

**SYNOPSIS OF AMENDING THE CODE OF SOUTH BETHANY,
CHAPTER 34, BEACHES, § 34-9, BEACH PARTIES, TO INCLUDE THE
WORD “EVENTS” AND AMEND VERBIAGE, AND TO AUTHORIZE THE
TOWN MANAGER TO PERMIT A TOWN SPONSORED BONFIRE ON THE
BEACH IN SOUTH BETHANY
ORDINANCE 195-19 (SECOND READING)
(Sponsored by Councilmember Stevenson)**

This ordinance amends Chapter 34, “Beaches”, §34-9 to include the word “events” and amend verbiage, and to authorize the Town Manager to permit a Town sponsored bonfire on the beach in South Bethany.



ORDINANCE NO. 195-19

AN ORDINANCE TO AMEND the Code of the Town of South Bethany, Chapter 34, **Beaches**, to include the word “events” and amend verbiage, and to authorize the Town Manager to permit a Town sponsored bonfire on the beach in South Bethany

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 34 ("Beaches") be amended as follows (additions are **highlighted** and deletions **marked through**):

**CHAPTER 34
Beaches**

§ 34-9. Beach parties/~~events~~.

The ~~Mayor~~ **Town Manager** or his/~~her~~ designee is authorized to issue a beach party/~~event~~ permit to a resident of the town **who is 18 years of age or older (Permittee)** ~~over the age of 18 years.~~

- A. Such permits shall be limited to an area, not closer than 75 feet to any dwelling or any sand dune. The ~~person to whom a permit is issued~~ **Permittee shall be charged with the accepts full** responsibility that the **beach party/event** does not create or lead to disorderly behavior. **The Permittee is responsible for cleaning the beach/event area and disposing of all waste.** ~~The party area shall be cleaned by the person obtaining the permit, in accordance with cleanup procedures issued by the town.~~ **All beach parties/events shall end by 11:00 p.m.**
- B. ~~Every person who is issued a permit~~ **Permittees shall be charged a fee payable to the Town of South Bethany. The fee shall be listed in the Town of South Bethany Schedule of Fees.** ~~give the town a deposit of \$50. The deposit of \$50 shall be refunded if the cleanup procedures issued by the town are complied with. If the cleanup procedures are not complied with, the deposit shall be forfeited.~~

§ 34-10. Beach bonfires.

CA. ~~Activities prohibited.~~ It shall be unlawful for any person to build and/or light any fires on the beach within the jurisdiction of the Town of South Bethany. [Added 3-10-2000 by Ord. No. 90-99]

B. *Notwithstanding § 34-10A above, the Town Manager is authorized to permit a Town-sponsored bonfire on the beach in accordance with guidelines established by the Town Manager.*

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: _____

1st Reading: 7/12/19
2nd Reading: 8/9/19

Sponsored by Councilmember Stevenson
CS:phs:Ordinance 195-19
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 7/5/19 and posted on the Town's website on 7/8/19, 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.