



DRAFT 2

[Includes language supporting the passage of agenda item 7 regarding expansion of the parking season]

ORDINANCE NO _____

AN ORDINANCE TO AMEND CHAPTER 93, FEES, AND CHAPTER 158, STREETS AND PARKING, OF THE MUNICIPAL CODE OF THE TOWN OF DEWEY BEACH, DELAWARE TO REVISE THE OPERATION TIMES OF PARKING PERMIT ZONES AND PARKING METERS

WHEREAS, the Commissioners of the Town of Dewey Beach find that it is appropriate to amend the operation times for parking permit zones and parking meters to provide an equitable, reasonable and necessary revenue increase for the Town, and;

WHEREAS, the Commissioners of the Town of Dewey Beach are specifically authorized by Section 23(a)(14) of the Charter of the Town of Dewey Beach, 23 Delaware laws, Chapter 59, to “raise funds by charging a fee to owners of vehicles which are parked in the streets and other areas which are accessible to the public;”

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 §93-5E of the Code of Ordinances as depicted by highlighted insertions, strikeouts, and substitutions depicted below:

E. Parking permits are required **daily** from the hours of **10:00 a.m. to 2:00 a.m. the following day.** ~~10:00 a.m. to 5:00 p.m. Monday through Wednesday, and 11:00 p.m. to 2:00 a.m. the following day Monday through Wednesday (partial enforcement hours) and 10:00 a.m. to 2:00 a.m. the following day Thursday through Sunday (full enforcement hours).~~

Section 2. Amend §158-9B of the Code of Ordinances as depicted by highlighted insertions, strikeouts, and substitutions depicted below:

B. Rates and hours of operation.

(1) Parking meters shall be in effect daily **from the hours of 10:00 a.m. to 2:00 a.m. the following day.** ~~during the summer season, as defined in Chapter 1, Article III, between the hours of 10:00 a.m. and 5:00 p.m. and 11:00 p.m. and 2:00 a.m. on Mondays, Tuesdays, and Wednesdays, and between the hours of 10:00 a.m. and 2:00 a.m. the following day on Thursdays, Fridays, Saturdays, and Sundays.~~

Section 3. Amend §158-4A of the Code of Ordinances as depicted by highlighted insertions, strikeouts, and substitutions depicted below:

§ 158-4 Permits required; unauthorized permit.

A. No person, during the summer season, as defined in Chapter 1, Article III, and herein below, **from 12:01 a.m. May 1 to 12:00 midnight September 30 of every year,** shall park any vehicle on any unmetered zone of any public right-of-way from the hours of ~~10:00 a.m. to 5:00 p.m. and 11:00 p.m. to 2:00 a.m. the following each day on Mondays, Tuesdays, and Wednesdays,~~ and from the hours of 10:00 a.m. to 2:00 a.m. the following day ~~on Thursdays, Fridays, Saturdays, and Sundays~~ unless a valid parking permit is appropriately displayed on the vehicle and unless official traffic control signs otherwise permit or regulate.

Section 4. If any provisions 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 5. This Ordinance shall take effect May 1, 2024 upon its passage by a majority vote of the Commissioners of the Town of Dewey Beach.

Adopted by at least a majority of the Commissioners of the Town of Dewey Beach on this 21st day of July, 2023.

SYNOPSIS

This Act eliminates free parking throughout town Monday through Wednesday from 5:00pm to 11:00pm, and expands parking permit and meter operation times to 10:00am through 2:00am the following day, 7 days per week.

Mayor, William Stevens

Town Manager, Bill Zolper