

**Charter and Ordinance Review Committee
Meeting Minutes
June 17, 2010**

The Bethany Beach Charter and Ordinance Review Committee held a meeting on Thursday, June 17, 2010 at 2:00 p.m. in the Town Meeting Room.

Members present: Chuck Peterson, Chairman, who presided; Mike Boswell; Mary Sue Forestieri; and Fulton Loppatto.

Excused members: Lonny Moore

Also present: Councilmen, Lew Killmer and Jerry Dorfman; Coastal Point, Patricia Titus; Administrative Secretary, Lindsey Shallcross.

Call to Order

Mr. Peterson called the meeting to order at 2:02 p.m.

Approval of Agenda

Ms. Forestieri made a motion to approve the agenda. Mr. Loppatto seconded the motion and it was unanimously approved.

Approval of Minutes from the March 18, 2010 Meeting

Mr. Loppatto made a motion to approve the minutes. Seconded by Mr. Boswell, the motion was unanimously approved.

RV Parking

Mr. Peterson reported that the Errata Sheet was approved by the Town Council at the Workshop, and it has been sent to the Town Solicitor to put in ordinance form.

The Committee discussed how there has been an increase in public complaints regarding the parking and/or storage of recreational vehicles (RV's) in the driveways of the Town's Residential Zoning Districts.

Mr. Peterson suggested that RV's should not be allowed to be parked or stored on residential driveways, a public street, or alleys. He advised that homeowners should be required to store them offsite.

Mr. Killmer noted that this regulation is currently not in the Town Code, but that it should be.

The Committee established that the purposes of eliminating the parking and/or storage of RV'S are to:

- 1.) Abolish the safety issues, such as reduced sight distance from driveways and street intersections.
- 2.) End the use of living in the parked RV's.

3.) Reduce the visual blight.

Mr. Dorfman suggested that Town residents should have forty-eight (48) hours to keep a RV in the driveway for the purpose of loading, unloading, cleaning, charging batteries or other activity preparatory or incident to travel.

The Committee reviewed a document submitted by Mr. Killmer on potential RV standards.

Mr. Peterson stated that he is going to create a Proposal on RV's for the Town Council's approval to add to Chapter 231- 3 of the Code.

POD Storage

The Committee discussed how there have also been numerous complaints from Town residents about portable on demand storage units (PODS) being stored in the Town's Residential Zoning Districts.

The PODS have the same issues as the RV's.

After some discussion, the Committee decided to make a proposal to allow PODS to be temporarily stored in residential driveways under the following conditions:

- 1.) It must be temporary, not exceeding ninety (90) days. There are many storage units available for longer term requirements.
- 2.) The PODS must not be larger than ten (10) by sixteen (16) feet and fit in the driveway.
- 3.) No more than one POD is allowed on a property.
- 4.) The Committee established that a permit must be obtained from the Town authorizing PODS. The permits will be issued in thirty (30)-day increments to encourage short-term use. The first thirty (30)-day fee will be \$25 and each renewal will be \$50, but must not exceed a maximum of ninety (90) days.
- 5.) If there is a hurricane warning, PODS must be removed for safety reasons.

Mr. Peterson is going to submit to the Town Council a proposal on Portable On Demand Storage Units to include in Chapter 231-4 of the Code.

Payment of License Fees

Mr. Peterson mentioned that the Town experiences a large number of repeat offenders who are consistently late on the payment of license fees. These offenses have not improved after repeated notification and discussions.

The Committee agreed that a fine for late payment would encourage residents to pay due fines in a timely matter.

The Committee proposed the following potential regulations to incorporate into Section 102-6 of the Code:

- 1.) Payments will be classified as delinquent fifteen (15) days after the due date and a typed notice will be sent to all delinquents requesting immediate payment.
 - Notification will include a statement that penalties will be imposed if the payment is not received within fifteen (15) days.
- 2.) A \$100 penalty will be issued fifteen (15) days after the first notice and another \$100 will be assessed for every additional thirty (30) days the payment is late.
- 3.) Delinquencies that are discovered during on-site visits will be provided with written notification of the late fees.

Mr. Peterson is going to create a White Paper on the payment of late fees.

Mr. Boswell noted that there should be an employee or signs regulating smoking on the beach or digging holes in the sand.

Ms. Killmer mentioned that Councilperson, Margaret Young, requested to put more no-smoking signs up.

Motion to Adjourn

Mr. Boswell made a motion to adjourn. Seconded by Ms. Forestieri, the motion was unanimously approved.

The meeting was adjourned at 2:52 p.m.

Respectfully Submitted:

Lindsey Shallcross, Admin. Secretary