ORDINANCE NO 444

AN ORDINANCE TO AMEND CHAPTER 10, SECTION 1013 (a) and (B) OF THE MUNICIPAL CODE OF THE TOWN OF DEWEY BEACH, SUSSEX COUNTY, DELAWARE:

Whereas, Chapter 10, Section 1013 (a) and (B) of the Municipal Code of the Town of Dewey Beach establishes regulatory licensing fees and,

Whereas, in order to promote the health, safety and welfare of the present and future inhabitants of Dewey Beach, it is appropriate to amend Section 1013 (a) and (b) Chapter 10.

NOW THEREFORE;

BE IT ENACTED AND ORDAINED, by the Commissioners of the Town of Dewey Beach, Sussex County, Delaware that:

Chapter 10, Section 1013 (a) and (b) of the Dewey Beach Municipal Code, be amended by deleting section 1013 (a) and (b) in its entirety, and substituting in lieu thereof the following:

(a) On and after the effective date of this Ordinance, no person shall conduct or engage in any trade, business or occupation within the town for which a license is required without first having obtained a license therefore and having paid the license fee prescribed.

(b) License shall be required for the following trades, businesses and occupations in the Town and the license fee shall be as set forth beside the names of said trades, businesses and occupations:

1. Residential Property Rentals $ 150.00

   For residential property rentals with more than two (2) bedrooms a fee of $ 75.00 will be assessed for each additional bedroom over two (2)

3. Motels and Hotels $ 600.00
   (Plus $60.00 per room)

3. All real estate sales and rental companies $1,000.00

4. All real estate sales and rental agents $ 50.00

5. **ABCC Licensed Establishments**

(a) Restaurants as defined by Chapter 2, section 10 which are in compliance with said section and which exceed 1500 square feet of patron service area. $ 1,600.00

(b) Non-Conforming Restaurants in operation prior to April 11, 1992 (date of enactment of ordinance 228) which exceed 1,500 sq. ft. of patron service area, which serve alcoholic beverages to patrons, and which are not in compliance with the definition of "restaurant" as provided in Chapter 2, Section 10. $7,500.00

(c) Restaurants as defined in Chapter 2, Section 10, which are in compliance with said section and which are less than or equal to 1500 sq, ft. of patron service area. $ 600.00

(d). Each outside service area, including outside decks, patios and porches, serving alcoholic beverages open to the public after 11:00 p.m. **(This license is in addition to a license required for enclosed business or restaurant serving alcoholic beverages)** $100.00

(e) Bar, as defined by Chapter 2, Section 10 which exceeds 1500 sq.ft. of patron service area. $7,500.00

(f) Bar, as defined by Chapter 2, Section 10 which is less than or equal to 1500 sq. ft. of patron service area. N/A

(g) Package Stores selling alcoholic beverages $ 2,000.00

6. Eateries and or Restaurants that do not serve alcoholic beverages.

(a) Eateries and or restaurants conforming to Chapter 2, Definitions of an eatery. $ 200.00

(b) Eateries and or restaurants that are non-conforming as to Chapter 2, Definitions of an eatery. $ 1,000.00

7. All bicycle taxi drivers $ 10.00

8. Tattoo and Body Piercing Establishments $ 1,000.00
(ord 365 3.97)
Each employee who Tattoo's or performs Body Piercing **(ord 365 3.97)** $ 50.00

9. All other types of businesses. $ 125.00

10. Open

11. For each beverage, food, cigarette, and all vending and/or dispensing machines which dispense a product other than newspapers or newsmagazines, which are located opon a deck, patio, and/or upon the exterior of the premises, there shall be assessed a licensing fee of $25.00 per machine per annum. Payable by the owner of the premises where the machine is placed. The license fee shall be imposed without regard to whether the vending machine is coin operated or operated without charge. Ord 393 1/98 $ 25.00

Ordained and enacted into law this 9th day of December, 2000

Robert G. Frederick, Mayor

Attest:

William Rutherford,
Town Manager