

**SYNOPSIS OF AMENDING THE CODE OF SOUTH BETHANY, CHAPTER 94,  
PARKING, §§ 94-6 and 94-7, REDEFINING THE SOUTH BETHANY  
PARKING PERMIT SYSTEM  
ORDINANCE 194-19 (SECOND READING)**

(Sponsored by Mayor Saxton)

This ordinance amends Chapter 94, "Parking", §§ 94-6 and 94-7 to:

- End the Town's dual system permits, eliminate nontransferable permits and transferable permits and set up one type of residential permit.
- Section 94-7 will now include obtaining parking permits online through the South Bethany website.



## ORDINANCE NO. 194-19

**AN ORDINANCE TO AMEND** the Code of the Town of South Bethany, Chapter 94, **Parking**, §§ 94-6 and 94-7, redefining the South Bethany Parking Permit System, to end the Town's dual system permits, eliminate nontransferable permits and transferable permits and set up one type of residential permit, and include obtaining parking permits online through the South Bethany website.

**BE IT HEREBY ENACTED** by the Council of the Town of South Bethany, Sussex County, a majority thereof concurring in Council duly met, that Chapter 94 ("Parking") be amended as follows (additions are **highlighted** and deletions **marked through**):

### "PARKING"

#### § 94-6. Parking permit system.

For the purposes of this section, "residential dwelling" shall have the following definition: A dwelling designed to serve as a single-family dwelling (as defined in § 145-3, "single-family dwelling") and constructed to provide complete housekeeping facilities. Accessory buildings such as garages or storage sheds, whether on their own lot or on the same lot as the residential dwellings, are not considered residential dwellings.

- A. On streets where posted, any motorized conveyance parked on any public right-of-way between the hours of 10:00 a.m. and 5:00 p.m. and 12:00 midnight to 6:00 a.m., from May 15 through September 15, require a parking permit. Parking permits will be required for special events and may be obtained at the Police Department.
- B. The Town will ~~have a~~ **issue resident parking permits** ~~dual system of permits, nontransferable and transferable.~~ **Permits will be issued** for a fee.
  - (1) Each residential dwelling shall be entitled to four **resident** parking permits: ~~two nontransferable and two transferable~~, but no more than four permits shall be issued per dwelling unit regardless of the number of dwelling owners.
  - (2) Owners of one or more residential lots unimproved by a residential dwelling may jointly purchase a maximum of **four resident permits** ~~two nontransferable and two transferable parking permits~~ (regardless of the

number of lots owned), provided that: such owner(s) are not entitled to parking permits under § 94-6B(1) nor have they been previously issued any parking permits under § 94-6B(2). Any permits issued under § 94-6B(2) shall be deemed to have been issued jointly to all of the record owners of the lot for which the permit(s) are issued.

- C. *One-day parking permits may be purchased by anyone.***
- D.** All parking permits must be placed, hung, or affixed to all motorized conveyances in such a manner as to be clearly visible for inspection.
- E.** Authorized contractors, subcontractors, and their employees may obtain a parking permit without charge for use at building or service sites only during normal working hours. Contractors and subcontractors must have a valid South Bethany mercantile license before a permit will be issued.

#### **§ 94-7. Parking permit fees.**

- A.** Parking permits may be purchased at the Town Office during office hours ***or online through the South Bethany website.*** ~~after February 1.~~
- B.** Replacement parking permits may be purchased if the original permit(s) were lost, stolen, or destroyed.
- C. ~~One-day parking permits may be purchased by anyone.~~**
- D****C.** All parking permit fees shall be set periodically by resolution of the Town Council. The fee schedule will be available in the Town Office.

#### **§ 94-7.1. Denial of permits.**

- A.** The Town shall have the right to deny parking permits to any property owner who has not completed the Application for Rental License or Nonrental Declaration Form for each calendar year the form is not returned.
- B.** Anyone having a delinquent tax or other financial obligation due the Town shall be denied parking permits until the obligation is satisfied.

**Effective date: This ordinance shall become effective upon the date of adoption.**

**ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF SOUTH BETHANY,  
SUSSEX COUNTY, DELAWARE, ON THE \_\_\_\_ OF \_\_\_\_\_ 2019.**

SEAL:

\_\_\_\_\_  
Tim Saxton, Mayor

\_\_\_\_\_  
Carol Stevenson, Council Secretary

ATTEST: \_\_\_\_\_

1<sup>st</sup> Reading: 2/8/19  
2<sup>nd</sup> Reading: 2/28/19  
3<sup>rd</sup> Reading:

Sponsored by Mayor Saxton  
TS:rm:phs:Ordinance 194-19  
Second Reading

**CERTIFICATION FOR REGULAR ORDINANCES**

This is to certify that the notice and brief description of the foregoing ordinance was published in the COASTAL POINT Newspaper on 2/1/19 and posted on the Town's website on 2/1/19, prior to the first reading.

This is to certify that the notice and brief description of the foregoing ordinance was published in the COASTAL POINT Newspaper on \_\_\_\_\_ and posted on the Town's website on \_\_\_\_\_, after its adoption.