



## ORDINANCE 816

### AN ORDINANCE TO AMEND CHAPTER 65-8, OF THE DEWEY BEACH CODE OF ORDINANCES CONCERNING VEHICLES ON THE OCEAN BEACH, TO EXPRESSLY PROHIBIT UNAUTHORIZED VEHICLES FROM DRIVING ON THE BEACH

**WHEREAS**, the Town of Dewey Beach deems it appropriate, necessary and proper for the protection of persons and property and for the preservation of the beach, to amend regulations pertaining to vehicles on the beach; and

**WHEREAS**, the Town Council finds that allowing unauthorized vehicles on the beach is not an integral component of permitted use within the Town.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED**, by the Commissioners of the Town of Dewey Beach, Sussex County, Delaware, in session met, as follows:

**Section 1.** Amend §65-8 of the Dewey Beach Code of Ordinances as depicted by highlighted insertions, strikeouts and substitutions depicted below:

**A.** No vehicles shall be driven on the beach ~~during the summer season~~ **at any time**, except those operated by police, fire, emergency, Town, beach concessionaires under contract, or other authorized ~~municipal or state~~ vehicle on official business.

~~**B.** During the off season all vehicles must conform to the licensing and equipment as required by the state and must enter and exit at Chicago Street.~~

**Section 2.** Severability. If any provision of this Ordinance shall be deemed or held to be invalid or unenforceable for any reason whatsoever, then such invalidity or unenforceability shall not affect any other provision of this Ordinance which may be given effect without such invalid or unenforceable provision, and to this end, the provisions of this Ordinance are hereby declared to be severable.

**Section 3.** Adoption. This Ordinance shall take effect immediately upon its adoption by a majority vote of the Commissioners of the Town of Dewey Beach. Adopted by at least a majority vote of all Commissioners of the Town of Dewey Beach on the 16<sup>th</sup> day of June, 2023.

#### SYNOPSIS

The purpose of this ordinance is to prohibit unauthorized vehicles from driving on the Town's beaches at any time.

Mayor, William Stevens

Town Manager, Bill Zolper