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ORDINANCE NO _____

AN ORDINANCE TO AMEND CHAPTER 117-12 OF THE MUNICIPAL CODE OF THE TOWN OF DEWEY BEACH, DELAWARE TO REVISE THE PENALTY FOR FAILURE TO ACQUIRE A BUSINESS LICENSE.

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 §117-12 of the Code of Ordinances as depicted by highlighted insertions, strikeouts, and substitutions depicted below:

§ 117-12 Violations and penalties.

Any person, firm, corporation, or business entity conducting ongoing business operations in Dewey Beach that fails to obtain and post its annual business license according to the schedule in § 117-6 shall have committed a civil offense pursuant to Chapter 80[1]of the Municipal Code of Dewey Beach and shall be subject to a fine of \$500, **in addition to the applicable business license fee. Each violation shall constitute a separate offense for each day the violation continues.**

Consider "may"

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 18th day of July, 2025.

SYNOPSIS

This Act clarifies that any person or business entity operating without a valid business license is required to pay the applicable business license fee in addition to a \$500 fine. It further provides that each day the violation continues shall constitute a separate offense, each punishable by a \$500 fine.

Mayor, William Stevens

Town Manager, Bill Zolper