

This draft is intended solely as a starting point to generate discussion among committee members about the potential foundation for a future property maintenance section in our code. To establish a unified approach, other sections of the code would also need to be reviewed and revised accordingly.

DRAFT - Maintenance of Property

The owner of any premises shall maintain all structures and exterior property in accordance with the standards set forth in this ordinance and the building code under which the structure was originally constructed. The owner or their designated agent is responsible for ensuring that all repairs, additions, or alterations are performed in full compliance with the Town of Dewey Beach Code. No person shall occupy, or allow another to occupy, any premises that is not clean, sanitary, safe, and in compliance with the requirements of this chapter.

General – Exterior Structure

- The exterior of a structure should be maintained in clean, good repair, structurally sound and sanitary so as not to pose a threat to public health, safety or welfare so as not to cause a blighting problem.
- Property must be free from environmental hazards.

Vacant structures

- Vacant structures and premises thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health or safety.
- **DEFINITION of Vacant:** refers to any structure, premises, or land that is: unoccupied; Not actively used for residential, commercial, or lawful purposes. May be closed off, boarded up, or otherwise not maintained.

Sidewalks and driveways

- Sidewalks, walkways, stairs, driveways, parking spaces and similar areas shall be kept in a proper state of repair, and maintained free from hazardous conditions.

Landscaping

- All premises and exterior property shall be maintained free from uncontrolled vegetation, including weeds or plant growth exceeding six (6) inches in height.
- For the purposes of this ordinance, *weeds* shall be defined as any grasses, annual plants, or vegetation—excluding trees and shrubs—that are not intentionally cultivated or

maintained. This definition does **not** include ornamental plants, cultivated flowers, garden crops, or landscaped shrubs that are actively managed as part of a designed planting area.

- Property owners are responsible for regular maintenance to prevent overgrowth or vegetation that may contribute to fire hazards, pest harborage, or visual blight.

Rodent harborage

- Structures and exterior property shall be kept free from rodent harborage and infestation. Where rodents are found, they shall be promptly exterminated by approved processes that will not be injurious to human health. After pest elimination, proper precautions shall be taken to eliminate rodent harborage and prevent reinfestation.

Accessory structures.

- Any accessory structures, including swimming pools, hot tubs, detached garages, fences and walls, shall be maintained structurally sound and in good repair.

Accumulation of trash, refuse , rubbish or garbage.

- Exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish or garbage.

Lighting and Security

- All exterior lighting fixtures shall be maintained in working conditions to ensure visibility and deter criminal activity.
- All exterior lighting shall be installed and maintained to prevent excessive brightness, glare, or light trespass onto adjacent properties. Lighting shall not be so intense or improperly directed as to interfere with the reasonable enjoyment of neighboring premises, nor shall it create a nuisance or hazard to public health, safety, or welfare.
- Fixtures shall be shielded and aimed downward to minimize light pollution and preserve the character of the surrounding area.
- Vacant properties must have secure doors, windows, and locks to prevent unauthorized entry.

Drainage and Stormwater Management

- Property shall be graded to prevent the accumulation of stagnant water and to direct runoff away from structures.
- Gutters, downspouts, and storm drains must be kept clear and functional.
- All water generated on a property—including stormwater, irrigation runoff, and similar sources—shall be managed entirely within the boundaries of that property. Discharge of water onto public streets, sidewalks, or adjacent properties is strictly prohibited. Property

owners must implement appropriate grading, drainage systems, or containment measures to prevent off-site flow and ensure compliance with this requirement.

Graffiti and Vandalism

- Property owners shall remove graffiti or vandalism within a specified timeframe (e.g., 72 hours) after notification.
- Note section 85-812 addresses the penalty for graffiti and possession of graffiti implements.

Outdoor Storage and Equipment

- Inoperable vehicles shall not be stored on exterior property unless fully enclosed
- The outdoor storage of boats, trailers, mobile homes, campers, and similar large vehicles or equipment is prohibited on residential property unless fully enclosed within a permitted structure or specifically authorized by zoning regulations.
- Smaller recreational items such as kayaks, canoes, paddleboards, and similar watercraft must be stored in a manner that is orderly, secure, and not visible from public rights-of-way or neighboring properties. These items shall not obstruct sidewalks, driveways, or create visual clutter or safety hazards.
- Outdoor storage of materials, appliances, or equipment must be screened from public