

SPONSOR: \_\_\_\_\_  
 PLANNING REVIEW COMMISSION: \_\_\_\_\_  
 PUBLIC NOTICE: \_\_\_\_\_  
 PUBLIC HEARING: \_\_\_\_\_

**AN ORDINANCE TO AMEND SECTION 425-27 OF THE BETHANY BEACH TOWN CODE**

**WHEREAS**, the Town of Bethany Beach has a duly enacted Zoning Code;

**WHEREAS**, the Town Council desires to amend 425-27 of the Bethany Beach Town Code by addressing Ground covering restrictions permitted on Residential lots.

**BE IT HEREBY ENACTED** the Town Council of the Town of Bethany Beach, a majority thereof concurring in Council duly met, that the Town Code be and hereby is amended as follows:

**Section 1.** Amend Section 425-27 by adding the following (Amendments and additions are highlighted in bold below):

**C. Ground covering permitted on Residential lots. In all Residential Districts, except for natural areas, all open air ground covering including but not limited to new and substantially improved driveways, parking areas, walkways, at grade decks, and patios shall not exceed the maximum ground coverage as shown in the table below. Substantially improved shall mean an existing ground covering is to be more than 50% replaced/repared or resurfaced. Ground covering shall be limited to the following:**

<b>Example: R1 5,000 SF Lot</b>	<b>Option 1 All Pervious</b>	<b>Option 2 Hybrid (50/50)</b>	<b>Option 3 All Non-Pervious</b>
<b>Max. Ground Coverage</b>	<b>30% (1,500 SF)</b>	<b>20% (1,000 SF)</b>	<b>15% (750 SF)</b>
<b>Pervious</b>	<b>30%</b>	<b>10%</b>	<b>-</b>
<b>Non-Pervious</b>	<b>-</b>	<b>10%</b>	<b>15%</b>
<b>Pools/Spas</b>	<b>4%</b>	<b>Included in Non-Pervious</b>	<b>Included in Non-Pervious</b>

**Alternative Path: In the event that existing ground coverage exceeds the allowable area indicated in the table above, and additional coverage is desired, the Building Inspector shall review and make a determination on alternative signed/sealed solutions developed by a licensed Civil Engineer and/or Landscape Architect.**

**Synopsis**

This ordinance amends Section 425-27 by adding an additional paragraph to address Ground covering restrictions permitted on Residential lots.

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PLANNING REVIEW COMMISSION: \_\_\_\_\_  
PUBLIC NOTICE: \_\_\_\_\_  
PUBLIC HEARING: \_\_\_\_\_

This shall certify that this is a true and correct copy of the ordinance duly adopted by the Town Council of the Town of Bethany Beach at a duly-noticed and convened meeting at which a quorum was present on \_\_\_\_\_

Attest: \_\_\_\_\_  
Town Clerk  
\_\_\_\_\_ Mayor

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This shall certify that a public hearing concerning the foregoing ordinance was held before the Town Council of the Town of Bethany Beach on \_\_\_\_\_, and that notice of such meeting was posted at five public places in the Town on \_\_\_\_\_, 2022 and published in a newspaper of general circulation in the Town on \_\_\_\_\_, 2022.

So Certifies:

\_\_\_\_\_ Date  
\_\_\_\_\_ Town Clerk

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This shall certify that the title, synopsis, date of adoption, and effective date of the foregoing ordinance was published in \_\_\_\_\_ on \_\_\_\_\_, 2022 and that a copy of the foregoing ordinance was posted at the Town Hall on \_\_\_\_\_, 2022.

So Certifies:

\_\_\_\_\_ Date  
\_\_\_\_\_ Town Clerk