfeiture Proceedings:

For information regarding your rights in forfeiture proceedings, see the relevant Illinois statute, 725 ILCS 150/3.5 (for narcotics forfeitures) or 720 ILCS 5/36-1.5 (for other forfeitures). Additional information is available at www.chicagopolice.org.

If your current address is different from the address on your vehicle registration, it is important that you report your new address to the Chicago Police Department at (312) 746-7146 to ensure that all future notices about your rights and the status of your vehicle are sent to the correct address. You should only report an address change at this phone number if your vehicle is subject to forfeiture.

To determine if your vehicle is subject to forfeiture, contact the Chicago Police Department at (312) 746-7146, Monday through Friday (8:00 AM to 4:00 PM, closed holidays). To determine if a court order or warrant authorizes the continued impoundment of the vehicle, contact the Chicago Police Department, Auto Pound Section at (312) 745 - 6270, Monday through Friday (7:00 AM to 3:00 PM, closed holidays).

Commanding Officer
Chicago Police Department
Automotive Pound Section