

**SYNOPSIS OF AMENDING THE CODE OF SOUTH BETHANY
BY MAKING CHANGES TO CHAPTER 134, SECTION 134-2(E) TO PERMIT FOOD
TRUCKS AT TOWN-SPONSORED EVENTS.**

ORDINANCE 218-25

(Sponsored by Councilperson Keefe)

This ordinance amends Town Code in order to allow commercial “food trucks” to be present on Town Hall property, during Town-sponsored events.



DRAFT

ORDINANCE NO. 218-25

AN ORDINANCE TO AMEND the Code of the Town of South Bethany by making changes to Chapter 134, Section 134-2(E) to create additional exceptions to permit food trucks at Town-sponsored events.

BE IT HEREBY ENACTED by the Council of the Town of South Bethany, Sussex County, Delaware, a majority thereof concurring in Council duly met, that the following ordinance be and hereby is amended as follows:

(additions and modifications are in red text and deletions ~~bolded and marked through~~)

§ 134-1 Authority and Definitions.

This chapter is authorized by § C-4B of the Town Charter.

For the purposes of this Chapter, the following terms shall have the meanings assigned:

FOOD TRUCK

A large, motorized vehicle (such as a van or multi-stop truck) or trailer, licensed and equipped to store, transport, cook, prepare, serve and/or sell food.

§ 134-2 Activities prohibited.

A. It shall be unlawful for any person to operate an automobile, truck, self-propelled piece of equipment or any other type of motor vehicle on any street within the corporate limits of the Town at a speed greater than 20 miles per hour, with the following exceptions: on Delaware Route 1 (Coastal Highway), where it shall be unlawful to exceed the speed limit as posted by the State Department of Transportation; and on Evergreen Road, Russell Road, Canal Drive, Tamarack Drive, Cattail Road, and Black Gum Drive, where it shall be unlawful to exceed a speed greater than 15 miles per hour.

B. It shall be unlawful for any person other than state or Town officials to operate any automobile, jeep or other type of motor vehicle over any sand dune or stretch of sand

immediately eastward of the easternmost building setback line along Ocean Drive within the corporate limits of the Town.

C. It shall be unlawful to operate commercial trucks and buses over two axles and/or four wheels, except for pickup trucks, on Black Gum Drive, Cattail Road, Tamarack Drive, Russell Road or Evergreen Road, except for deliveries in South Bethany.

D. The driver of any vehicle shall obey the instructions of any traffic-control device applicable thereto placed in accordance with this chapter, subject to the exceptions granted the driver of an authorized emergency vehicle as defined in 21 Del. C. § 4106.

E. It shall be unlawful to operate any vehicle of any type on any street, driveway or parking area within the corporate limits of the Town for the purpose of selling or vending of any product, material or foodstuff, whether the vehicle is self-propelled or powered by human effort. This prohibition shall not apply to:

- a) deliveries in response to a specific order made in advance by a customer for such delivery to a specific address within the Town, and further provided that the delivery vehicle departs that address immediately upon making or attempting the delivery;
- or,
- b) licensed food trucks that have received prior authorization from the Town Manager to participate in special events sponsored by the Town, held on Town Hall property.

F. It shall be unlawful for any vehicle to enter Black Gum Drive from Kent Avenue during the hours 10:00 a.m. to 1:00 p.m. annually beginning the Friday preceding Memorial Day and ending on the Tuesday after Labor Day.

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 _____ 2025.

SEAL:

Edith Dondero, Mayor

Robert Biciocchi, Council Secretary

ATTEST: _____

1st Reading: 5/9/2025
2nd Reading:
Sponsored by Councilwoman Keefe
MA: Ordinance 218-25