



ORDINANCE _____

AN ORDINANCE TO AMEND CHAPTER 71, BUILDING CONSTRUCTION, OF THE MUNICIPAL CODE OF THE TOWN OF DEWEY BEACH, DELAWARE RELATING TO THE COST THRESHOLD FOR WHICH A BUILDING PERMIT IS REQUIRED.

WHEREAS, the Commissioners of the Town of Dewey Beach find that it is appropriate, due to increased costs of construction materials, to amend the provisions of §71-4(D) to increase the monetary threshold for the issuance of a building permit; and

WHEREAS, on April 10, 2024 the Dewey Beach Charter & Code Review Committee met at a properly-noticed public hearing and recommended the amendments provided in this ordinance.

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 §71-4 of the Code of Ordinances as depicted by highlighted insertions, strikeouts and substitutions depicted below:

- A. The required fee for permits issued pursuant to § 71-3 hereof shall be established by resolution of the Commissioners, and listed in the Schedule of Fees for the Town.
- B. The permit application fee shall not be refundable.
- C. All construction, repairs, alteration, or additions shall comply with the requirements of any Building Code adopted by the Town, Chapter 185, Zoning, and the Town ordinances, all as amended from time to time.
- D. A building permit shall not be required for normal maintenance requiring less than ~~\$1,000~~ **\$3,500** of material costs.

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 17th day of May, 2024.

49
50
51
52
53
54
55
56

SYNOPSIS

This Act increases the cost threshold of normal maintenance for which a building permit is required.

Mayor, William Stevens

Town Manager, Bill Zolper