

NOTICE

THE COMMISSIONERS OF THE CITY OF REHOBOTH BEACH ON AUGUST 16, 2024,  
ADOPTED ORDINANCE NO. 0824-01 WHICH READS AS FOLLOWS:

**AN ORDINANCE TO AMEND CHAPTER 92  
AUTOMOBILES, VEHICLES AND TRAFFIC, SECTION 92-38, OF  
THE MUNICIPAL CODE OF THE CITY OF REHOBOTH BEACH  
RELATING TO PARKING RESTRICTIONS FOR CERTAIN VEHICLES**

**WHEREAS**, the Mayor and Commissioners of the City of Rehoboth Beach recognize that the unregulated parking, storing and leaving of trailers within the City creates hazardous conditions detrimental to public safety, health and welfare of the City and its inhabitants, and this Ordinance is directly intended and related to preventing, abating or removing said conditions.

**WHEREAS**, the Mayor and Commissioners of the City of Rehoboth Beach deem it proper and necessary to regulate the parking, storing and leaving of trailers for the purpose of promoting good government of the City, the protection and preservation of persons and property and of the public health and welfare of the City and its inhabitants; and

**BE IT ORDAINED**, by the Commissioners of the City of Rehoboth Beach, in session met, in the manner following to wit:

**Section 1.** Chapter 92, Automobiles, Vehicles and Traffic, Section 92-38 of the Municipal Code of the City of Rehoboth Beach, Delaware, 2001, as amended be and the same is hereby further amended by making insertions as show by underlining and deletions as shown by strikethroughs as follows:

§ 92-38 **Parking, storing or leaving restricted for certain vehicles.**

- A. No owner or operator of any vehicle (~~including a trailer~~), ~~motor vehicle~~ or any connected combination thereof that is 22 feet three inches in length or longer or which is eight feet one inch in width or wider, or both, or of any trailer of any size, shall park, store, or leave such vehicle or such connected combination, or any such trailer, ~~motor vehicle~~ on any street within the corporate limits of the City of Rehoboth Beach, ~~and except that such vehicle or motor vehicle may be parked in the area designated by the City and identified as that area bounded by the property known as the Deauville Beach. No~~ no owner or operator of any such vehicle or such connected combination, or of any trailer of any size, over 40 feet in length may park, store or leave such vehicle or any trailer of any size within the corporate limits of the City of Rehoboth Beach, except that ~~such vehicles may be parked in the municipal parking lot adjacent to the City's Municipal Building in areas designated by the City Manager after first procuring a permit. This section shall not apply to any motor vehicle which is~~

~~stopped for the purpose of loading or unloading freight or merchandise or for the purpose of discharging or picking up passengers. if any such vehicle or connected combination or if any such trailer meets all of the other requirements of this Chapter 92, including specifically but not limited to Article XXI (Vehicles in Combination) and Article XXV (Registration and Licenses).~~

- (1) Any such vehicle or connected combination identified in this Subsection A may be parked, stored or left in the municipal parking lot adjacent to the City's Municipal Building in accordance with conditions specified by and only in areas designated by the City Manager after first procuring a permit; and
- (2) Any trailer less than 22 feet three inches in length and less than eight feet one inch in width may be temporarily parked, stored or left on a street within the corporate limits of the City of Rehoboth Beach for up to forty-eight (48) hours in any six-month period; and
- (3) Any such vehicle or connected combination identified in this Subsection A above or any trailer of any size may be parked, stored or left on private property if it is enclosed as further set forth in and in accordance with § 92-248(C); and
- (4) Any such vehicle or connected combination identified in this Subsection A, and any trailer less than 22 feet three inches in length and less than eight feet one inch in width, may be parked, stored or left on private property on which is located and from which is operated, in accordance with the zoning laws of the City, a business enterprise for which such vehicle, connected combination or trailer is used, as further set forth in and in accordance with § 92-248(C); and
- (5) Any such vehicle that is an antique motor vehicle as identified in 21 Del. C. § 2196 et seq. (Antique Motor Vehicles) may be parked, stored or left on private property, as further set forth in and in accordance with § 92-248(C); and
- (6) Any trailer less than 22 feet three inches in length and less than eight feet one inch in width may be temporarily parked, stored or left on private property for up to 30 days in any six-month period if it is being used in connection with and while construction is progressing on such private property, except that it may be temporarily parked, stored or left in excess of 30 days if approved, as set forth in and in accordance with § 270-39(C).

**B.** The City Manager is authorized, but not required, ~~and directed~~ to mark or cause to be marked parking spaces in the municipal parking lot designated area described in Subsection A above to be used for such ~~oversized vehicles and motor vehicles~~ that are otherwise prohibited from parking being parked, stored or left on public thoroughfares within the corporate limits of the City under Subsection A above.

**C.** Any person violating this section shall, upon conviction, pay for each violation a fine not less than \$50 nor more than \$100 and shall pay the costs of prosecution, provided that, with the consent of the person charged with a violation under this section, the Chief of Police is authorized to accept and receive, without hearing, not less than \$50 as a penalty for such violation if such penalty is

paid within seven days from the date of violation or accept \$75 if such violation is paid within 30 days from the date of the violation or accept \$100 if such penalty is paid after 30 days from the date of the violation.

**D. This section shall not apply to any motor vehicle which is stopped for the purpose of loading or unloading freight or merchandise or for the purpose of discharging or picking up passengers.**

**Section 2.** 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.** This Ordinance shall become effective immediately upon its adoption by the Commissioners of the City of Rehoboth Beach.

**SYNOPSIS:** This Ordinance amends Chapter 92, Automobiles, Vehicles and Traffic, Section 92-38 of the Municipal Code to regulate the parking, storing or leaving of trailers, or any vehicle over a certain length within the corporate limits of the City of Rehoboth Beach.