



ORDINANCE NO _____

AN ORDINANCE TO AMEND CHAPTER 167, BEACH ASSESSMENT TAX, OF THE MUNICIPAL CODE OF THE TOWN OF DEWEY BEACH, DELAWARE TO REVISE THE PURPOSE OF THE TAX TO INCLUDE PUBLIC SAFETY AND WASTE MANAGEMENT

WHEREAS, the Town of Dewey Beach first established the beach assessment tax in 1992 to secure funds for public purposes related to beach repair and maintenance; and

WHEREAS, the Town has an interest to promote the safety of its beaches which includes services such as beach raking and waste management, as well as beach patrol during the summer season; and

WHEREAS, the Commissioners find it appropriate to broaden the purpose of the beach assessment tax to include additional services that directly benefit its residents and visitors.

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 §167-9 of the Code of Ordinances as depicted by highlighted insertions, strikeouts, and substitutions depicted below:

§167-9 Purpose

All real property situated in the Town shall be liable to taxation and assessment for public purposes related exclusively to ocean and bay beach and dune replacement, repair, maintenance, public safety, beach raking, waste management, and administrative expenses directly related thereto.

Section 2. 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 3. This Ordinance shall take effect immediately 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 20th day of October, 2023.

SYNOPSIS

This Act expands the purpose of the beach assessment tax to include public safety, cleaning and maintenance services for both the ocean and bay beach.

Mayor, William Stevens

Town Manager, Bill Zolper