

Code & License Appeals Board
Wednesday, February 21, 2024
3:00 pm
Hybrid Meeting
Council Chambers
Agenda

Public Comment Instructions:

- To comment at the meeting, citizens can register by calling or emailing the City Clerk's Office by noon on the day of the meeting. Instructions to access the virtual meeting app or dial-in will be provided upon registration. Call 610-655-6205 or e-mail council@readingpa.gov
- Public comment for meetings will also be accepted in writing by noon on the day of the meeting through an e-mail to council@readingpa.gov. The message must clearly be marked as Public Comment. The comment received in writing will be read into the record at the meeting.
- Those speaking should limit their comments to no longer than 5 minutes

Join from a PC, Mac, iPad, iPhone or Android device:

Please click this URL to join. <https://readingpa.zoom.us/j/89121741438?pwd=D2H9I2bkqG0sA7K7J3tpafbtFIInI.1>
Passcode: 663440

Or join by phone:

Dial: +1 301 715 8592
Webinar ID: 891 2174 1438
Passcode: 663440

- I. Call to Order – M. Mayfield**
- II. Introduction of Board Members Present**
- III. Election of a Chair**
- IV. Public Comment**
- V. Explanation of Part 13 Motorized Devices and All-Terrain Vehicles – LT Demko**
- VI. Appeals to Seizure – M. Mayfield**
- VII. Forfeiture of Seized Vehicles – Approve or Reject**
- VIII. Adjourn**

Part 13
Motorized Devices and All-Terrain Vehicles

§ 576-1306. Enforcement.
[Amended 10-11-2021 by Ord. No. 74-2021]

A. Penalties. The penalty for a violation of this section relating to the operation of motorized devices and all-terrain vehicles shall be forfeiture of the vehicle. Automatic forfeiture shall apply to all subsequent violations of this section.

B. Notices of violation and a seizure notice shall be issued by the Police Department. Contested charges shall be resolved, penalties shall be imposed, and payments shall be collected and processed by the Police Department.

C. Seizure. In addition to the notice of violation, whenever a police officer has probable cause to believe a vehicle has been used or is being used in violation of this section, the officer may seize the vehicle. The vehicle shall be stored at a secure location as determined by the Public Works and Police Departments until the final adjudication of the offense.

D. Forfeiture. Forfeiture, other than voluntary forfeiture (as set forth below) by the owner, of the impounded vehicle shall be approved or rejected by the Code and License Appeals Board through an appeal by the defendant or vehicle owner. If an appeal hearing is not requested within ten (10) days of the receipt of the seizure notice, the Police Department shall issue a list of vehicles with a copy of the violation notices and seizure notices to the Code and License Appeals Board for approval or rejection.

(1) If forfeiture is not awarded, the Police Department shall return the vehicle to the owner after:

(a) The owner pays all penalties and fees for the seizure, tow and storage of the vehicle defined herein; and

(b) The owner provides proof of registration, title and proof of insurance.

(2) If forfeiture is awarded, the Police Department shall dispose of the vehicle in an appropriate manner which may include destruction of the vehicle to reduce the opportunity for the vehicle to be used in any manner that would violate this section.

(3) If the Police Department cannot identify the legal owner of the impounded vehicle within 45 days, the Department shall file a request for forfeiture that includes the methods used to determine the ownership of the vehicle with the Code and License Appeals Board. The Board shall approve or reject the request at their next meeting. If the request is approved the vehicle(s) shall be immediately destroyed.

E. Voluntary Forfeiture. Any person to whom a ticket is issued may, if he provides proof that he is the registered owner of the vehicle, within ten (10) days of receipt of the seizure notice, agree to forfeit the vehicle in lieu of contesting the violation and in lieu of other fines and penalties or file an appeal with the Code and License Appeals Board.

§ 576-1307 Vehicles Seized Prior to the Effective Date of this Part.

[Amended 10-11-2021 by Ord. No. 74-2021]

Notices of seizure shall be issued to the owners of vehicles that have been seized prior to the effective date of this Part by certified and first class mail notifying the owner that he/she has 30 days to claim the vehicle as per § [576-1306](#) D.(1) above or appeal the seizure to the Code and License Appeals Board as per § [576-1306](#) B. (1) above. Failure to take either action by the owner of the vehicle shall result in the Police Department making a request for forfeiture to the Code and License Appeals Board as per § [576-1306](#) D. (3) above.

Incident Number	Make	Model	Color	VIN	Date Seized	Location	NCIC Ran	DCNR Ran	Car Fax Ran
2022-23872	SSR MOTORBIKE	Dirtbike	Blue/White	JN1CV7EKXJM200513	6/5/2022	WWTP GARAGE	1/15/2024	1/15/2024	1/15/2024
2022-038818	YAMAHA	Dirtbike	Blue	JYACJ05CX4A0005103	10/27/2022	WWTP GARAGE	1/15/2024	1/15/2024	1/15/2024
2023-000127	HONDA	Dirtbike		JH2PD1114KK003398	1/1/2023	SALLYPORT			
2023-019233	SSR MOTORSPORT	ORV	BLACK	L6JYGJL39JC102837	5/23/2023	WWTP #1	1/15/2024	1/15/2024	1/15/2024
2023-021013	XMOTORS29	XB98-125	GREEN/WHITE	L98B3H5A0M100701	6/3/2023	WWTP #1	1/15/2024	1/15/2024	1/15/2024
2023-027259		ELECTRIC SCOOTER	BLACK/SILVER		7/14/2023	WWTP #1			
2023-027465	YAMAHA	YFZ-450R	WHITE/BLUE	5Y4AJ69Y6GA103819	7/16/2023				
2023-027465	YAMAHA	YFZ-450R	YELLOW/BLACK	5Y4AJ71Y7GA102650	7/16/2023				
2023-035097	YAMAHA	YFZ-400	BLUE	JYACH03C6XA004890	9/7/2023	WWTP #1	1/15/2024	1/15/2024	1/15/2024
2023-038039	SUZUKI	MOPED	YELLOW	L8YTCKPM58S201001	9/27/2023	WWTP #1	1/16/2024	1/16/2024	1/16/2024



CITY OF READING, PENNSYLVANIA

POLICE DEPARTMENT
815 WASHINGTON STREET
READING, PA 19601-3690
(610) 655-6116

JAVIER RUIZ
ACTING CHIEF OF
POLICE

PHONE: (610) 655-6294
Monday through Friday
8:00 A.M. to 2:30 P.M.
After 2:30 PM leave a message.
If you would like to make an appointment via e-mail
please send an e-mail to
trafficalawenforcementunit@readingpa.gov

Report #: _____
Certified Mail #: _____

Date:
Name:
Address:

Dear

According to the Pennsylvania Department of Transportation records and/or RPD Assignment
_____ the vehicle listed below is registered/owned by you.

Date of Seizure:
Vehicle Make/Model:
Vehicle Registration:
Vehicle Identification Number:

The vehicle referenced above was impounded by the City of Reading Police department for violations of
the City of Reading Traffic Code and/or other code violations. The vehicle is being stored at a City
impound facility.

To claim the vehicle bring the vehicle's title, registration with PennDOT or the DCNR and proof of
insurance to the Desk Sergeant at 815 Washington Street, Reading, PA within 30 days of this notice.

To appeal the seizure of the vehicle return the completed appeal form attached to this notice to the
Property Maintenance Division, 815 Washington Street, Reading PA within 30 days of this notice and a
hearing with the Code and License Appeals Board will be scheduled.

Failure to take either action by the owner of the vehicle shall result in the Police Department
making a request for forfeiture to the Code and License Appeals Board which may result in the
destruction of the vehicle.

It is in your best interest to respond to this letter as soon as possible.

Sincerely,

Audra Schreiner
Administrative Assistant
Traffic Law Enforcement Unit

ATV/DB-1 (11/21)



Failure to take action shall result in the City of Reading Police Department making a request for the forfeiture of the ATV/Dirt Bike to the Code and License Appeals Board. This may result in the destruction of the ATV/Dirt Bike vehicle.

**City of Reading Code and License Appeals Board
ATV / Dirt Bike Seizure Appeal Form**

Name (print first, middle & last): _____

Address: _____

Date of Birth: _____

Cell Phone #: _____

Email Address: _____

Describe the vehicle that was seized, include year, make, model and VIN or serial number _____

Attach copies of vehicle's Title, PennDOT or DCNR registration, bill of sale and proof of insurance.

State the facts and circumstances, with satisfactory proof, that the vehicle was in someone else's possession and explain how the vehicle came into their possession.

Explain why the vehicle was seized.

I swear under penalty of perjury that all of the information provided is true and correct to the best of my knowledge and belief.

Signature

Date

Jesus Manuel Daliot Rios
709 Alton Avenue
Reading, PA 19605

Melynda Silfies
235 State Street
Hamburg, PA 19526

Michael Scott
1675 Route 309
Allentown, PA 18102

Jayvian Concepcion
221 W Douglass Street
Reading, PA 19601

Joel G Santiago Lopez
1612 Forrest Street
Reading, PA 19602

Jose Angel Alma-Agront
22 Garden Court
Apartment 1
Lancaster, PA 17602