

MAXIMUM PENALTY AMOUNTS ISSUED BY ALDERMAN COURT

(Supporting documentation follows)

Court	Maximum Penalty Amount
Dewey Beach	\$1,000 (Charter)
Bethany Beach	\$5,000 (this amount is for a specific ordinance, no maximum amount listed in Charter)
Laurel	\$2,500 (Charter)
Newport	Does not issue fines for town ordinances, only traffic violations
Newark	\$500 (with exceptions as stated in Charter)
Rehoboth Beach	\$500 (as per court clerk, no Charter specification)
Lewes	\$500 (with exceptions as stated in Charter)

LAUREL



SPONSOR: Rep. Dukes & Sen. Richardson

HOUSE OF REPRESENTATIVES
152nd GENERAL ASSEMBLY

HOUSE BILL NO. 418

AN ACT TO AMEND THE CHARTER OF THE TOWN OF LAUREL RELATING TO COLLECTION OF ANNUAL TAXES AND ENUMERATION OF POWERS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Two-thirds of all members elected to each house thereof concurring therein):

1 Section 1. Amend Section 28(e) of the Charter of the Town of Laurel by making deletions as shown by strike
2 through and insertions as shown by underline as follows:

3 (e) Commencing with the 2005-2006 tax year, on all taxes paid on or before September 30th of each year, the
4 Town Manager shall deduct one percent (1%) from the amount of said taxes assessed against the real property of said
5 person. On all taxes paid after September 30th of each year but before November 1st of each year, there shall be no
6 abatement or deduction. On all taxes paid on or after November 1st of each year, there shall be added a penalty of ~~three~~
7 ~~percent (3%)~~ five percent (5%) per annum for each month or fraction thereof such taxes shall remain unpaid, said penalty to
8 be effective on the first day of October, and the said penalty shall be collected in the same manner as the original amount of
9 the tax. The Town Council shall have the power to make just allowances for delinquencies in the collection of taxes. All
10 taxes unpaid on November 1st of each year shall be considered delinquent. In effecting a collection of any delinquent tax,
11 the Town Council may impose collection charges in addition to the above penalties, as the same may change from time to
12 time, not to exceed the reasonable costs of collection, including reasonable attorneys' fees, court costs and sale costs. The
13 Town Council may by resolution passed at least 30 days prior to the commencement of any fiscal tax year subsequent to the
14 2005-2006 fiscal tax year delete, increase or modify in any manner, including as to amounts and effective dates, the
15 discount, abatement or deduction previously granted to owners of real estate, including improvements, located within the
16 Town of Laurel. The Town Council may also delete, increase or modify in any manner, including as to amounts and
17 effective dates, penalties or late charges assessed against real estate including improvements subsequent to the 2005-2006
18 fiscal tax year, in the same manner as specified above with respect to discounts, abatements or deductions. 75 Del. Laws, c.
19 47

20 Section 2. Amend Section 30(a)(27) of the Charter of the Town of Laurel by making deletions as shown by strike
21 through and insertions as shown by underline as follows:

22 (27) To provide for the punishment of a violation of any ordinance of the Town by fine or imprisonment, or both,
23 not exceeding ~~Five Hundred Dollars (\$500)~~ Two Thousand Five Hundred Dollars (\$2,500.00) per offense, or sixty (60)
24 days imprisonment, or both. Nothing contained herein shall prohibit the Town from also assessing a charge, which may be
25 levied as a tax, against anyone or any property in violation of any ordinance in an amount equal to the full sum expended by
26 the Town pursuant to the Town's valid and permitted exercise of rights to remedy a condition in violation of this Charter or
27 the ordinances of the Town.

SYNOPSIS

This Act amends the Town of Laurel Charter to allow for an increase in the permitted late fee charged for unpaid taxes from three percent (3%) to five percent (5%) per annum for each month such taxes remain unpaid.

This Act also amends the Town of Laurel Charter to increase the maximum amount the Town is permitted to fine an individual for a violation of an ordinance of the Town from Five Hundred Dollars (\$500) to Two Thousand Five Hundred Dollars (\$2,500).

NEWARK

602.13 - Civil and Criminal Penalties; Costs. Neither the Alderman nor the Deputy Alderman shall impose any penalty in excess of Five Hundred Dollars (\$500) exclusive of costs nor imprison any offender for more than thirty (30) days, or both, except as otherwise specifically provided in any City ordinance enacted hereunder or by state statute; but the Alderman and Deputy Alderman may, in addition to any other fine or term of imprisonment permitted to be assessed or imposed, impose and collect such costs as are set by ordinance or resolution of the City Council.

**REHOBOTH
BEACH**

- (k) Jurisdiction. The Alderman and Assistant Alderman shall have jurisdiction and cognizance of all breaches of the peace, offenses and violations of any civil or criminal ordinance of the City committed within the corporate limits of the City of Rehoboth Beach. As to such offenses or violations over which they are given jurisdiction by this Charter or by any other law of the State of Delaware, the Alderman and Assistant Alderman shall be authorized and empowered to hold for bail, set bail, impose fines, or imprison, for each offense or violation in accordance with the penalties provided by this Charter, by any City Ordinance enacted hereunder, or as provided by any law of the State of Delaware, provided, however that the maximum fine which the Alderman or Assistant Alderman may impose shall never exceed the limits established by this Charter.
- (l) Civil and Criminal Penalties; Costs. Neither the Alderman or the Assistant Alderman shall impose any penalty in excess of the penalties established in this Charter for adjudicated offenses exclusive of costs nor imprison any offender for more than thirty (30) days or both, except as otherwise specifically provided in this Charter or by state statute; but the Alderman and Assistant Alderman may, in addition to any other fine or term of imprisonment permitted to be assessed or imposed, impose and collect such costs as are set by ordinance by the Commissioners of Rehoboth Beach.

BETHANY BEACH

Chapter 1

GENERAL PROVISIONS

	ARTICLE I	§ 1-4.	Updates to vehicles and traffic penalties.
	Penalties	§ 1-5.	Updating of penalties schedule.
§ 1-1.	Fines and penalties.		
§ 1-2.	Alderman's Court costs.		ARTICLE II
§ 1-3.	Victims Compensation Fund assessment.		Adoption of Code

[HISTORY: Adopted by the Town Council of the Town of Bethany Beach as indicated in article histories. Amendments noted where applicable.]

ARTICLE I

Penalties**[Adopted 2-17-2006 by Ord. No. 408 (Ch. 2 of the 1992 Code)]**

§ 1-1. Fines and penalties. [Amended 8-17-2007 by Ord. No. 429; 2-15-2008 by Ord. No. 433; 4-18-2008 by Ord. No. 435; 5-15-2009 by Ord. No. 447; 5-20-2011 by Ord. No. 464; 6-17-2011 by Ord. No. 465; 8-19-2011 by Ord. No. 468; 10-21-2011 by Ord. No. 469; 3-16-2012 by Ord. No. 475; 9-21-2012 by Ord. No. 482; 5-15-2015 by Ord. No. 512¹; 1-18-2019 by Ord. No. 544; 2-21-2020 by Ord. No. 546; 4-16-2021 by Ord. No. 552]

Upon conviction of violating the following provisions of the Town Code, the violator shall pay the costs of prosecution, the appropriate Victim's Compensation Fund assessment, and such fine/penalty as set forth below; provided, however, that any violation of the parking regulations set out in Articles I, II, III, or IV of Chapter 227 shall be paid, in full, within 14 days of the date of the issuance or summons for such violation or the amount of the fine or penalty for such violation shall be doubled. This proviso regarding the doubling of such fines not paid within 14 days shall not apply to any parking violation charged under Title 21 of the Delaware Code and issued on a State of Delaware Uniform Traffic Complaint.

Code Section	Violation	Fine/Penalty
§ 85-1	Posting advertisements in public places restricted	Not less than \$50 nor more than \$100
§ 102-11	Business licensing	Not less than \$100 nor more than \$500
§ 110-2	Circuses, carnivals, and exhibitions	Not less than \$50 nor more than \$100
Coin-Operated Amusement Devices		
§ 116-5	Subsection A, Failure to have responsible person on duty:	
	First violation	Not less than \$50 nor more than \$100
	Subsequent violations	Not less than \$200 nor more than \$500
§ 116-5	Subsection B, Failure to post notice	Not less than \$25 nor more than \$100
§ 123-5A	Commercial activities and concessionaires: conduct of commercial activities	Not less than \$50 nor more than \$100
§ 212-1	Airplanes: restrictions on altitude and horizontal radius	Not less than \$500 nor more than \$1,000
§ 212-4	Airplanes: landings within town restricted	Not less than \$2,500 nor more than \$5,000
§ 212-7	Fine for unmanned aircraft	\$100 ²

1. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

Code Section	Violation	Fine/Penalty
	Alcoholic Beverages	
§ 217-1	Consumption or possession by minors: possession in public places restricted	
	First offense	Not less than \$50 nor more than \$100
	Each subsequent offense	Not less than \$200 nor more than \$500
§ 217-1	Consumption or possession by minors: consumption in public places restricted:	
	First offense	Not less than \$75 nor more than \$100
	Each subsequent offense	Not less than \$250 nor more than \$500
§ 217-4	Public consumption	Not less than \$75 nor more than \$100
§ 217-11	Licensing of commercial establishments: stand-up consumption of alcoholic liquor prohibited:	
	Subsection B	\$100
	Subsection C	\$500
§ 217-16A	Closing hours for sale in hotels and restaurants	Not less than \$50 nor more than \$100
	Beach	
§ 223-2	Sleeping on beach, on any publicly owned property or in a vehicle	Not less than \$50 nor more than \$100
§ 223-10	Unlawful activities	Not less than \$50 nor more than \$100
§ 223-12	Hours	Not less than \$50 nor more than \$100
§ 223-13	Keeping boats along beach prohibited	Not less than \$200 nor more than \$500
§ 223-14	Materials to be buried	Not less than \$50 nor more than \$100
§ 223-17	Surfing	Not less than \$50 nor more than \$100
§ 223-21	Dangerous conditions	Not less than \$100 nor more than \$200

2. Editor's Note: Added pursuant to Ord. No. 524, adopted 6-17-2016.

Code Section	Violation	Fine/Penalty
	Vehicles and Traffic	
§ 227-1	General and permit parking provisions	
	Subsection A(1): on a sidewalk	\$30
	Subsection A(2): blocking driveway	\$35
	Subsection A(3): within intersection	\$30
	Subsection A(4): within 15 feet of fire hydrant	\$55
	Subsection A(5): on a crosswalk	\$30
	Subsection A(6): within 20 feet of crosswalk at intersection	\$30
	Subsection A(7): within 30 feet of stop sign	\$30
	Subsection A(8): within 20 feet of a fire station	\$50
	Subsection A(9): along any street excavation	\$30
	Subsection A(10): double-parked	\$55
	Subsection A(11): where official signs prohibit	\$30
	Subsection B: unattended (running) vehicle	\$55
	Subsection C: parked on roadway/bike path	\$30
	Subsection E: parallel parking only	\$30
	Subsection F: against authorized traffic movement	\$35
	All other violations of § 227-1	Not less than \$10 nor more than \$50
	Failure to pay within 14 calendar days from the date of issuance, and after written notice from the Town	Double the initial fine to recover the cost of vehicle registration search and postage
§ 227-4	Residential parking permit system:	
	Subsection A	\$35
	Subsection B	\$20
	Subsection C	\$50
	Subsection D	\$200

Code Section	Violation	Fine/Penalty
§ 227-8	Parking on vacant or unimproved residential lots	
	Subsection D(1)	\$25
	Subsection D(2):	
	First violation	\$100
	Second violation	\$200
	Subsequent violations	\$300 each
§ 227-10	Stopping, standing and parking on Route 26	\$25
§ 227-15	Parking in designated locations	\$25
§ 227-19	Parking system:	
	Subsection A	\$30
	Subsection B	Not less than \$25 nor more than \$75
§ 227-21	Route 1 parking	\$500
§ 227-26B	Additional cost for immobilizing vehicle	\$45
§ 227-26G	Vehicle immobilization violation	Not less than \$500
§ 227-45	Failure to report address:	
	First violation	Not less than \$10 nor more than \$50
	Each subsequent violation	Not less than \$50 nor more than \$100
§ 227-46B	Registration of vehicles of new residents:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-47B	Possession of registration card:	
	First violation	Not less than \$15 nor more than \$125
	Each subsequent violation	Not less than \$57 nor more than \$250
§ 227-48B	Operation of unregistered vehicles:	
	First violation	Not less than \$10 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200

Code Section	Violation	Fine/Penalty
§ 227-49B	Unlawful acts:	
	First violation	Not less than \$11.50 nor more than \$115
	Each subsequent violation	Not less than \$57.50 nor more than \$230
§ 227-50C	Insurance requirements:	
	First violation	Not less than \$172.50 nor more than \$500
	Each subsequent violation occurring within three years of a former offense	\$500
§ 227-51C	Display of number plates	Not less than \$25 nor more than \$50
§ 227-52B	Temporary registration plates:	
	First violation	Not less than \$28.75 nor more than \$115
	Each subsequent violation	Not less than \$57.50 nor more than \$230
§ 227-54B	Operation of motor vehicles by unlicensed minors:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-55B	Authorizing or permitting the operation of a vehicle:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-56B	Licenses to operate motorcycles and similar vehicles:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-57C	New residents:	
	First violation	Not less than \$28.75 nor more than \$115

Code Section	Violation	Fine/Penalty
	Each subsequent violation	Not less than \$57.50 nor more than \$230
§ 227-58C	Duty to carry operator's license:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-59	Driving without a license:	
	Subsection E:	
	First violation	Not less than \$57.50 nor more than \$230
	Each subsequent violation	Not less than \$115 nor more than \$575
	Subsection F:	
	First violation	Not less than \$28.75 nor more than \$115
	Each subsequent violation	Not less than \$57.50 nor more than \$115
§ 227-60	Speed limits:	
	Subsection C:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$100 nor more than \$200
	Subsection D	Same fines as those established for like offenses under Title 21 of the Delaware Code as the same now exists or as it shall from time to time hereafter be amended
§ 227-61B	Minimum speed:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-62D	Speed exhibitions:	
	First violation	Not less than \$28.75 nor more than \$230

Code Section	Violation	Fine/Penalty
	Each subsequent violation	Not less than \$57.50 nor more than \$460
§ 227-63B	Speed restrictions on elevated structures:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-64B	Driving over sand dunes:	
	First violation	Not less than \$25 nor more than \$50
	Each subsequent violation	Not less than \$50 nor more than \$100
§ 227-65B	Walking on highways under influence of drugs or liquor:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-66B	Obedience to traffic control devices required:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-67B	No-passing zones:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-68B	Reckless driving:	
	First violation	Not less than \$100 nor more than \$300
	Each subsequent violation	Not less than \$300 nor more than \$500
§ 227-69C	Careless or inattentive driving:	
	First violation	Not less than \$25 nor more than \$100

Code Section	Violation	Fine/Penalty
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-70B	Unattended vehicles:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-71G	Handicapped parking and signage for persons with disabilities:	
	First violation	Mandatory fine of \$100
	Each subsequent violation	Mandatory fine of \$200 or a term of imprisonment of not less than 10 days nor more than 30 days, or both
§ 227-72B	Limitations on backing:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-73B	Driving on divided highways:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-74D	Stop signs and yield signs:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-75D	Red traffic lights:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-76	Soliciting rides unlawful:	
	First violation	Not less than \$25 nor more than \$100

Code Section	Violation	Fine/Penalty
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-77	Interfering with driver unlawful:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-78	Throwing articles from vehicles unlawful:	
	Subsection G:	
	First violation	Not less than \$115 nor more than \$287.50
	Each subsequent violation	Not less than \$287.50 nor more than \$500
	Subsection H:	
	First violation	Not less than \$460
§ 227-79	Compliance with police officers' orders required:	
	Subsection C:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
	Subsection D:	
	First violation	\$500
§ 227-80H	Failure to yield the right-of-way:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-81B	Driving while license is suspended or revoked:	
	First violation	Not less than \$115 nor more than \$500
	Each subsequent violation	\$500
	If suspension or revocation was the result of a violation of 21 Del. C. § 4177 or a local ordinance substantially conforming thereto	Minimum fine of \$230

Code Section	Violation	Fine/Penalty
§ 227-82B	Following too closely:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-83B	Mopeds and tripeds:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-84B	Clinging to vehicles:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-85B	Riding without owner's consent; protrusion beyond limits of vehicle:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-86E	Pedestrians on roadway:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$50
§ 227-87B	Overtaking and passing school bus:	
	First violation	Not less than \$115 nor more than \$230
	Each subsequent violation	Not less than \$115 nor more than \$500
§ 227-88C	Duty of driver involved in accident resulting in property damage:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200

Code Section	Violation	Fine/Penalty
§ 227-89B	Duty of driver involved in accident resulting in injury or death to any person	Not less than \$115 nor more than \$500
§ 227-90B	Duty to report accidents:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-91C	Mufflers:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-92B	General brake requirements:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-93B	Horns:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-94B	Lights:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-96B	Headlamps on vehicles:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-97D	Tail lamps:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-98C	Signal lamps and signal devices:	

Code Section	Violation	Fine/Penalty
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-99B	Additional lighting equipment:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-100B	Multiple-beam road-lighting equipment:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-101B	Construction of vehicles to prevent escape of contents:	
	First violation	Not less than \$10 nor more than \$25
	Each subsequent violation	Not less than \$25 nor more than \$100
§ 227-102G	Riding on motorcycles:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200
§ 227-103B	Failure to answer summons:	
	First violation	Not less than \$25 nor more than \$50
	Each subsequent violation	Not less than \$50 nor more than \$100
§ 227-105B	Restricted licenses	Not less than \$25 or more than \$200
§ 227-106B	Violation of license requirements:	
	First violation	Not less than \$25 nor more than \$100
	Each subsequent violation	Not less than \$50 nor more than \$200

Code Section	Violation	Fine/Penalty
§ 227-108C	Child restraint in motor vehicles (Each failure to provide a child restraint system for more than one child in the same vehicle at the same time constitutes a separate offense.)	\$28.75
§ 227-109	Oversize vehicle length restrictions	\$25
§ 227-115	Shuttle buses	Civil penalty of \$250; each day of a continuing violation shall constitute a separate violation
§ 227-118	Heavy vehicles or loads If no damage to the Town streets or other public property or improvements is proximately caused by such violation If damage is proximately caused by such violation	Civil penalty of \$100 Civil penalty of \$500 plus an amount equal to the amount necessary to repair such damage (as reasonably determined by the Town's consulting engineers), whether such repairs are actually made by the Town or not
§ 229-5	Boardwalk	Not less than \$50 nor more than \$100
§ 231-1	Storage prohibited	Not less than \$25 nor more than \$100
§ 231-2	Storage requirements	Not less than \$25 nor more than \$100
§ 231-4	Recreational vehicles	Not less than \$25 nor more than \$100
§ 231-7	Portable on-demand storage units	Not less than \$25 nor more than \$100
Dogs and Other Animals		
§ 240-11	Female dogs in heat Dogs running at large Dog running at large which bites a person	Not less than \$50 for all first offenses; maximum fine for subsequent offenses shall equal state penalties (7 Del. C. § 1705) but shall not exceed \$500, as provided in the Charter
§ 240-13	Unauthorized killing of animals	Not less than \$100 nor more than \$500
§ 240-14	Maintenance of quarters	Not less than \$100 nor more than \$200

Code Section	Violation	Fine/Penalty
§ 240-18	Vicious dogs	Not less than \$500 nor more than \$1,000
§ 240-23	Dog waste	\$100 for first offense and \$200 for each subsequent offense within a 12-month period
§ 240-29	Wild, exotic, and farm animals:	
	First violation	\$100
	Each subsequent violation	\$200
§ 240-36	Animal control offenses:	
	§ 240-34B:	
	First violation	\$100
	Second violation	\$200
	Subsequent violations	\$500
	§ 240-34F:	
	First violation	\$100
	Second violation	\$200
	Subsequent violations	\$500
	All other violations of Article VII	\$100
§ 247-2	Firearms and weapons	Not less than \$100 nor more than \$500
§ 251-5	Open and recreational fires; outdoor cooking	Not less than \$250 nor more than \$500
§ 256-2	Fireworks: sale restricted	Not less than \$250 nor more than \$500
§ 256-3	Fireworks: setting off in beach area	Not less than \$50 nor more than \$100
§ 260-1	Games of chance: games unlawful	Not less than \$250 nor more than \$500
§ 275-6	Noise	Not less than \$50 nor more than \$100
	Peace and Good Order	
§ 282-1	Destruction of electric lamps	\$100 plus cost of repairs
§ 282-2	Disrobing in vehicles restricted	Not less than \$50 nor more than \$100
§ 282-3	Profane language: use prohibited	Not less than \$50 nor more than \$100

Code Section	Violation	Fine/Penalty
§ 282-4	Damaging comfort station unlawful	\$100 plus cost of repairs
§ 282-5	Changing in comfort station unlawful	Not less than \$50 nor more than \$100
§ 282-6	Improper exposure	Not less than \$50 nor more than \$100
§ 282-8	Disorderly conduct	Not less than \$50 nor more than \$100
§ 282-10	Public intoxication	Not less than \$50 nor more than \$100
§ 282-15	Disorderly dwelling units:	
	Subsection A:	
	First offense	Not less than \$50 nor more than \$150
	Second offense	Not less than \$100 nor more than \$300
	Subsection B:	
	First offense	Not less than \$100 nor more than \$300
	Second offense	Not less than \$200 nor more than \$500
§ 282-22A(1)	Juvenile curfew: violations by parents:	
	First offense	\$50
	Each subsequent offense	Increase amount of previous fine imposed by \$25 (e.g., \$75, \$100, \$125, etc.)
§ 282-22B	Juvenile curfew: false certification:	
	First offense (parent):	\$50
	Each subsequent offense (parent):	Increase amount of previous fine imposed by \$20 (e.g., \$70, \$90, \$110, etc.)
§ 282-27	Laser beams	Not less than \$50 nor more than \$100
§ 282-39	Special events	Not less than \$50 nor more than \$1,000
§ 298-3	Skateboards, roller skates, and in-line skates	Not less than \$50 nor more than \$100
§ 301-6	Outdoor smoking	
	First observed offense	Warning only; no charge

Code Section	Violation	Fine/Penalty
	For conviction of second offense	\$100
	For conviction of any third or subsequent offense within four months of written warning	\$500
§ 309-3	Trailers and camping	Not less than \$25 nor more than \$100
§ 316-10	Abandoned vehicles:	
	Knowingly causing or permitting a nuisance	\$50
	Interfering with the removal of a vehicle	\$100
§ 364-3C	Realty transfer tax: effect of failure to pay; interest; penalties; liens	Not less than \$200 nor more than \$500
§ 364-4C	Realty transfer tax: construction, operation, interpretation	Not less than \$200 nor more than \$500
	Building Construction	
§ 395-2	Standard Building Construction Code	Not less than \$250 nor more than \$500
§ 395-6	Bulkheads	Not less than \$250 nor more than \$500
§ 395-28	Permits:	
	§ 395-22, 395-23 and 395-24A:	
	First offense	\$100
	Second offense	\$500
	Third offense	\$1,500
	Fourth offense	Fifteen-day suspension of business license
	All sections of Part 3, Permits	Not less than \$25 nor more than \$500
§ 410-45	Subdivision of land	Not less than \$100 nor more than \$500
§ 425-77.8	Exceeding occupancy limit:	
	First offense	\$500
	Second offense	\$750
	Third or more	\$1,000
§ 425-96	Zoning penalties	Not more than \$500
§ 448-8	Erosion control	Not less than \$500 nor more than \$1,000 plus court costs

Code Section	Violation	Fine/Penalty
§ 453-24	Flood damage prevention	Not less than \$50 nor more than \$500
§ 461-5A	Numbering of houses	
	First offense	Not less than \$25
	Each additional offense	\$100, charged every 30 days
§ 475-8	Property maintenance: drainage and elevation	Not less than \$200 nor more than \$500
§ 475-15	Property maintenance: nuisances:	
	First violation	Not less than \$50 nor more than \$500
	Subsequent violations	Not less than \$100 nor more than \$1,000
§ 475-22	Property maintenance: property maintenance	Not less than \$25 or more than \$500
§ 486-3	Solid waste: littering	Not less than \$50 nor more than \$100
§ 486-16	Solid waste: disposal and collection	Not less than \$50 nor more than \$100
§ 493-2	Streets and sidewalks: obstructions	Not less than \$50 nor more than \$100
§ 493-3	Streets and sidewalks: openings	Not less than \$50 nor more than \$100
§ 493-27	Streets and sidewalks: public utility construction	\$500
§ 500-8	Swimming pools	\$100
§ 507-2	Trees and vegetation on public property	Not less than \$100 nor more than \$500
§ 507-5	Trees on private property	\$100 per day
§ 507-14	Removal of trees on unimproved lots within subdivisions and/or planned residential developments	\$500
Water and Sewers		
§ 516-2	Unmetered use	Not less than \$25 nor more than \$100
§ 516-34	Unlawful practices; emergencies:	
	Subsection A	Not less than \$50 nor more than \$500
	Subsection B	\$25

Code Section	Violation	Fine/Penalty
§ 516-45	Drainage: enforcement remedies	\$25
§ 516-51	Right of entry	Not less than \$50 nor more than \$100
§ 530-29	Sign Ordinance	Not less than \$50 nor more than \$100 for each sign plus the cost of removing the sign
Original § 238-55 of the 1992 Code ³	Transportation of sewage:	
	Subsection A	Not less than \$50 nor more than \$100 for first offense
	Subsection B	Not less than \$100 nor more than \$300 for second offense
	Subsection C	Not less than \$250 nor more than \$500 for any subsequent offense

§ 1-2. Alderman's Court costs.

Costs for services of the Alderman's Court shall be as follows:

- A. For issuing, processing and filing a warrant or summons: \$29.50.
- B. For processing a voluntary assessment agreement: \$15.
- C. For conducting a trial or accepting a plea of guilty (including a Robinson plea) or nolo contendere: \$5.50.
- D. For preparation of commitment and detention forms; each form: \$2.
- E. For preparation of bail, judgment and appeal bonds; each bond: \$2.
- F. For preparing certified transcript of the record: \$7.
- G. For issuance of a capias: \$15.
- H. Capias returned by police officer: \$25.
- I. Dishonored checks. In connection with any Justice of the Peace Court proceeding, for processing a check dishonored for insufficient funds or closed account: \$30.

§ 1-3. Victims Compensation Fund assessment.

The Victims Compensation Fund assessment shall be as set out in Chapter 3 (Administrative Legislation — Alderman's Court) of this Code.⁴

3. Editor's Note: This section was included in Art. VII, Transportation of Sewage (adopted 11-17-1989 by Ord. No. 226), of Ch. 238, Water and Sewers, of the 1992 Code, which article was repealed 1-20-2006 by Ord. No. 402.

4. Editor's Note: So in original. Such chapter did not exist at time of publication of the 2009 Code.

§ 1-4. Updates to vehicles and traffic penalties. [Added 7-20-2007 by Ord. No. 428; amended 5-15-2009 by Ord. No. 449]

Anything in this Chapter 1, Article I, to the contrary notwithstanding every fine or penalty set out herein for violation of any provision(s) of Chapter 227, Vehicles and Traffic, shall be and hereby is automatically and without further action by the Town Council updated, amended and revised to reflect and provide the same fine or penalty as set out in Chapters 3, 7, 21, 25, 27, 41, 42, 43, and 48 of Title 21 of the Code of Delaware for the corresponding motor vehicle violations set out in said Chapters 3, 7, 21, 25, 27, 41, 42, 43, and 48 of Title 21, provided that where there is no state motor vehicle violation corresponding to any motor vehicle violation established by Chapter 227 of the Town Code or where there exists reasonable doubt that a motor vehicle violation established by Chapter 227 of the Town Code corresponds to a motor vehicle violation established by Chapters 3, 7, 21, 25, 27, 41, 42, 43, and 48 of Title 21, then in such event the fine or penalty set out in this article of the Town Code shall apply and control; provided, however, that the following sections of Chapter 227 shall not be subject to the automatic "adoption by reference" provision of this § 1-4, but the fines and penalties for such sections shall be as established from time to time by ordinance duly enacted by the Town Council:

A. Section 227-1.

- (1) Subsection A(1), On a sidewalk.
- (2) Subsection A(2), Blocking driveway.
- (3) Subsection A(3), Within intersection.
- (4) Subsection A(4), Within 15 feet of fire hydrant.
- (5) Subsection A(5), On a crosswalk.
- (6) Subsection A(6), Within 20 feet of crosswalk at intersection.
- (7) Subsection A(7), Within 30 feet of stop sign.
- (8) Subsection A(8), Within 20 feet of a fire station.
- (9) Subsection A(9), Along any street excavation.
- (10) Subsection A(10), Double parked.
- (11) Subsection A(11), Where official signs prohibit.
- (12) Subsection B, Unattended (running) vehicle.
- (13) Subsection C, Parked on roadway/bike path.
- (14) Subsection E, Parallel parking only.
- (15) Subsection F, Against authorized traffic movement.

B. Section 227-4, Vehicles and Traffic, residential parking permit system, penalties for offenses.

- (1) Subsection A, No parking permit.
- (2) Subsection B, Permit not visible or displayed.
- (3) Subsection C, Use of parking permit under changed circumstances.

- (4) Subsection E, Use of lost or stolen parking permit.
- C. Section 227-8, Parking on vacant or unimproved residential lots, penalties.
 - (1) Subsection D(1), Paying compensation to park on vacant residential lot, parking on vacant residential lot at express or implied invitation to patronize commercial activity.
 - (2) Subsection D(2), Allowing parking on vacant residential lot in exchange for compensation or in conjunction with commercial activity.
- D. Section 227-9, Stopping standing and parking on Route 26.
- E. Section 227-15B, Improperly parked in metered space.
- F. Section 227-17, Tampering with meters.
- G. Section 227-19.
 - (1) Subsection A, Expired meter.
 - (2) Subsection B, Failure to pay meter or display permit.
- H. Section 227-20, Parking, stopping and standing on Route 1.
- I. Section 227-71G, Handicapped parking and signage for persons with disabilities.
- J. Section 227-109, Length restrictions established.
- K. Section 227-115, Shuttle buses.
- L. Section 227-118, Heavy vehicles or loads.

§ 1-5. Updating of penalties schedule.⁵

Penalty provisions in future legislation added to the Code shall be deemed to amend the penalties schedule contained in § 1-1, with or without specific reference thereto.

5. Editor's Note: Added at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

ARTICLE II
Adoption of Code

[A proposed ordinance to adopt the 2009 Code of the Town of Bethany Beach will be submitted to the Town upon completion of the Code project. Following adoption it will be included here as Article II of this chapter.]