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DATE: October 1, 2012

TO: Code Enforcement Agencies

FROM: Cathy Coleman, Regional Administrator  
Department of Motor Vehicles

SUBJECT: House Bill 631

Governor Charlie Crist signed House Bill 631 into law, and it took effect July 1, 2010. The law now allows any law enforcement agency, code enforcement agency or the Florida Department of Highway Safety and Motor Vehicles to assess a \$100 fine to the owner of any vehicle towed in violation of the curbstoning laws (Section 316.1951(4), Florida Statutes). The enforcing agency that authorizes the tow will retain the fine.

Curbstoning is a term given to the practice of buying and selling automobiles without a dealer license and legally established place of business. Curbstoners usually park and display their vehicles for sale in high traffic locations. Often these locations are on right of ways and locations such as utility or pipeline easements, gas stations, convenience stores, supermarket parking lots or public parking lots.

The bill requires local government first to adopt an ordinance allowing the tow of motor vehicles parked in violation of Section 316.1951, Florida Statutes. Once an ordinance is passed, local governments can begin to assess the fine. A copy of the revised law is attached for your convenience.

The law states that the vehicle must remain impounded until the fine is paid and the enforcing agency that authorized the tow has completed Form HSMV 84060, *Authorization to Release Vehicle After Curbstoning Citation*. The enforcing agency that authorized the tow must complete the form and provide it to the vehicle's owner before the owner can take the form to the impound yard to retrieve the vehicle. The law states that this is a noncriminal traffic infraction, punishable as a non-moving traffic violation. Section 713.78, Florida Statutes provides due process.

The most common crime associated with curbstoning is sales tax fraud. This happens when a curbstoner fails to record his/her name on the title of a newly purchased vehicle. This allows the curbstoner to sell the vehicle without disclosing his/her ownership interest. Because of this practice, the person who claims ownership of the impounded vehicle may not be the vehicle owner of record. To combat this, the enforcing agency must require the person paying the fine to provide proof of ownership at the time they pay the fine. Procedures for enforcing agencies should be as follows:

- If the person paying the fine is the vehicle's owner of record, assess the fine and educate the owner regarding the correct way to sell the vehicle. The person paying the fine must present proof of identification to the enforcing agency to verify against the Department's motor vehicle title and registration database.
- If the person paying the fine is not the vehicle owner of record, he/she must enter his/her name on the vehicle title as the purchaser to ensure the proper payment of sales tax and application for title.

We hope this information is useful to you. If we can be of assistance or answer any questions regarding this revised law, please contact Cathy Coleman, Regional Administrator, Bureau of Field Operation, Division of Motorist Services at (954) 969-4216 ext 110 or cathycoleman@flhsmv.gov.

DIVISION OF MOTORIST SERVICES

PROCEDURE #

SUBJECT:

EP-03

CURBSTONING ENFORCEMENT

Exhibit G  
EXAMPLE GENERIC CURBSTONING CEASE AND DESIST LETTER TO BE HANDED TO  
OWNER AT THE CURBSTONING SITE



Julie L. Jones  
Executive Director

2900 Apalachee Parkway  
Tallahassee, Florida 32399-0500  
www.flhsmv.gov

DATE

Dear Sir/Madam:

You have been found to be in violation of Florida Statute (F.S.) 316.1951.

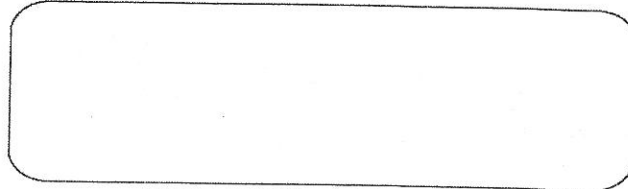
The boxes checked below indicates what you are being cited for.

- The motor vehicle was parked upon a public street or highway, upon a public parking lot, or other public property, or upon private property where the public has the right to travel by motor vehicle, for the principal purpose and intent of displaying the motor vehicle thereon for sale.
- The vehicle was displayed for sale by a licensed dealer at any location other than the dealer's licensed location.
- The vehicle was offered for sale where the vehicle identification number has been destroyed, removed, covered, altered, or defaced, as described in s. 319.33(1)(d).
- Knowingly attaching to any motor vehicle a registration that was not assigned or lawfully transferred to the vehicle pursuant to s. 320.261.
- Displaying or offering for sale a vehicle that does not have a valid registration as provided in s. 320.02.
- The vehicle bears a telephone number that has been displayed on three or more vehicles offered for sale within a 12-month period.

We strongly recommend that you immediately cease offering motor vehicles for sale without a motor vehicle dealer license.

Sincerely,

Division of Motorist Services  
Bureau of Motor Vehicle Field Operations



Regional Office Address Stamp

• Service • Integrity • Courtesy • Professionalism • Innovation • Excellence •  
An Equal Opportunity Employer

PAGE #

EP-03-15

REVISION DATE

07/01/11

## DIVISION OF MOTORIST SERVICES

PROCEDURE #  EP-03	SUBJECT:  CURBSTONING ENFORCEMENT
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**Exhibit E**  
**EXAMPLE CURBSTONING WARNING LETTER TO PROPERTY OWNER**

Date:

Address

To Whom This May Concern,

This letter is to advise you of a complaint brought to the attention of the Department of Highway Safety and Motor Vehicles, Division of Motorist Services, Bureau of Motor Vehicle Field Operations, Region \_\_. This complaint specifically relates to motor vehicle(s) which are being offered for sale to the public. In some cases, individuals who park motor vehicles on private property and offer them for sale to the public may be in violation of one or more Florida Statutes.

As a property owner or manager, you should be aware of the liabilities you may face if you willingly permit those who represent themselves as vehicle owners to park, display, and offer for sale motor vehicles upon your property.

One possibility involves zoning authorities. Many local governments disapprove of property, zoned otherwise, being used to display vehicles for sale.

There are also sales tax issues to consider. Even the occasional or isolated sale of a motor vehicle is subject to tax as specified in Florida Statute 212.05. If the appropriate sales tax is not paid, the Department of Revenue may attempt to collect from any party associated with the sale of a motor vehicle.

### **Curbstoning**

Curbstoning is a term used to describe the practice of parking a vehicle upon a public street, highway, a public parking lot, or public or private property where the public has a right to travel by motor vehicle, for the purpose of and intent of displaying the vehicle for sale, hire, or rent. **Section 316.1951 prohibits parking motor vehicles for the purpose of curbstoning** and authorizes law enforcement and the department to tow vehicles that are being curbstoned.

A curbstoner is usually a person who is actively and regularly engaged in the business of buying and selling automobiles without a dealer license, the proper permits, or a legally established place of business. Curbstoners park vehicles at gas stations, supermarkets, convenience stores, and other high traffic locations. It is important to note that private individuals are not permitted to buy vehicles for resale without first obtaining a title to the vehicle in their name.

### **Curbstoning Harms Consumers**

Curbstoning is illegal and the above referenced law was passed for the protection of the general public.

The most common crime committed by curbstoners is tax fraud. When a curbstoner purchases a vehicle, he or she will usually ask that the title to be left blank or "open." This allows the curbstoner to bypass the legal requirement of applying for title in their name. They then sell the vehicle to an unsuspecting consumer. By not having their name on the title, the curbstoner is able to pocket the money and avoid paying state sales tax. This also makes it easier for the curbstoner to avoid prosecution in cases of odometer and title fraud.

Sincerely,

PAGE #

EP-03-13

REVISION DATE

07/01/11

## DIVISION OF MOTORIST SERVICES

PROCEDURE #  EP-03	SUBJECT:  CURBSTONING ENFORCEMENT
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### Exhibit B

Department of Highway Safety and Motor Vehicles  
Division of Motor Vehicles

### Inventory and Towing Record

CITATION #: \_\_\_\_\_

Date of Towing: \_\_\_\_\_ Time: \_\_\_\_\_ A.M./P.M. FHP Case No.: \_\_\_\_\_

Name of Owner: \_\_\_\_\_

Address of Owner: \_\_\_\_\_

Year of Vehicle: \_\_\_\_\_ Make of Vehicle: \_\_\_\_\_ Body Style: \_\_\_\_\_ Model: \_\_\_\_\_ Color: \_\_\_\_\_

Tag #: \_\_\_\_\_ Exp. Date: \_\_\_\_\_ State: \_\_\_\_\_ VIN #: \_\_\_\_\_

Location of Vehicle Inventory & Towed From: \_\_\_\_\_

Name of Towing Service: \_\_\_\_\_

Address where Vehicle is Stored: \_\_\_\_\_

Visible Equipment on Vehicle:

- |  |   |
|--|---|
| <input type="checkbox"/> Stereo<br><input type="checkbox"/> GPS System<br><input type="checkbox"/> CB Radio/2 Way Radio<br><input type="checkbox"/> Cellular Telephone<br><input type="checkbox"/> Other Equipment _____ | <input type="checkbox"/> Wheel Covers / No. of _____<br><input type="checkbox"/> Outside Rearview Mirrors |
|--|---|

Visible Property in Vehicle:

\_\_\_\_\_

Identifying Marks or Damage:

\_\_\_\_\_

Agency Issuing Citation: \_\_\_\_\_ Telephone Number: (\_\_\_\_) \_\_\_\_\_

CE Officer's Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
*(Printed)* *(Compliance Examiner/Officer)*

We, the undersigned officer(s) and tow truck driver, hereby certify that the above listed joint property inventory visible from the exterior of the vehicle is correct.

Vehicles cannot be released from the tow company without payment of fine as rendered per section 316.1951.

Signature: \_\_\_\_\_ Signature: \_\_\_\_\_  
*(Tow Truck Driver)* *(Compliance Examiner/Officer)*

Name: \_\_\_\_\_ Name: \_\_\_\_\_  
*(Printed)* *(Printed)*

White – DMV Regional Office    Yellow – Compliance Examiner/Officer    Pink – Towing Company

HSMV 84118 S (Rev. 10/10)

PAGE #  EP-03-10	REVISION DATE  07/01/11
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# DIVISION OF MOTORIST SERVICES

PROCEDURE #  EP-03	SUBJECT:  CURBSTONING ENFORCEMENT
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## Exhibit A Curbstoning Citation, form HSMV 84117 (Front & Back)

**FLORIDA**

### CURBSTONING CITATION

#### CURBSTONING CITATION

Citation # \_\_\_\_\_

Date: \_\_\_\_\_ Time: \_\_\_\_\_  
Location: \_\_\_\_\_

Vehicle: \_\_\_\_\_  
Year \_\_\_\_\_ Make \_\_\_\_\_ Tag # \_\_\_\_\_

Vehicle Identification Number (VIN)

Unknown:  VIN was covered  
 No tag number was on vehicle

Name and telephone # displayed on vehicle:

Name: \_\_\_\_\_  
Phone Number: \_\_\_\_\_

Towing Company:

Company's Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/St/Zip: \_\_\_\_\_  
(Area Code) Phone Number: \_\_\_\_\_  
Tow Truck Tag #: \_\_\_\_\_

Agency Issuing Citation:

Agency's Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City/St/Zip: \_\_\_\_\_  
Telephone #: \_\_\_\_\_  
Issuer's Name: \_\_\_\_\_ Badge #: \_\_\_\_\_

**Vehicle cited for the following**

- The motor vehicle was parked upon a public street or highway, upon a public parking lot, or upon public property, or upon private property where the public has the right to travel by motor vehicle, for the principal purpose and intent of displaying the motor vehicle thereon for sale, hire, or rental.
- A vehicle displayed for sale by a licensed dealer at any location other than the dealer's licensed location.
- A vehicle offered for sale where the vehicle identification number has been destroyed, removed, concealed, altered, or defaced, as described in s. 319.33(1)(4).
- Knowingly placing on any motor vehicle a registration that was not assigned or lawfully transferred to the vehicle pursuant to s. 320.261.
- Displaying or offering for sale a vehicle that does not have a valid registration as provided in s. 320.02.
- A vehicle that bears a telephone number that has been displayed on three or more vehicles offered for sale within a 12-month period.

A violation of this section is a non-criminal traffic infraction, punishable as a non-criminal violation as provided in chapter 212, unless otherwise mandated by general law.

**IMPORTANT NOTE:** 316.951, F. S., provides that a vehicle removed under this section shall not be released from an impound or towing and storage facility before a release form prescribed by the Department has been completed verifying that the fine has been paid to the government agency or authority that ordered immediate removal of the motor vehicle.

TO RETRIEVE YOUR VEHICLE, PLEASE SEE INSTRUCTIONS ON REVERSE SIDE OF THIS CITATION

HSMV 84117 S (Rev. 10/10)

Section 316.951 (1) Florida Statutes, provides that it is unlawful for any person to park a motor vehicle, as defined in s. 320.01, F.S., for sale upon a public street or highway, a public parking lot, or other public property, or upon private property where the public has the right to travel by motor vehicle, for the principal purpose and intent of displaying the motor vehicle thereon for sale, hire, or rental unless the sale, hire, or rental of the motor vehicle is specifically authorized on such property by municipal or county regulation and the person is in compliance with all municipal or county licensing regulations. A law enforcement officer or compliance examiner/officer, code enforcement officer from any local government agency, or supervisor of DFLSMV may issue a citation and cause to be immediately removed, at the owner's expense, any motor vehicle found in violation of section 316.951(1), F.S. The owner shall be assessed a penalty as provided in s. 318.18(21) by the government agency or authority that orders immediate removal of the motor vehicle. A motor vehicle removed under this section shall not be released from an impound or towing and storage facility before a release form prescribed by the Department has been completed verifying that the fine has been paid to the government agency or authority that ordered immediate removal of the motor vehicle. However, the owner may pay towing and storage charges to the towing and storage facility pursuant to s. 713.78 before payment of the fine or before the release form has been completed.

**TO RETRIEVE YOUR VEHICLE, YOU MUST:**

1. Contact the issuing agency as noted on front of the citation, provide proof of ownership, provide photo identification and make payment of \$100 fine.
2. Issuing agency will provide a release form.
3. You must contact the towing company and provide the release form, legal ownership documents for the towed vehicle, and pay the towing and storage fees as charged by the towing company.

HSMV 84117 S (Rev. 10/10)

PAGE #

EP-03-09

REVISION DATE

07/01/11

(8) A vehicle is subject to immediate removal without warning if it bears a telephone number that has been displayed on three or more vehicles offered for sale within a 12-month period.

(9) Any other provision of law to the contrary notwithstanding, a violation of subsection (1), subsection (5), subsection (6), subsection (7), or subsection (8) shall subject the owner of such motor vehicle to towing fees reasonably necessitated by removal and storage of the motor vehicle and a fine as required by s. 318.18.

(10) This section does not prohibit the governing body of a municipality or county, with respect to streets, highways, or other property under its jurisdiction, from regulating the parking of motor vehicles for any purpose.

(11) A violation of this section is a noncriminal traffic infraction, punishable as a nonmoving violation as provided in chapter 318, unless otherwise mandated by general law.

F.S. 318.18(21) One hundred dollars for a violation of s. 316.1951 for a vehicle that is unlawfully displayed for sale, hire, or rental. Notwithstanding any other law to the contrary, fines collected under this subsection shall be retained by the governing authority that authorized towing of the vehicle. Fines collected by the department shall be deposited into the Highway Safety Operating Trust Fund.





# INTERFACE



## FLORIDA ASSOCIATION OF CODE ENFORCEMENT

www.face-online.org



### LEGISLATIVE CORNER

Having a problem in your jurisdiction with vehicles parked along the right of ways being offered for sale, commonly known as curbstoning? You may now have some relief, if you convince your jurisdiction to adopt a new ordinance that would allow you to enforce these new state statutes.

On June 3<sup>rd</sup>, the Governor signed House Bill No. 631 that revised Chapter 316.1951, Parking for certain purposes prohibited; sale of motor vehicles; prohibited acts.

In summary, the bill removes the requirement that the Department of Highway Safety and Motor Vehicles adopt a uniform written notice to be used to enforce provisions that prohibit parking a motor vehicle on certain property for the purpose of displaying the motor vehicle as being for sale, hire, or rental and removes the requirement that each law enforcement agency provide its own notice for such enforcement.

A new provision added authorizes a local government to adopt an ordinance to enforce such provisions and authorizes a code enforcement officer from any local government agency to enforce such provisions. The revision also provides for immediate removal of a motor vehicle in violation of specified provisions and provides for assessment of a fine in addition to towing and storage fees, requiring a release form prescribed by the department to be completed before release of the motor vehicle. If you would like to review this bill's full content, click here:

<http://www.flsenate.gov/data/session/2010/House/bills/billtext/pdf/h063107er.pdf>

316.1951 Parking for certain purposes prohibited; sale of motor vehicles; prohibited acts.—

- (1) It is unlawful for any person to park a motor vehicle, as defined in s. 320.01, upon a public street or highway, a public parking lot, or other public property, or upon private property where the public has the right to travel by motor vehicle, for the principal purpose and intent of displaying the motor vehicle thereon for sale, hire, or rental unless the sale, hire, or rental of the motor vehicle is specifically authorized on such property by municipal or county regulation and the person is in compliance with all municipal or county licensing regulations.
- (2) The provisions of subsection (1) do not prohibit a person from parking his or her own motor vehicle or his or her other personal property on any private real property which the person owns or leases or on private real property which the person does not own or lease, but for which he or she obtains the permission of the owner, or on the public street immediately adjacent thereto, for the principal purpose and intent of sale, hire, or rental.
- (3) Subsection (1) does not prohibit a licensed motor vehicle dealer from displaying for sale or offering for sale motor vehicles at locations other than the dealer's licensed location if the dealer has been issued a supplemental license for off-premises sales, as provided in s. 320.27(5), and has complied with the requirements in subsection (1). A vehicle displayed for sale by a licensed dealer at any location other than the dealer's licensed location is subject to immediate removal without warning.
- (4) A local government may adopt an ordinance to allow the towing of a motor vehicle parked in violation of this section. A law enforcement officer, compliance officer, code enforcement officer from any local government agency, or supervisor of the department may issue a citation and cause to be immediately removed at the owner's expense any motor vehicle found in violation of subsection (1), except as provided in subsections (2) and (3), or in violation of subsection (5), subsection (6), subsection (7), or subsection (8), and the owner shall be assessed a penalty as provided in s. 318.18(21) by the government agency or authority that orders immediate removal of the motor vehicle. A motor vehicle removed under this section shall not be released from an impound or towing and storage facility before a release form prescribed by the department has been completed verifying that the fine has been paid to the government agency or authority that ordered immediate removal of the motor vehicle. However, the owner may pay towing and storage charges to the towing and storage facility pursuant to s. 713.78 before payment of the fine or before the release form has been completed.
- (5) It is unlawful to offer a vehicle for sale if the vehicle identification number has been destroyed, removed, covered, altered, or defaced, as described in s. 319.33(1)(d). A vehicle found in violation of this subsection is subject to immediate removal without warning.
- (6) It is unlawful to knowingly attach to any motor vehicle a registration that was not assigned or lawfully transferred to the vehicle pursuant to s. 320.261. A vehicle found in violation of this subsection is subject to immediate removal without warning.
- (7) It is unlawful to display or offer for sale a vehicle that does not have a valid registration as provided in s. 320.02. A vehicle found in violation of this subsection is subject to immediate removal without warning. This subsection does not apply to vehicles and recreational vehicles being offered for sale through motor vehicle auctions as defined in s. 320.27(1)(c)4.



time prescribed by F.S. § 713.78, at the vehicle impoundment facility with proof of ownership and the police department impoundment release (and the release form prescribed by the Department of Highway Safety and Motor Vehicles, if the impoundment is pursuant to City Code section 26-47(9)), and by paying the accrued impoundment, towing, administrative and storage charges.

(2)

*Prehearing recovery of vehicle when hearing has been requested.* If a hearing has been requested pursuant to this section, the registered owner may recover the vehicle prior to the hearing or adjudication therein by appearing at the vehicle impoundment facility with proof of ownership, the police department impoundment release the release form prescribed by the Department of Highway Safety and Motor Vehicles, if the impoundment is pursuant to section 26-47(9), and a certificate from the clerk of court stating that the owner has posted with the court a cash or surety bond or other adequate security equal to the amount of the charges for towing and storage or lot rental amount.

(3)

*Posthearing recovery of vehicle when hearing has been requested.* If a hearing has been requested pursuant to this section and the registered owner has not recovered the vehicle prior to the adjudication therein, the registered owner may recover the vehicle following such adjudication in accordance with the provisions of F.S. § 713.78, as amended.

(e)

*Disposition of unrecovered vehicles.* Where no hearing has been requested, or where the impoundment has been adjudicated through the hearing process, unrecovered vehicles shall be disposed of in accordance with F.S. § 713.78.

(Code 1973, § 27-129; Code 1992, § 26-49; Ord. No. 204-G, § 2, 8-10-1995; Ord. No. 650-G, § 6, 3-4-2004; Ord. No. 1003-G, § 2, 11-4-2010; Ord. No. 12-H, § 1, 12-15-2011)

Notice of Opportunity for Hearing

You are hereby notified that a \_\_\_\_\_ (description of vehicle) \_\_\_\_\_ motor vehicle registered in your name was towed on \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ (date) \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ to \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ (describe place) \_\_\_\_\_ as directed by \_\_\_\_\_ (impounding officer's name) \_\_\_\_\_ of the Police Department of the City of St. Petersburg, Florida, because \_\_\_\_\_ (cite lawful reason or authority for impoundment) \_\_\_\_\_.

Your car is located at: \_\_\_\_\_

Contracted wrecker service located at \_\_\_\_\_.

Phone Number \_\_\_\_\_.

You have a right to contest the lawfulness of this removal, impoundment and/or the towing, and storage charges, if your vehicle has been impounded for any reason set forth in violation of City Code section 26-47, by filing a complaint in the county court of the county in which the vehicle is stored within ten days after the time you had knowledge of the location of your vehicle, in accordance with section 713.78, Florida Statutes, as amended.

(c)

*Written impoundment release.* Prior to authorizing the release or other disposition of any vehicle impounded pursuant to this division, the police department shall first determine that the vehicle is not needed by law enforcement authorities as evidence and that it is not subject to forfeiture under other applicable laws, statutes, or ordinances. When any person seeks to recover possession of an impounded vehicle, the police department shall also determine and ascertain, from proof provided by that person that the person reasonably appears to be the registered owner of the vehicle. Upon making the determinations required by this section, the police department shall issue a written impoundment release authorizing the recovery or disposition of the vehicle, but such release shall be subject to all other applicable laws and ordinances. In addition to requiring the Police Department written impoundment release, a vehicle removed under section 26-47(9) shall not be released from an impound or towing and storage facility before a release form prescribed by the Department of Highway Safety and Motor Vehicles has been completed verifying that the fine has been paid to the City.

(d)

*Recovery of vehicle.* After receipt of a written impoundment release (and a release form prescribed by the Department of Highway Safety and Motor Vehicles, if the impoundment is pursuant to section 26-47(9)), the registered owner of any motor vehicle impounded pursuant to this division shall have the right to immediately recover the vehicle during normal business hours at the impoundment facility where the vehicle is located by presenting the written impoundment release and by doing one of the following:

(1)

*Recovery of vehicle when no hearing has been requested.* If no hearing has been requested pursuant to this section, the registered owner may recover the vehicle by appearing, within the

St. Petersburg, Florida - Code of Ordinances

**Sec. 26-47. - Authority to impound vehicles; grounds.**

Designated police personnel are authorized to immediately remove, without warning and at the owner's expense, a vehicle from a street to the nearest garage or other place of safety or to a garage designated or maintained by the City, for the following reason:

(9) When a vehicle is unlawfully displayed for sale, hire, or rental in violation of F.S. § 316.1951, as amended. A violation of this subsection will subject the owner of such vehicle to a citation and a fine as required by F.S. § 318.18, as amended. A Police Officer should affix a warning notice to the vehicle providing the vehicle's owner with 24 hours to correct the violation, unless the same vehicle owner has received another warning notice within a 12-month period, the parked vehicle endangers public safety or constitutes a hazard, the vehicle reasonably appears to be a stolen vehicle, or other extraordinary conditions exist, in which case the vehicle may be immediately towed without warning. For the purposes of determining violations of F.S. § 316.1951, as amended, the public street immediately adjacent to private real property shall be both sides, where permitted, of the public street abutting the real property for the length of the block on which the real property is located.

(Code 1973, § 27-126; Code 1992, § 26-46; Ord. No. 204-G, § 1, 8-10-1995; Ord. No. 650-G, § 3, 3-4-2004; Ord. No. 1003-G, § 1, 11-4-2010)

**Sec. 26-48. - Payment of charges.**

No vehicle impounded in an authorized garage shall be released therefrom until the charges for towing the vehicle into the garage and storage charges have been paid, unless authorized by the garage. If the authorized garage is not City-owned or operated, but is operated under contract with the City, the contract shall establish the charges for towing the vehicle into the garage and storage charges.

(Code 1973, § 27-128; Code 1992, § 26-48; Ord. No. 650-G, § 5, 3-4-2004)

**Sec. 26-49. - Procedures for appeal and recovery of vehicle.**

(a)

*Promulgation of regulations.* The Chief of Police is hereby authorized and directed to establish and promulgate any and all reasonable administrative rules and regulations necessary to carry out this division.

(b)

*Notice of opportunity for hearing.* When a vehicle is impounded pursuant to this division, and the motor vehicle registration address of the registered owner is known or ascertainable, the police department shall, in accordance with F.S. § 713.78, as amended, provide the registered owner with notice of an opportunity for hearing at which the registered owner may contest the lawfulness of the impoundment and/or the towing and storage charges incurred by the impoundment. Such notice shall be in substantially the following form:

Date of Notice: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

CODE OF THE CITY OF CORAL SPRINGS, FLORIDA

Chapter 18 - TRAFFIC AND MOTOR VEHICLES

**Sec. 18-13. - Parking for certain purposes prohibited.**

It is unlawful for any person to **park** a motor vehicle for a continuous period in excess of twenty-four (24) hours, after written notice, upon a public street or highway, upon a public **parking** lot, or other public property, or upon private property where the public has the right to travel by motor vehicle, for the principal purpose and intent of displaying the motor vehicle thereon for sale, hire, or rental unless the sale, hire, or rental of the motor vehicle is specifically authorized on such property by municipal or county regulation and the person is duly licensed as a motor vehicle dealer in accordance with Section 320.27, Florida Statutes, and the person is in compliance with all municipal or county licensing regulations.

*(Ord. No. 94-127, § 4, 5-17-94)*

**CITY OF HOLLYWOOD CODE OF ORDINANCES**

**72.009 PARKING FOR CERTAIN PURPOSES PROHIBITED; TOWING.**

(A) No person shall park a vehicle upon any street for any purpose set forth below. No persons shall park a vehicle upon private property or upon any private or public parking area for any of the purposes set forth below unless that person is the owner of or has the written permission of the owner of such property.

(1) Displaying such vehicle for sale  
( '72 Code, § 34-109)

(B) Any vehicle ticketed pursuant to division (A) above, is subject to towing under the authority of code enforcement when the vehicle is not removed from the area within 24 hours from the issuance of the ticket. ('72 Code, § 34-109.1)

(Ord. O-79-13, passed 3-7-79; Am. Ord. O-87-17, passed 4-1-87) Penalty, see § 72.999

(4) *Prohibited parking.* Any person found in violation of § 72.009(A), shall be liable for a fine of \$25.