



City of Leominster

POLICE DEPARTMENT

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TOWING FROM PRIVATE PROPERTY

Massachusetts General Law Chapter 266 Section 120D:

No person shall remove a motor vehicle which is parked or standing on a private way or upon improved or enclosed property unless the operator of such vehicle has been forbidden so to park or stand, either directly or by posted notice, by the person who has lawful control of such way or property. No vehicle shall be removed from such way or property without the consent of the owner of such vehicle unless the person who has lawful control of such way or property shall have notified the chief of police or his designee in a city or town, or, in the city of Boston the police commissioner, or a person from time to time designated by said police commissioner, that such vehicle is to be removed. Such notification shall be made before any such vehicle shall be removed, and shall be in writing unless otherwise specified by such chief of police or police commissioner and shall include the address from which the vehicle is to be removed, the address to which the vehicle is to be removed, the registration number of the vehicle, the name of the person in lawful control of the way or property from which such vehicle is being removed, and the name of the person or company or other business entity removing the vehicle.

It shall be the requirement of the Leominster Police Department that prior to a "Private Tow" the Leominster Police Department shall be notified via E-mail to the following E-mail address Tows@police.leominster-ma.gov, the following information:

- 1) Name of the person requesting the tow.
- 2) D.O.B. of the requesting person.
- 3) Address of the requesting person.
- 4) Address from which the vehicle will be towed from.
- 5) Registration number and State of the vehicle to be towed
- 6) Tow company removing the vehicle being towed.
- 7) Location the vehicle will be removed to.
- 8) A picture of the vehicle that the viewer can determine the vehicle's color, make and model.
- 9) A picture of the vehicle's registration plate and or the VIN (if accessible).

The Leominster Police Department shall be provided the above information prior to any "Private Tow" being conducted.

Any person who, without notifying the Chief of Police or his designee, or without obtaining the consent of the owner, removes a vehicle from a private way or from improved or enclosed property as aforesaid, shall, in addition to any other penalty of law, be punished by a fine of not more than one hundred dollars. The employer of such person if any shall also be punished by a fine of not more than one hundred dollars.

Any person who purports to authorize the removal of a vehicle from a way or property as aforesaid without having fully complied with the provision of this section shall be punished by a fine of not more than one hundred dollars.