



MAYOR AND CITY COUNCIL

REGULAR MEETING Monday, November 3, 2025 - 6:00 PM

AGENDA

1. **CALL TO ORDER**
2. **PRAYER AND PLEDGE**
3. **BID OPENING**
 - A. Bid Opening - Worcester and Caroline Street Comfort Station Renovations
4. **ITEMS PRESENTED BY THE MAYOR AND CITY COUNCIL**
5. **CONSENT AGENDA**
 - A. Request to Approve Minutes
 1. Regular Meeting #18 dated October 20, 2025
 2. Work Session dated October 28, 2025
 - B. Acknowledgement of Standing Committee Draft Agendas
 1. Police Commission - November 10
 2. Tourism Commission - November 3
 3. Transportation Committee - *Not meeting in November*
 4. Recreation and Parks Committee - November 13
 5. Coastal Resources Legislative Committee - November 12
 6. Bicycle and Pedestrian Advisory Committee - *Not meeting in November*
 - C. Private Event Approval Request for the Winterfest of Lights Jingle Bell 5K - December 7, 2025
 - D. Request to Approve Business License Application for US Ghost Adventures, LLC
6. **MISCELLANEOUS REPORTS AND PRESENTATIONS**
7. **PUBLIC HEARINGS**
8. **ITEMS REFERRED TO AND PRESENTATIONS FROM THE CITY MANAGER AND STAFF**
9. **ITEMS REFERRED TO AND PRESENTATIONS FROM THE CITY SOLICITOR**
 - A. Second Reading - Ordinance 2025-26 to Amend Chapter 90, Entitled Traffic and Vehicles, Article V Entitled Bicycles, Skateboards and Similar Conveyances (as presented at the October 14 work session)
 - B. Second Reading - Ordinance 2025-27 to Amend Multiple Sections of the Town Code to Increase Municipal Infraction and Town Misdemeanor Fines and

Penalties (maximum fine amount increases to \$5,000; code rewrite for consistency and clarity; as reviewed at the September 15 Regular Session)

- C. Second Reading - Ordinance 2025-29 to Amend Chapter 110 Entitled Zoning (amends the definition of *dwelling* and the section Home Occupations by removing reference to the terms tourist courts and tourist homes and replacing both with rooming-house or lodging-house and/or boardinghouse)
- D. First Reading - Ordinance 2025-30 to Adopt a Property Tax Credit for Active Members of the Ocean City Volunteer Fire Company
- E. Resolution 2025-27 to Establish the Periods and Times of Certain Types of Bicycles, Class I Electric Bicycles, Non-motorized Skateboards, Roller Skates, Pushcarts and EPAMDs may be Operated on the Boardwalk (coincides with Ordinance 2025-26; periods and times do not change)
- F. Resolution 2025-28 to Authorize the Disposition of Surplus Personal Property
- G. Introduction of Charter Amendment for C-1406, Misdemeanors of Title XIV, Miscellaneous (to be consistent with State law; maximum monetary penalty for civil infractions and misdemeanors \$5,000; maximum length of imprisonment for misdemeanors up to 6 months)
- H. Request for Continued Designation of the State's Attorney as the Forfeiting Authority for Civil Forfeiture Proceedings

10. COMMENTS FROM THE PUBLIC

- A. Comments from the Public Any person who may wish to speak on any matter at the Regular Meeting may be heard during Comments from the Public for a period of five (5) minutes or such time as may be deemed appropriate by the Council President. Anyone wishing to be heard shall state their name, address and the subject on which he or she wishes to speak.

11. COMMENTS FROM THE CITY MANAGER

- A. Comments from the City Manager
 - A. The next Mayor and Council meeting is the November 17 Regular Session.

12. COMMENTS FROM THE MAYOR AND CITY COUNCIL

- A. Comments from the Mayor and Council

13. ADJOURN



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 3.A

Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Matt Perry, Procurement Manager
RE: BID Opening - B05-26 & B06-26 - Worcester and Caroline Street Comfort Station Renovations
DATE: October 13, 2025

ISSUE(S): BID Opening - (B05-26 & B06-26) - Worcester and Caroline Street Comfort Station Renovations

SUMMARY: The Procurement and Public Works Department(s) solicited BID's for the Worcester and Caroline Street Comfort Station Renovations project(s).

FISCAL IMPACT: To be determined.

RECOMMENDATION: BID submissions to be opened, read Item A-1 for each location into the record, and remand back to staff for review.



Revitalized Ocean City: Development and Redevelopment

ALTERNATIVES: Not Applicable

RESPONSIBLE STAFF: Matt Perry, Procurement Manager

COORDINATED WITH: Taylor Hershey, Project Manager

ATTACHMENT(S):

1. B05-26 - Worcester Street Comfort Station Renovations - Bidder's List.pdf
2. Bid Form - Worcester Street.pdf
3. B05-26 - Worcester Street Comfort Station Renovations - Scope of Work.pdf
4. B06-26 - Caroline Street Comfort Station Renovations - Bidder's List.pdf
5. Bid Form - Caroline Street.pdf
6. B06-26 - Caroline Street Comfort Station Renovations - Scope of Work.pdf

B05-26 - WORCESTER STREET COMFORT STATION RENOVATIONS**Vendor Listing**

Vendor	
Gillis Gilkerson ATTN: Dwight Miller 150 West Market Street, Suite 200 Salisbury, Maryland 21801 dmiller@ggibuilds.com (410) 749-4821	dmiller@ggibuilds.com
Oak Contracting, LLC ATTN: Drew Manning 1000 Cromwell Bridge Road Towson, Maryland 21286 dmanning@oakcontracting.com (410) 828-1000	dmanning@oakcontracting.com
Henley Construction Co., Inc. ATTN: Bill Henley 13203 Handy Lane, Unit C-2 Bishopville, Maryland 21813 billh@henleyconstruction.com (240) 762-1268	billh@henleyconstruction.com
Willow Construction ATTN: Eric Milhollan 8649 Commerce Drive Easton, Maryland 21601 eric@willowconstruction.com (410) 822-6000	eric@willowconstruction.com
The Whayland Company ATTN: Steve Hentschel 100 West 10th Street Laurel, Delaware 19956 vanessa@whayland.com (302) 875-5445, extension 110	vanessa@whayland.com
Delmarva Veteran Builders ATTN: Kathryn Ellis 120 East Market Street Salisbury, Maryland 21801 kathryn@delmarvaveteranbuilders.com (443) 736-1584	kathryn@delmarvaveteranbuilders.com
Harvey Construction ATTN: Frank Harvey 128 Cockeysville Road Hunt Valley, Maryland 21030 harvey@fmharvey.com (410) 584-9030	harvey@fmharvey.com

BID FORM – WORCESTER STREET COMFORT STATION RENOVATIONS

B05-26 – WORCESTER STREET COMFORT STATION RENOVATIONS

To whom it may concern:

We, _____, organized and existing under the laws of the State of _____ doing business as a/an **sole proprietorship/partnership/corporation**, hereby submit our Completed BID Documents for the **WORCESTER STREET COMFORT STATION RENOVATIONS**.

Having carefully examined and complied with the Town's BID Documents and having received clarification on all items of conflict or upon which any doubt arose, the undersigned hereby requests consideration of our Completed BID Documents and proposes to perform all Work for the replacement of **WORCESTER STREET COMFORT STATION RENOVATIONS** in strict accordance with the BID Documents, within the time set forth therein, and at the prices stated below.

The Vendor hereby agrees to commence Work under the Contract on or before a date to be specified in the Notice to Proceed and to fully complete the Work complete **WITHIN XXX CALENDAR DAYS** of the Notice to Proceed.

If the Successful Vendor fails to complete the Work within the Contract Time or an extension of time granted by the Town, the Successful Vendor will pay the Town \$500.00 (five hundred dollars) as liquidated damages for each consecutive calendar day thereafter as provided in Sub-Section 11 of Section I.

See the attached documents from our BID below for full detail.

Base Bid – Part A				
Item No.	Description	Unit	Unit Price	Total Price
A-1	Worcester Street Comfort Station Remodel per Contract Documents	Lump Sum	-	

Add Alternate Bid – Part B				
Item No.	Description	Unit	Unit Price	Total Price
B-1	Worcester Street Comfort Station Remodel Add Alternate #1 per Contract Documents	Lump Sum	-	
B-2	Worcester Street Comfort Station Remodel Add Alternate #2 per Contract Documents	Lump Sum	-	
B-3	Worcester Street Comfort Station Remodel Add Alternate #3 per Contract Documents	Lump Sum	-	
			Total Part B – Add Alternate Items	

SCOPE OF WORK (SOW) & SPECIAL CONDITIONS

1. Section #1 – General:

- a. Scope of Work: The Scope of Work for **WORCESTER STREET COMFORT STATION RENOVATIONS** includes in general, all demolition, construction, materials acquisition, supplies, equipment, and labor to complete project of demolition, construction, material acquisition, installations, repairs, and finishing work as shown on the plans and specifications.
- b. Worksite Safety: Contractor will take appropriate safety precautions at all times while performing work. Contractor is responsible for the security of the work site relative to interaction with pedestrian movements and interim access needs. This includes pedestrian safety on the Ocean City Boardwalk.
- c. Contractor: Contractor must be licensed in Ocean City, in addition to the State of Maryland with proof of insurance.
- d. Bonds: BID, Payment, and Performance Bond(s) are required.
- e. Project Permits and Approvals: The Town of Ocean City will obtain any necessary building permits and provide copies to the Successful Vendor.
- f. Construction Staging Area: Construction staging area to be coordinated with Successful Vendor and Town of Ocean City personnel prior to mobilization.
- g. Work Hours: Work hours will be between the hours of 7:00AM to 5:00PM, Monday – Friday. Extended hours require approval of **Taylor Hershey – (443) 664-8490 – Town of Ocean City, Public Works Department – Engineering Division.**
- h. Accessibility: The Contractor will make reasonable provisions to not impede patrons or employees.
- i. MBE/DBE and Prevailing Wage Requirements: Not required and/or applicable.
- j. Award of Contract to Successful Vendor shall require a completed list of Subcontractors.
- k. Approved Equal: Product Specifications are noted on the Plans and Specifications. All requests for “Approved Equal” products must be submitted to the Town when submitting questions. If “Approved Equal” products shall be accepted by the Town, the Town will provide written notice via Addendum, identifying “Approved Equal” products.
- l. Property Damage: The Contractor shall be responsible for any damages or breakage as a result of the Contractor's performance. The Contractor shall be responsible for repair of any damage to Town property and restoration of any facility damage, beyond normal wear and tear, caused by the Contractor's activities. Repair and restoration shall be to the satisfaction of the Town. Any repair and/or restoration of these damages shall be performed at no cost to the Town.
- m. Contractor must coordinate with Town personnel to ensure that Work is completed as efficiently as possible within the guidelines of the project schedule. The Contractor will be required to participate in progress meetings with Town of Ocean City personnel. Progress meetings shall be determined at a scheduled preconstruction meeting with Successful Vendor.

2. Section #2 – Scope of Work:

- a. Provide all labor, materials, tools, and equipment to complete Work as shown in the Plans and Specifications.
- b. Successful Vendor shall conduct a site assessment to understand existing conditions and requirements.
- c. Drawing attached to BID – ([B05-26 – Worcester Street Comfort Station Renovations – Architectural Plans/Specifications.pdf](#))

- d. Coordinate all construction with the Town's Project Manager to ensure Work is completely as efficiently as possible. This includes coordination with other Contractors, utility companies, and Town of Ocean City personnel.
 - e. Miss Utility Locate Requests: Per Maryland "Miss Utility Law", Contractor shall complete Locate Requests prior to performing any excavation operations.
 - f. Any damage to public and/or property of existing businesses as a result of actions of the Contractor shall be the responsibility of the Contractor to restore completely, to current and/or better condition prior to damage occurring.
 - g. Contractor shall be responsible to photographically document existing conditions of adjacent items prior to commencing work to prevent false accusations of damage.
 - h. Contractor shall keep work area clean while conducting Work. Contractor shall be responsible for disposal of all rubbish and debris at the Contractor's expense. Successful Vendor shall keep the premises clean of all rubbish and/or debris generated by the Work involved and leave the premises neat and clean as possible. The work area shall be cleaned at the end of each workday.
 - i. Contractor shall utilize and adhere to all specifications within attached construction Plans and Specifications.
3. Section #3 – Schedule and Sequence of Work:
- a. Project Schedule: Work under Contract anticipated to begin by **MONDAY, NOVEMBER 17TH, 2025**, and conclude by **FRIDAY, APRIL 17TH, 2026**.
 - b. Project Duration: 151 Calendar Days
 - c. Successful Vendor will coordinate a Project Schedule with the Ocean City Public Works Department – Engineering Division. Project Schedule shall note specific construction milestones.
 - d. Construction Sequence: The successful vendor will assume full responsibility for the means, methods, and execution of the Contract and will coordinate fully with Town of Ocean City Public Works Department – Engineering Department.

END OF SECTION

B06-26 - CAROLINE STREET COMFORT STATION RENOVATIONS**Vendor Listing**

Vendor	
Gillis Gilkerson ATTN: Dwight Miller 150 West Market Street, Suite 200 Salisbury, Maryland 21801 dmiller@ggibuilds.com (410) 749-4821	dmiller@ggibuilds.com
Oak Contracting, LLC ATTN: Drew Manning 1000 Cromwell Bridge Road Towson, Maryland 21286 dmanning@oakcontracting.com (410) 828-1000	dmanning@oakcontracting.com
Henley Construction Co., Inc. ATTN: Bill Henley 13203 Handy Lane, Unit C-2 Bishopville, Maryland 21813 billh@henleyconstruction.com (240) 762-1268	billh@henleyconstruction.com
Willow Construction ATTN: Eric Milhollan 8649 Commerce Drive Easton, Maryland 21601 eric@willowconstruction.com (410) 822-6000	eric@willowconstruction.com
The Whayland Company ATTN: Steve Hentschel 100 West 10th Street Laurel, Delaware 19956 vanessa@whayland.com (302) 875-5445, extension 110	vanessa@whayland.com
Delmarva Veteran Builders ATTN: Kathryn Ellis 120 East Market Street Salisbury, Maryland 21801 kathryn@delmarvaveteranbuilders.com (443) 736-1584	kathryn@delmarvaveteranbuilders.com
Harvey Construction ATTN: Frank Harvey 128 Cockeysville Road Hunt Valley, Maryland 21030 harvey@fmharvey.com (410) 584-9030	harvey@fmharvey.com

BID FORM – CAROLINE STREET COMFORT STATION RENOVATIONS

B06-26 – CAROLINE STREET COMFORT STATION RENOVATIONS

To whom it may concern:

We, _____, organized and existing under the laws of the State of _____ doing business as a/an sole proprietorship/partnership/corporation, hereby submit our Completed BID Documents for the **CAROLINE STREET COMFORT STATION RENOVATIONS**.

Having carefully examined and complied with the Town's BID Documents and having received clarification on all items of conflict or upon which any doubt arose, the undersigned hereby requests consideration of our Completed BID Documents and proposes to perform all Work for the replacement of **CAROLINE STREET COMFORT STATION RENOVATIONS** in strict accordance with the BID Documents, within the time set forth therein, and at the prices stated below.

The Vendor hereby agrees to commence Work under the Contract on or before a date to be specified in the Notice to Proceed and to fully complete the Work complete **WITHIN XXX CALENDAR DAYS** of the Notice to Proceed.

If the Successful Vendor fails to complete the Work within the Contract Time or an extension of time granted by the Town, the Successful Vendor will pay the Town \$500.00 (five hundred dollars) as liquidated damages for each consecutive calendar day thereafter as provided in Sub-Section 11 of Section I.

See the attached documents from our BID below for full detail.

Base Bid – Part A				
Item No.	Description	Unit	Unit Price	Total Price
A-1	Caroline Street Comfort Station Remodel per Contract Documents	Lump Sum	-	



Add Alternate Bid – Part B				
Item No.	Description	Unit	Unit Price	Total Price
B-1	Caroline Street Comfort Station Remodel Add Alternate #1 per Contract Documents	Lump Sum	-	
B-2	Caroline Street Comfort Station Remodel Add Alternate #2 per Contract Documents	Lump Sum	-	
			Total Part B – Add Alternate Items	

Unit Price Bid – Part C				
Item No.	Description	Unit	Unit Price	Total Price
C-1	Caroline Street Comfort Station Remodel Additional She	SF (Quantity x14)		

NOTE: THIS BID FORM MUST BE SIGNED BY AN OFFICER OF YOUR COMPANY OR AN AUTHORIZED AGENT FOR THIS BID TO BE CONSIDERED VALID.

NOTE: Completed BID Documents will include all applicable fees.

Respectfully submitted,

Signature

License Number

Address

City/State/Zip

Title

Date

(Affix Corporate Seal)

END OF SECTION

SCOPE OF WORK (SOW) & SPECIAL CONDITIONS

1. Section #1 – General:

- a. Scope of Work: The Scope of Work for **CAROLINE STREET COMFORT STATION RENOVATIONS** includes in general, all demolition, construction, materials acquisition, supplies, equipment, and labor to complete project of demolition, construction, material acquisition, installations, repairs, and finishing work as shown on the plans and specifications.
- b. Worksite Safety: Contractor will take appropriate safety precautions at all times while performing work. Contractor is responsible for the security of the work site relative to interaction with pedestrian movements and interim access needs. This includes pedestrian safety on the Ocean City Boardwalk.
- c. Contractor: Contractor must be licensed in Ocean City, in addition to the State of Maryland with proof of insurance.
- d. Bonds: BID, Payment, and Performance Bond(s) are required.
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- h. Accessibility: The Contractor will make reasonable provisions to not impede patrons or employees.
- i. MBE/DBE and Prevailing Wage Requirements: Not required and/or applicable.
- j. Award of Contract to Successful Vendor shall require a completed list of Subcontractors.
- k. Approved Equal: Product Specifications are noted on the Plans and Specifications. All requests for “Approved Equal” products must be submitted to the Town when submitting questions. If “Approved Equal” products shall be accepted by the Town, the Town will provide written notice via Addendum, identifying “Approved Equal” products.
- l. Property Damage: The Contractor shall be responsible for any damages or breakage as a result of the Contractor's performance. The Contractor shall be responsible for repair of any damage to Town property and restoration of any facility damage, beyond normal wear and tear, caused by the Contractor's activities. Repair and restoration shall be to the satisfaction of the Town. Any repair and/or restoration of these damages shall be performed at no cost to the Town.
- m. Contractor must coordinate with Town personnel to ensure that Work is completed as efficiently as possible within the guidelines of the project schedule. The Contractor will be required to participate in progress meetings with Town of Ocean City personnel. Progress meetings shall be determined at a scheduled preconstruction meeting with Successful Vendor.

2. Section #2 – Scope of Work:

- a. Provide all labor, materials, tools, and equipment to complete Work as shown in the Plans and Specifications.
- b. Successful Vendor shall conduct a site assessment to understand existing conditions and requirements.
- c. Drawing attached to BID – ([B06-26 – Caroline Street Comfort Station Renovations – Architectural Plans/Specifications.pdf](#))

- d. Coordinate all construction with the Town's Project Manager to ensure Work is completely as efficiently as possible. This includes coordination with other Contractors, utility companies, and Town of Ocean City personnel.
 - e. Miss Utility Locate Requests: Per Maryland "Miss Utility Law", Contractor shall complete Locate Requests prior to performing any excavation operations.
 - f. Any damage to public and/or property of existing businesses as a result of actions of the Contractor shall be the responsibility of the Contractor to restore completely, to current and/or better condition prior to damage occurring.
 - g. Contractor shall be responsible to photographically document existing conditions of adjacent items prior to commencing work to prevent false accusations of damage.
 - h. Contractor shall keep work area clean while conducting Work. Contractor shall be responsible for disposal of all rubbish and debris at the Contractor's expense. Successful Vendor shall keep the premises clean of all rubbish and/or debris generated by the Work involved and leave the premises neat and clean as possible. The work area shall be cleaned at the end of each workday.
 - i. Contractor shall utilize and adhere to all specifications within attached construction Plans and Specifications.
3. Section #3 – Schedule and Sequence of Work:
- a. Project Schedule: Work under Contract anticipated to begin by **MONDAY, NOVEMBER 17TH, 2025**, and conclude by **FRIDAY, APRIL 17TH, 2026**.
 - b. Project Duration: 151 Calendar Days
 - c. Successful Vendor will coordinate a Project Schedule with the Ocean City Public Works Department – Engineering Division. Project Schedule shall note specific construction milestones.
 - d. Construction Sequence: The successful vendor will assume full responsibility for the means, methods, and execution of the Contract and will coordinate fully with Town of Ocean City Public Works Department – Engineering Department.

END OF SECTION



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 5.A
Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Diana Chavis, City Clerk, MMC
RE: Mayor and City Council Minutes
DATE: October 27, 2025

ISSUE(S): Request to Approve Minutes

SUMMARY: 1. Regular Meeting #18 dated October 20, 2025
2. Work Session dated October 28, 2025

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Approve minutes.



Excellent Service through a High performing Town Organization

ALTERNATIVES: Advise of necessary modifications.

RESPONSIBLE STAFF: City Clerk Diana L. Chavis, MMC

COORDINATED WITH: Deputy City Clerk Jessica D. Cropper, CMC

ATTACHMENT(S): None



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 5.B
Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Diana Chavis, City Clerk, MMC
RE: Standing Committee Draft Agendas
DATE: October 27, 2025

ISSUE(S): Acknowledgement of Standing Committee Draft Agendas

SUMMARY: Acknowledgement of Standing Committee Draft Agendas
1. Police Commission - November 10
2. Tourism Commission - November 3
3. Transportation Committee - *Not meeting in November*
4. Recreation and Parks Committee - November 13
5. Coastal Resources Legislative Committee - November 12
6. Bicycle and Pedestrian Advisory Committee - *Not meeting in November*

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Not Applicable



Excellent Service through a High Performing Town Organization

ALTERNATIVES: Not Applicable

RESPONSIBLE STAFF: Not Applicable

COORDINATED WITH: Not Applicable

ATTACHMENT(S): 1. 2025-11-10 Police Commission Agenda.pdf
2. 2025-11-03 Tourism Commission Agenda.docx
3 . 2025-11-13 Recreation and Parks Committee Meeting Agenda.doc
4 . 2025-11-12 Coastal Resources Legislative Committee Meeting Agenda.pdf
5. Green Team 2026 Meeting Dates.pdf



Ocean City, Maryland
Police Commission

OPEN AGENDA

Monday, November 10, 2025 – 9:30 AM

Public Safety Building, Third Floor Conference Room
6501 Coastal Highway

1. Call to Order
2. Approval of Minutes of the October 15, 2025 Police Commission Meeting
3. Chief Austin's Update
4. Recruiting Update
5. Fall Events Recap
6. Other Business
7. Adjourn

Part of this meeting may be closed to the public in accordance with the Open Meetings Act





Tourism Commission Meeting

Agenda

Monday, November 3, 2025 1:00 p.m.

Roland E. Powell Convention Center – Room 214

1. Approval of Minutes – August 11, 2025
2. Department of Tourism & Business Development Updates
 - A. Zartico Pacing Report
 - B. BVK Update
 - C. 2026 Tourism Dates
3. Convention Center
 - A. Convention Center Sales Report
 - B. Convention Center Misc.
4. Special Events
 - A. Bike Week Update
 - B. Miscellaneous Events:
 - 1) Sunfest
 - 2) Fireworks Downtown Discussions
 - 3) Winterfest
 - 4) 150th Anniversary Gala & Shows
 - 5) Mural
 - 6) TAB
5. Committee Reports (submitted in writing)
 - A. Chamber of Commerce
 - B. HMRA
 - C. OCDC
 - D. Worcester County Tourism
 - E. Art League of Ocean City
6. Adjourn

**Agenda Subject to Change*

**OCEAN CITY, MARYLAND
RECREATION & PARKS COMMITTEE**

Thursday, November 13, 2025
Northside Park, West Meeting Room
2:00 p.m.

AGENDA

Our Values: Professionalism, Accountability, Inclusivity, Health & Wellness, and Fun!

Our Mission: To enhance the quality of life for our Ocean City residents and visitors by offering safe, fun, and inclusive parks and recreation opportunities

1. Call to Order
2. End of Season reports
3. Projects
 - a. CIP – proposed projects
 - b. Current project updates
 - c. Five Year projection of project/maintenance needs
4. Other Business from Committee or Department
5. Adjourn

Part of the meeting may be closed to the public in accordance with the Open Meetings Act.



Coastal Resource Legislative Committee (Green Team)

Agenda

November 12, 2025

11:00 - 12:00 PM

Executive Conference Room Conference Room

(1st Floor at City Hall - 301 Baltimore Ave.)

1. Introductions and greeting - 5 min
2. Litter Free OC Campaign - 15 min
 - Fall Community Clean Up Summary - Jenelle
 - Adopt-Your-Beach - OC Surf Club
 - Adopt-Your-Street - MCBP
 - Beach Heroes OC Update - Leslie
3. Sustainable Maryland Certification- Jenelle 5 min
4. Downtown Educational Walk- George 10 min
5. Sand, Seas, Rejuvenation / Anti Litter Campaign Renaming - Jenelle 10 min
6. Adopt a Storm Drain Program - Jenelle 5 min
7. Comments from Green Team Members - 10 min

Next Meeting January 14, 2026 – 11 to 12pm

Community Room, City Hall, 301 Baltimore Ave

Part of the meeting may be closed to the public in accordance with the MD Open Meetings Act.



Coastal Resource Legislative Committee (Green Team)

2026 Meeting Dates

11:00 AM – 12:00 PM
City Hall - Executive Conference Room

January 14, 2026

Meeting to be in Community Room

March 11, 2026

May 13, 2026

Meeting to be in Community Room

July 8, 2026

September 9, 2026

November 11, 2026



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 5.C
Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Brenda Moore, Acting Special Events Director
RE: Winterfest of Lights Jingle Bell 5K
DATE: September 25, 2025

ISSUE(S): Jason Chance, representing TCR Event Management LLC, requests Council approve the Winterfest of Lights Jingle Bell 5K, tentatively scheduled for Sunday, December 7, 2025, 5-6:30 pm at Northside Park, as well as on Jamaica Ave., 125th St. and 124th St.

SUMMARY: This annual event is a 5K run/walk throughout Northside Park and the surrounding streets.

Mr. Chance will purchase tickets for Winterfest of Lights for each event registrant aged 12 and older for use at a later date.

This race will delay the opening of Winterfest of Lights to the general public by about thirty (30) to forty-five (45) minutes. Therefore, it will open no later than 6:15 pm, instead of the normal 5:30 pm.

Public Works stated that, while nothing was requested of their department, they can provide cones, if necessary.

Risk Management stated the minimum insurance required is \$1M/\$2M, with the Mayor and City Council designated as Additional Insured on a primary and non-contributory basis, with the waiver of subrogation in the Town's favor. Also, all participants should sign a waiver of liability.

FISCAL IMPACT: Mr. Chance shall pay the Town \$500 in private event fees, as well as for the Winterfest of Lights tickets provided to him.

RECOMMENDATION: Approve the event as presented.



1st Class Resort and Tourist Destination

ALTERNATIVES: No staff alternatives suggested.

RESPONSIBLE STAFF: Lisa Mitchell, Private Events Coordinator

Gary Collier, Parks Superintendent

COORDINATED WITH: Jason Chance, TCR Event Management LLC

ATTACHMENT(S):

1. Draft Permit
2. Processing Costs and Fees
3. Event Impact Calculation
4. December 2025 Calendar
5. Application
6. Application Addendum
7. Timeline
8. Map and Route



TOWN OF OCEAN CITY

The White Marlin Capital of the World

PRIVATE EVENT PERMIT

APPROVED BY

THE CITY COUNCIL OF OCEAN CITY, MARYLAND

GRANTED TO

JASON CHANCE FOR TCR EVENT MANAGEMENT LLC

SUBJECT: WINTERFEST OF LIGHTS 5K 2025

Having received approval and having paid all appropriate fees, this permit defines the terms by which this event shall occur.

PURPOSE: Family-oriented, holiday 5K run/walk through Winterfest of Lights.

PLACE, DATE, TIME: Northside Park, Jamaica Ave., 124th St. and 125th St., Sunday, December 7 from 5-6:30 pm. The event is rain or shine.

SET-UP: Day of the event, beginning at 1 pm.

BREAKDOWN: At the event's conclusion, and complete by 6:30 pm.

RESPONSIBILITIES OF EACH PARTY:

Jason Chance for TCR Event Management LLC

1. Serve as event manager.
2. Coordinate the event.
3. Provide volunteers on-site to direct runners/walkers through the race course.
4. Collect and dispose of all trash.
5. Pay for all the Winterfest of Lights tickets provided.
6. Reimburse the Town for each participant aged 12 and older in exchange for one (1) Winterfest of Lights entrance ticket to be used at a later date.
7. Confirm when the last runner is off the course. This should be no later than 6:00 pm.
8. Have participants sign a release-waiver, agreeing to hold the event organizer and the Town of Ocean City harmless for any injuries or other issues arising from participation.
9. Provide the Certificate of Insurance to include coverage for personal injury in the amount of \$1M per occurrence, \$2M aggregate, and name the Mayor and City Council as additional insured and certificate holder. Provided coverage shall be primary, non-contributory, and without regard to the named insured's fault or lack thereof.
10. Abide by all Guidelines and Obligations listed on the Private Event Application, unless otherwise noted in this permit.

Town of Ocean City, Maryland

1. Police shall provide personnel to support this event.
2. Parks shall turn on the Winterfest lights no later than 4:30 pm.
3. Special Events shall allow use of the port-o-lets on-site.
4. Special Events shall provide a Winterfest of Lights ticket to Mr. Chance for each participant aged 12 and older.
5. Special Events shall delay the opening of Winterfest until it is confirmed that the last participant is off the course. This should happen no later than 6:00 pm.
6. The Private Event Coordinator shall serve as the Town's liaison for this event. Any questions regarding it should be directed to her. The liaison can be reached at 443-235-5275 or on the city radio system at #9010.

***THE PRIVATE EVENT PERMIT IS EFFECTIVE WHEN SIGNED BELOW
AND MAY BE TERMINATED BY EITHER PARTY AT ANY TIME.***

Jason Chance, on Behalf of TCR Event Management

Date: _____

Tom Perlozzo, on Behalf of the Mayor and City Council of Ocean City, Maryland

Date: _____

P.O. Box 158, Ocean City, Maryland 21843-0158 | oceancitymd.gov | City Hall: (410) 289-8221 | Fax: (410) 289-8703

MAYOR

Richard W. Meehan

CITY COUNCIL

Matthew M. James
President

Anthony J. DeLuca
Secretary

John F. Gehrig, Jr.
Jacob H. Mitrecic
Carol Proctor
Will Savage
Larry R. Yates

CITY MANAGER

Terence J. McGean, PE

CITY CLERK

Diana L. Chavis, MMC

Ocean City's Private Event at a Glance

EXECUTIVE SUMMARY

rev. 240415

Event Name:	Winerfest of Lights 5K
Start Date:	Sunday, December 7, 2025
Set Start:	Sunday, December 7, 2025
Strike End:	Sunday, December 7, 2025
Location(s):	Northside Park Streets adjacent to NSP

Duration:	1 Days	Est. Ttl. Attend:	1,104
	1 Days	Spectators:	200
		Participants:	300
		Vendors:	-

5K run/walk through Winterfest of Lights at Northside Park and surrounding streets.

ASSIGNED TIER: Tier 2

Assigned via standardized calculation

Internal Est. Costs: Billable Costs:

DPW-M:	\$ -	\$ -
DPW-TRANS:	\$ -	
DPW-CON:	\$ -	
DPW-ELECT:	\$ -	
FIRE:	\$ -	
EMS:	\$ -	
OCPD:	\$ -	
OCBP:	\$ -	
FM:	\$ -	
PARKS:	\$ -	
P&Z:	\$ -	
Other:	\$ -	

Key Details & Other Events:

Contact:	Jason Chance
Organization:	TCR Event Management

New Event?	NO
Event Type:	Athletic Competition
In-Season?	NO
Non-Profit?	YES
Crowd Draw:	Primarily Local
Annual Event?	YES

Conveyed Fees:

If annual: Previous Year's Cost:

Application Fee:	\$ 250.00	\$ 500.00
Late Fee Applied:	\$ -	
Other Initial Credit/Fee:	\$ -	

EVENT DETAILS

Alcohol?	NO
Food Sales?	NO
Parking Req?	NO
Entry Fee?	YES
Estimated # of Vendors:	
# of 10x10s:	1
#>100sf:	0

Participant Registration Fee

--

Applied Assessment Fee:	\$ -	Cost/Event:	\$ 500.00
Estimated Space Fee:	\$ 250.00	# of Events:	1
Estimated Vendor Fee:	\$ -	TOTAL COST DUE:	\$ 500.00
Departmental Costs:	\$ -		
Equipment & Labor Charges:	\$ -		
IPL Lost Revenue Assessment:	\$ -		
Other Fees/Charges/Credits:	\$ -		



EVENT IMPACT CALCULATOR DETAIL - WINTERFEST OF LIGHTS 5K - 10/28/2025

Event Summary				
Key Parameters			Key Results	
Event Name	Winterfest of Lights 5K	Business Sales (Direct)		\$107,605.90
Organization	TCR Event Management	Business Sales (Total)		\$152,951.65
Event Type	Sports: Adult Amateur	Jobs Supported (Direct)		83
Start Date	12/07/2025	Jobs Supported (Total)		92
End Date	12/07/2025	Local Taxes (Total)		\$2,064.38
Overnight Attendees	250	Net Direct Local Tax ROI		\$1,890.38
Day Attendees	264	Est. Room Nights Demand		232

Direct Business Sales				
Sales by Source				
Attendees Spending	\$101,262.21	Exhibitor Spending		\$15.52
Organizer Spending	\$6,328.16	Total Event Spending		\$107,605.90
Business Sales by Sector				
Industry	Attendees	Organizer	Media/Sponsors	Total
Lodging	\$25,905.08	\$0.00*	\$0.00	\$25,905.08
Transportation	\$3,449.76	\$145.81*	\$9.92	\$3,605.49
Food & Beverage	\$31,893.62	\$3,241.00*	\$0.00	\$35,134.62
Retail	\$27,497.40	\$0.00	\$0.00	\$27,497.40
Recreation	\$12,516.35	\$0.00	\$0.00	\$12,516.35
Space Rental	\$0.00	\$1,257.00*	\$0.00	\$1,257.00
Business Services	\$0.00	\$1,684.35*	\$5.60	\$1,689.95
Totals	\$101,262.21	\$6,328.16	\$15.52	\$107,605.90
* indicates that the calculator's model defaults were used				

Economic Impact Details			
	Direct	Indirect/Induced	Total
Business Sales	\$107,605.90	\$45,345.75	\$152,951.65
Personal Income	\$35,099.49	\$11,298.75	\$46,398.25
Jobs Supported			
Persons	83	9	92
Annual FTEs	1	0	1
Taxes And Assessments			
<u>Federal Total</u>	<u>\$9,629.13</u>	<u>\$3,659.64</u>	<u>\$13,288.77</u>
<u>State Total</u>	<u>\$6,953.11</u>	<u>\$1,107.84</u>	<u>\$8,060.94</u>
Sales	\$5,823.91	\$680.19	\$6,504.10
Income	\$484.41	\$155.94	\$640.35
Bed	\$0.00		\$0.00
Other	\$644.78	\$271.71	\$916.49
<u>Local Total</u>	<u>\$1,890.38</u>	<u>\$174.00</u>	<u>\$2,064.38</u>
Sales	\$0.00	\$0.00	\$0.00
Income	\$390.58	\$125.73	\$516.31
Bed	\$1,295.25		\$1,295.25
Per Room Charge	\$0.00		\$0.00
Tourism District	\$0.00		\$0.00
Restaurant	\$119.60	\$12.47	\$132.07
Other	\$84.94	\$35.80	\$120.74
Property Tax	\$2,028.95	\$534.57	\$2,563.52

Event Return On Investment (ROI)		
Direct Total Tax ROI		
Direct Tax Receipts	\$1,890.38	
DMO Hosting Costs	\$0.00	
Direct ROI	\$1,890.38	
Net Present Value	\$1,890.38	
Direct ROI (%)	-	
Total		
Total Local Tax Receipts	\$2,064.38	
Total ROI	\$2,064.38	
Net Present Value	\$2,064.38	
Total ROI (%)	-	

Estimated Room Demand Metrics			
Room Nights Sold	232		
Room Pickup (block only)	0		
Peak Room Nights	132		
Total Visitor Days	638		

2025

CALENDAR YEAR

DECEMBER

CALENDAR MONTH

SUNDAY

FIRST DAY OF WEEK

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
30	01 Winterfest Enchanted Evenings	02	03 Winterfest of Lights	04 Winterfest of Lights	05 Winterfest of Lights	06 Ocean City Christmas Parade Winterfest of Lights
07 <i>PE - Winterfest 5K - TENTATIVE</i> Winterfest of Lights	08 Winterfest Enchanted Evenings	09 Winterfest Enchanted Evenings	10 Winterfest of Lights	11 Winterfest of Lights	12 Winterfest of Lights	13 Winterfest of Lights
14 Winterfest of Lights	15 Winterfest Enchanted Evenings	16	17 Winterfest of Lights	18 Winterfest of Lights	19 Winterfest of Lights	20 Winterfest of Lights
21 Winterfest of Lights	22 Winterfest of Lights	23 Winterfest of Lights	24 Winterfest of Lights	25 Winterfest of Lights	26 Winterfest of Lights	27 Winterfest of Lights
28 Winterfest of Lights	29 Winterfest of Lights	30 Winterfest of Lights	31 Winterfest of Lights	01	02	03
04	05	06	07	08	09	10

Private Event Permit Application

#594298

Winterfest of Lights Jingle Bell 5k  Open Athletic Competition

APPLICANT

Jason Chance @ jason@tcreventmanagement.com ☎ (443) 783-4145

DATES AND TIMES

 **Event date and time:**

12/07/2025 5:00pm — 12/07/2025 6:30pm

 **Setup date and time:**

12/07/2025 1:00pm — 12/07/2025 5:00pm

 **Breakdown date and time:**

12/07/2025 6:00pm — 12/07/2025 6:30pm

FEES

Banner Fee	\$0.00
City Space Use Fee	\$0.00
IPL Lost Revenue Fee	\$0.00
Miscellaneous Fee	\$0.00
Application Fee	\$250.00
Application Addendum Fee	\$0.00
Concession Fee	\$0.00
Application Late Fee	\$0.00
Asset and Support Fee	\$0.00
Total:	\$250.00
Total paid with Visa-6037 on 09/24/2025	-\$250.00
Due:	\$0.00

FEE SCOPING

Which type of event organization will run your event?

For-Profit

GENERAL INFORMATION

Event Name

Winterfest of Lights Jingle Bell 5k

Event Addresses

📍 200 125th Street

Event Times

📅 Event date and time:

12/07/2025 5:00pm — 12/07/2025 6:30pm

🕒 Setup date and time:

12/07/2025 1:00pm — 12/07/2025 5:00pm

🕒 Breakdown date and time:

12/07/2025 6:00pm — 12/07/2025 6:30pm

Event Summary

The Winterfest of Lights venue is used to host a 5k event. In 2024 we used Ocean City Police to have some runners use the road too

Applicant Organization

TCR Event Management LLC dba Revolution3

Organization Phone

(443) 783-4145

Organization Website

www.Rev3Tri.com

What type of town assets or support will you request for the event?

Ocean City Police. Use existing Winterfest of Lights venue

Who will be the beneficiary of the event?

Town of Ocean City Winterfest

Who will sponsor the event?

Town of Ocean City

What type of marketing will be done for the event?

Email, Social Media

Have you chosen a rain date?

No

Attach preliminary event schedule to illustrate event flow and proposed active use times for requested event site(s).

📎 [Winterfest of Lights Jingle Bell 5k Run of Show.docx](#)

Attach a description and map of the layout, infrastructure and hardware to be used. Provide a detailed site map/diagram/CAD drawing/rendering (all that apply).

Attach a description and map of the layout, infrastructure and hardware to be used. Provide a detailed site map/diagram/CAD drawing/rendering (all that apply).

📎 [Winterfest Course Work.docx](#)

Does your event require police support?

Yes

Describe the police support you need in details

Traffic control at key intersections (Jamaica, 124th Street, 125th Street)

CONTACT

Contact Name	Contact Email
Jason Chance	@ jason@tcreventmanagement.com
Contact Mobile Number	
(443) 783-4145	

ARRIVAL AND DEPARTURE DATES

Provide the date that staff arrives onsite for the event	Vendor Departure
 Dec 7, 2025	 Dec 7, 2025
Provide the date that staff departs the event	Participant/Spectator Arrival
 Dec 7, 2025	 Dec 7, 2025
Vendor Arrival	Participant/Spectator Departure
 Dec 7, 2025	 Dec 7, 2025

ROOM BLOCKS

Will you have an HQ hotel?	Will you establish hotel room blocks?
No	No

EVENT ATTENDANCE ESTIMATES

Geographic Reach

Primarily Local

Staff Estimates

Total Staff
4
% Staying Overnight
N/A
% Traveling Alone
N/A

Participant Estimates

Total Participants
300
Participants Staying Overnight
50
Average Guests
2

Exhibitor Estimates

Total Exhibitors
N/A
Exhibitors Staying Overnight
N/A
Exhibitors Traveling Alone
N/A

Spectator Estimates

Total Spectators
200
Spectators Staying Overnight
N/A
Average Party Size
2

Total Overnight Guests

% Lodge in Ocean City
10
% Use Condos
N/A
% Camp
N/A

ENTERTAINMENT/OFFERINGS

Will you charge any entry fees?

Registration Fee

Will your event include live music?

No

Will your event have a stage or static crowd viewing area?

No

Will your event include fireworks/pyrotechnics, flame or other special effects or bonfires?

No

Will your event include tents/temporary structures?

Yes

Select the temporary structures that are a part of your event

Tents 14×14 or smaller (under 200 sq ft)

Air Inflated Canopies or Structures (please describe under "Other")

Describe and specify the temporary structures at your event

Inflatable arch previously approved by OCFD

Will your event close or alter use of streets or private parking lot space?

Yes

Describe your street/private parking closure.

Traffic control from OCPD

Will you sell items within the footprint of the event?

No

Will you provide sampling of products?

No

Will you serve or distribute alcohol?

No

Will you have onsite cooking or food trucks?

No

Will you provide portolets?

No

PARKING/ACCESS

Parking Information

% Utilizing Public Parking

100

% Parking at Hotels

N/A

% That Will Use Bus Service

N/A

% That will Use Town Lot

N/A

Will you have special parking requests?

No

Will you need vehicular beach access?

No

Will you need vehicular access to the Boardwalk?

No

ACKNOWLEDGEMENTS



POINT OF CONTACT FOR THE TOWN OF OCEAN CITY: The Town's Private Event Coordinator shall be the primary contact for all communications with the Town of Ocean City. If you receive contact from another Town department or entity, it is your responsibility to make sure the Private Event Coordinator is aware of all discussions, details, modifications or approvals as a result of independent conversations. At no time shall Applicant contact other departments directly unless authorized by the Private Events Coordinator in writing.



BEACH FRANCHISE NOTIFICATION: : If your event takes place on the beach, you must notify the appropriate beach equipment rental franchise owner(s) to advise them of the event footprint. It is the applicant's responsibility to confirm, in writing, that 1) the franchise owner(s) has been notified; 2) event logistics have been coordinated; and 3) if necessary, a reasonable financial agreement has been negotiated. Written confirmation must be provided to the Town's Private Event Coordinator. If the applicant and franchise owner(s) are unable to reach a mutually acceptable agreement, the matter shall be submitted to the Town for mediation, and the Town will decide an impartial resolution by which both parties shall abide.



ROAD/LANE CLOSURES: A state highway permit shall be obtained for use of any state property (roads, highways, etc.) This is the responsibility of the applicant independent of the Town's private event process. Applicant shall keep the Town's Private Event Coordinator apprised of all steps and approvals related to such efforts. Non-state roads affected by the event shall be reviewed by the Town for consideration of closure or traffic modification through the private event process.



USE OF MUNICIPAL PARKING LOTS: If a municipal lot is requested for use by the applicant for the event, whether for parking or placement of the event footprint, the Town reserves the right to review lost revenue and assign a cost to lot usage. This cost will be assigned during the private event approval process, discussed with the applicant and considered for approval by the Mayor and City Council as part of the private event approval.

INSURANCE REQUIREMENTS: The Risk Manager for the Town of Ocean City will determine insurance requirements for all private events, following the receipt of the application. Insurance requirements apply to private event vendors, amusement ride companies and fireworks producers, their contractors and subcontractors as well as the private event owner/sponsors. Requirements will depend on, including but not limited to, hazards and exposures associated with the specific private event.

Minimum required insurance shall be provided by companies licensed in the State of Maryland with a current AM Best, Inc. rating of a VII or better. The Mayor and City Council Town of Ocean City, Maryland, its employees, volunteers and officials shall be named as additional insured on all insurance policies except workers' compensation and, except for automobile liability, the The Mayor and City Council Town of Ocean City, Maryland's additional insured status shall include premises liability and products/completed operations.

Coverage's shall be primary and non-contributory with respect to any other insurance available to the Mayor and City Council Town of Ocean City, Maryland, its employees, volunteers and officials and shall include a waiver of rights of recovery or subrogation against the Mayor and City Council Town of Ocean City, Maryland, its officials, volunteers and employees without limitation for any and all claims, damages, losses, liabilities or expenses relating to, arising from, resulting from, or alleged to have arisen or resulted from, this private event.

Original copies of certificates of insurance and additional insured endorsements must be received by the Town of Ocean City, Maryland's Risk Management Office at least fifteen (15) working days prior to the event.

COCA-COLA EXCLUSIVE PRODUCT AGREEMENT DISCLOSURE: The applicant must comply with all provisions of the Town's agreement with Coca-Cola Refreshments as it pertains to the distribution or sales of beverages by the applicant on Town property. The applicant agrees to sell, dispense or serve only Coca-Cola beverages on Town premises for the duration of the permitted use. The applicant is expressly prohibited from using the beverages of other suppliers, said beverages to include soft drinks, juices, sport drinks, specified energy drinks and bottled waters. The permitted beverages include Coca-Cola, Diet Coke, Sprite, Pibb Xtra, Mello Yello, Fresca, Nestea, Arizona Tea, Honest Tea, Barqs Root Beer, Fanta, Minute Maid, Seagrams Ginger Ale, PowerAde, V-8 Juice, Fuze Juice, Monster, Tum E Yummies, Dasani and other products that Coca-Cola may provide in accordance with its agreement with the Town of Ocean City.

BEACH ACCESS: Vehicle access to and from the beach must be clearly identified on your application and is not guaranteed. If approved, applicant must complete a beach driving and safety course annually provided by OCBP at the applicants expense.

BEAUTY CONTESTS: Beauty contests are not permitted on the beach.

CITY SERVICES: Each applicant should plan on providing all the necessary cleanup, set-up, etc. without the assistance of City Services. If town services are requested, they must be clearly indicated within the Private Event Application for evaluation.



CONCESSIONS: No food or beverage concessions will be permitted on the beach or along the boardwalk, although such sales may be considered at other sites. Beverage sales at other sites must maintain compliance with the sponsorship restrictions noted within this application. ONLY event - related merchandise sales may be permitted on the beach upon appropriate request and approval, subject to applicable laws.



SPONSORSHIPS: All sponsors must be identified on the application.



ADVERTISING: Ocean City will not allow any type of advertising that is:

- Violence in any form
- False, misleading or deceiving statements
- Sexually explicit or obscene materials
- Tobacco or tobacco products
- Vaping or vaping products
- Tattoos
- Casino gambling including games of chance and skill
- Alcohol
- Promoting the use of marijuana
- Other potentially objectionable marketing or advertising which may be established from time to time by the Town.



DIAGRAM OF EVENT LAYOUT: A detailed diagram of the event layout/set-up and location of any and all facilities is required with your application. The application will be considered incomplete without the diagram.



INFLATABLES: Inflatable displays may be permitted, but must be pre-approved. A photograph of the intended display and the dimensions must be included before approval can be considered. No liquor or tobacco product displays will be allowed. The Mayor and City Council reserve the right to reject any inflatable determined inappropriate.



MUSIC AND PUBLIC ADDRESS SYSTEMS: Must operate in accordance with the Ocean City Code 30-367 of 65 decibels.



DOWNTOWN EVENTS (BEACH/BOARDWALK): Events that charge participant entry fees (tournaments, festivals, etc.) and/or desire to display sponsorship banners or other promotional information, must maintain a seventy-five (75) foot buffer from the edge of the train lane to the start of the event's set up. All events must comply with the provisions of Chapter 62 of the Ocean City Code.



PARADES: An MDOT Highway Permit must be obtained at (410) 543-6715 for use of any state property, and a copy forwarded to the Town's Private Events Coordinator.



FIREWORKS, TENTS, AIR SUPPORT/AIR INFLATED STRUCTURES & BONFIRES: Application to the City Fire Marshal at (410) 289-8780 is required, with appropriate approvals forwarded to the Private Events Coordinator. Failure to comply will result in revocation of all event approvals.



TOILET FACILITIES: Identification of planned "comfort" provisions must be included in the application and event diagram. The Town owns a number of established public toilet stations in the downtown area that may assist in event planning.



PRIZE STIPULATIONS: No alcoholic beverages may be awarded as a prize on City property.



WEST OCEAN CITY PARK AND RIDE: A permit is required if a trailer or an oversized vehicle is parked over night at the West Ocean City Park and Ride. Please specify this request on your application.



SAMPLING: Sampling will be permitted on a case-by-case basis. Sizes and quantities of such must be pre-approved, as do the locations for distribution. Samples must be of a nationally recognized product available for sale at retail establishments. No prepared food samples will be permitted on the beach nor along the boardwalk. Non-alcoholic beverage samples may be permitted provided the samples are in compliance with the Town of Ocean City's exclusive beverage franchise agreement with Coca-Cola.



RAFFLES: Only non-profit groups may offer any form of raffle in conjunction with an event in Ocean City. These groups must apply through the Worcester County Department of Development Review and Permitting, and must submit a processing fee at the time of application. Applications are available at the Isle of Wight County Office Building on Route 90, or at the Court House in Snow Hill. A copy of the raffle permit must be forwarded to the Private Events Coordinator at least seven (7) days prior to the event. All raffles must be drawn and announced prior to the conclusion of the event.



TRASH: Applicant is required to clean the area of trash and transport it to the appropriate receptacle. On the beach, all trash must be placed in the appropriate street-end dumpsters. Failure to practice appropriate cleanup procedures may result in the denial of future event requests and/or appropriate billings.

✓ **ALCOHOLIC BEVERAGE SERVICE:** Groups are discouraged from the service of alcoholic beverages at their Ocean City event. However, those that desire such approval must state this clearly on their application. Permission to serve alcoholic beverages shall be granted exclusively by Mayor and City Council. It should be noted that without Council approval, open containers of alcoholic beverages on public property is illegal. Only Worcester County based non-profit groups may request to sell alcoholic beverages at an event, and must obtain a license from the Worcester County Board of License Commissioners. A “One Day Alcohol Permit” application with the Ocean City Mayor’s signature must be submitted to the County a minimum of fourteen (14) days prior to the event, along with a the permit fee. Applications are usually available in the Mayor’s office at City Hall. A copy of the approved permit must be forwarded to the Private Events Coordinator at least seven (7) days prior to the event. The original permit must be kept on site at the event and must be available to display if required.

✓ **CHANGES TO APPLICATION OR PERMIT:** Event applicants desiring to make changes to their submitted application or approved private event must complete the “Request for an Addendum to a Private Event” form (available upon request), and must submit the completed form, along with the appropriate fee, to the Private Events Coordinator. However, no changes will be accepted within 30-days prior to the event.

✓ **LOCAL ORDINANCE DISCLOSURE AND COMPLIANCE:** The applicant agrees to comply with the provisions of all applicable ordinances of the Town of Ocean City. Specifically all permitted uses on or within 75 feet of the Boardwalk are required to comply with the provisions of chapter 62 of the Code which expressly prohibits the public sale, rental or exchange for a donation of any goods, wares, merchandise, foodstuffs, refreshments or other commodities or services.

LEGAL DISCLOSURES



HOLD HARMLESS CLAUSE: Permittee (organization/ applicant) shall assume all risks incident to or in connection with the permittee activity including exposure to an infection of COVID-19 and shall be solely responsible for damage or injury, of whatever kind or nature, to person or property, directly or indirectly arising out of or in connection with the permittee activity or the conduct of Permittee's operation. Permittee hereby expressly agrees to defend and hold the Town of Ocean City, its officers, agents, employees and representatives harmless from any penalties for violation of any law, ordinance, or regulation affecting its activity and from any and all claims, suits, losses, damages, or injuries directly or indirectly arising out of or in connection with the permittee activity or conduct of its operation or resulting from the negligence or intentional acts or omissions of Permittee or its officers, agent and employees, including possible exposure to an infection from COVID-19.



PRIVATE EVENT APPLICATION COMPLIANCE REQUIREMENT: The applicant for the private event described in this application agrees to follow guidelines provided and submit a complete application including submission of all required materials. The applicant agrees to take full responsibility for all city-owned property, whether borrowed, leased or rented, and understands that necessary replacement and/or repair fees may be assessed should such property be in an unacceptable condition. The applicant agrees to abide by all provisions of the private event permit granted by the Town and agrees to pay all fees and costs assigned to the permit. The applicant further agrees to comply with all conditions of the use permit, which may be required by the Mayor and City Council of the Town.



INTELLECTUAL PROPERTY CLAUSE: Acknowledge and agree that no Town trademarks, service marks, trade names, logos, and/or other trade indicia, copyrights and, as applicable, any patents, inventions and/or other intellectual property (Intellectual Property) owned by the Mayor and City Council of the Town of Ocean City, Maryland, will be directly or indirectly used, incorporated, published or republished, without prior written consent. Unauthorized use of the Intellectual Property will result in The Town of Ocean City authorizing immediate emergency, temporary and/or permanent injunctive relief prohibiting such unauthorized use and the Town of Ocean City, Maryland may be entitled to injunctive relief because monetary damages may not be an adequate remedy; but notwithstanding, the foregoing Town of Ocean City, Maryland may seek any other legal or equitable remedies in addition to injunctive relief. To the extent the Town of Ocean City, Maryland prevails in a suit at law or in equity for the purpose of enforcing its Intellectual Property rights, the Town of Ocean City, Maryland shall be entitled to recover its reasonable attorneys' fees plus court costs and expenses.

Applicant, by checking each of the guidelines herein, accepts all responsibilities thereto. All information provided is correct and complete. The applicant agrees to maintain a complete record of the event through the Town of Ocean City's Private Event Coordinator including all required submission of materials separate from this document. Applicant further agrees that information not included in writing shall not be considered for approval and will not be an executable element of the final Private Event Permit unless submit as part of a written change order through the Private Events Coordinator for Mayor and City Council Approval. Images, videos and drawings shall be deemed as support material only and details conveyed shall be submitted in writing as part of this document or a change order. No details will be assumed by the Town, its officials or employees.



The applicant agrees to take full responsibility for all city-owned property, whether existing within the event footprint, add-ons thereto, borrowed, leased or rented. Applicant further agrees that they are responsible for the proper behavior of their crowd base and that damage or defacement caused to town or private property by vendors, participants, sub-contractors and/or spectators as a result of the execution of the event may be cause for action by the Town against applicant through additional repair or replacement fee assessment(s) or legal action to the extent of the law in the State of Maryland. The applicant agrees to abide by all provisions of the private event permit granted by the Town and agrees to pay all fees and costs assigned to the permit. The applicant further agrees to comply with all conditions and limitations of the Private Event Permit and additional conditions and tasks which may be required by the Mayor and City Council of the Town. This event must follow in accordance with all State of Maryland Directives and Orders regarding community, recreational, leisure, cultural and sporting gatherings and events.

Signature

x 

The information provided in this tool is subject to final approval by staff. Permit requirements, fees, and zoning information may be altered upon subsequent staff review. If you have additional questions about your zoning determination, please contact town staff.



TCR Event Management/Revolution 3
405 W Belle Rd, Unit 10, Ridgely, MD 21660



Oct 28, 2025

Addendum to request for Winterfest of Lights 5k event

As an addendum to the permit request for the Winterfest of Lights 5k event at Northside Park on Sunday, December 7th, we would like to include that we will buy tickets for all adult registrants, for the Winterfest of Lights display, for use at a later date.

As in years past, we will be afforded a set number of tickets for entry and a count of those remaining tickets will be done, at the conclusion of the event to determine the fees due to the Winterfest of Lights event.

Jason Chance

Winterfest of Lights Jingle Bell 5k run of show

December 7th, 2025

1:00pm – Course setup at park and packet pickup begins

4:45 pm – OCPD set up on course and last minute announcements

5:00 pm – Event starts

6:00 pm – Final finisher and verify course is cleared

6:00-6:15 – Awards ceremony and wrap up

Winterfest of Lights

Big arrows and cones out on the roads, to guide runners the appropriate way

Only one real turn in the park, and all other directions can be blocked by cones

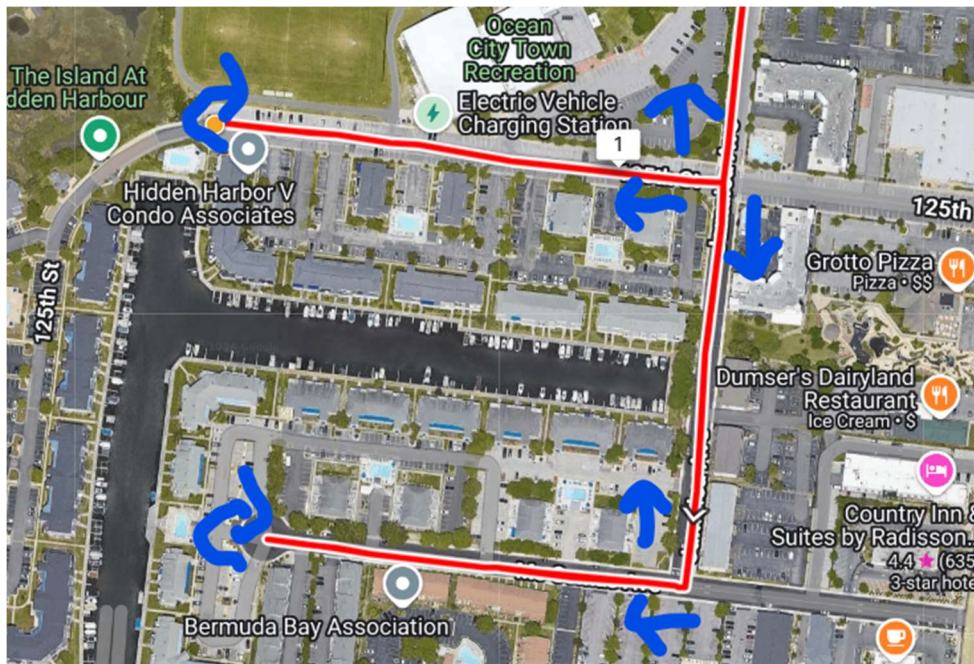
THERE IS ALMOST 1000 FT of DARK ON THE FAR NORTH SIDE OF THE COURSE

NEED TO WORK WITH LAURA TO BUY LIGHTS AND FIGURE GENERATORS TO GIVE SOME KIND OF LIGHT ON THAT SIDE.



One Turnaround at the end of Jamaica (MAKE SURE THAT RUNNERS STAY ON THEIR SIDE OF THE ROAD!! They should be running AGAINST the flow of car traffic.

Left hand turn AFTER they do the south section, to turn them in to the park



STRAIGHT on Jamaica at 125th Street

Right on 124th St

Turnaround

Left on to Jamaica

Left on to 125th

Turnaround

Left on to Jamaica

Left in to Park (picture above)

TOTAL SIGNS

Right – 1

Left – 6

Straight – 1

TA - 3



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 5.D
Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Diana Chavis, City Clerk, MMC
RE: US Ghost Adventures Business License Application
DATE: October 24, 2025

ISSUE(S): US Ghost Adventures, LLC, requests approval to operate guided walking tours on public sidewalks and pedestrian pathways.

SUMMARY: This business activity is not specifically named in the Town Code. Per Sec. 14-34(b)(69), "Any other business not herein classified or enumerated and not prohibited herein or by other provisions of this Code and approved by the Mayor and City Council of Ocean City."

US Ghost Adventures, LLC, is a tourism service offering professionally guided walking tours to explore Ocean City's history, culture, and landmarks while operating in full compliance with local ordinances and public space regulations. Residents local to the area will be trained in high-quality customer experience, Ocean City history, and serve as independent contractors.

FISCAL IMPACT: License Fee of \$174.00

RECOMMENDATION: Approve application as presented.



1st Class Resort and Tourist Destination

ALTERNATIVES: Defer to Mayor and Council

RESPONSIBLE STAFF: Lori Calloway, License Inspector

COORDINATED WITH: Diana Chavis, City Clerk, MMC

ATTACHMENT(S):
1. US Ghost Adventures LLC application.pdf
2. US Ghost Adventures Business Plan.pdf
3. Ocean City Tour Locations - MD.pdf
4. Email, Tour Route.pdf



TOWN OF OCEAN CITY

P.O. Box 5000

Ocean City, Maryland 21843-5000

(410) 289-8833 / (410) 289-4598 - fax

OFFICE USE ONLY:

Control# _____

License# _____

BUSINESS LICENSE APPLICATION**SECTION 1 – BUSINESS INFORMATION**BUSINESS NAME: US Ghost Adventures LLCBUSINESS ADDRESS: 640 Governor Nicholls StCITY: New Orleans STATE: LA ZIP CODE: 70116TYPE OF BUSINESS: Walking Tours BUSINESS TELEPHONE #: 8447575657FEDERAL TAX ID# / SOCIAL SECURITY#: 84-5050304**SECTION 2 – OWNER INFORMATION**OWNER'S NAME: Lance ZaalOWNER'S PERMANENT ADDRESS: 640 Governor Nicholls StCITY: New Orleans STATE: LA ZIP CODE: 70116OWNER'S TELEPHONE #: (HOME) _____ (CELL) (617) 386-2042OWNER'S EMAIL ADDRESS: payroll@tourismo.comOWNER'S DRIVER'S LICENSE #: (STATE) LA (#): 013393118**SECTION 3 – BUSINESS EMERGENCY CONTACT INFORMATION**EMERGENCY CONTACT NAME: Samantha Gensch

EMERGENCY CONTACT ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

EMERGENCY CONTACT TELEPHONE #: (BUSINESS/HOME) (816) 722-7363 (CELL) _____**SECTION 4 – CLASSIFICATION INFORMATION**

	Code	# of Units (if applicable)		Fee		SUBTOTAL
CLASSIFICATION CODE #	6910		x	174.00	=	174.00
CLASSIFICATION CODE #			x		=	
CLASSIFICATION CODE #			x		=	
CLASSIFICATION CODE #			x		=	
CLASSIFICATION CODE #			x		=	

For the correct business license classification code and fee(s), please refer to the Business License Fee Listing succeeding this application, or call the License Inspector (410) 289-8861

TOTAL DUE 174.00

Permission is granted to the Town of Ocean City to inspect these premises at any reasonable time prior to the issuance or during the term of this license pursuant to the Town Code.

I declare that the statements contained in this application are true to the best of my knowledge and belief.

SIGNATURE: [Signature]DATE: 9/1/2025**SECTION 5 – APPROVAL INFORMATION**

*Note: This approval is subject to compliance with Building, Zoning & Fire Code regulations.

FOR OFFICE USE ONLY

ZONING APPROVAL _____ DATE _____

BUILDING DEPT APPROVAL _____ DATE _____ # OF SLEEPING ROOMS _____ TOTAL OCCUPANCY _____

FIRE MARSHAL APPROVAL _____ DATE _____ NFPA OCCUPANCY TYPE _____



The Honorable Mayor Richard W. Meehan
And Members of the Ocean City Council
Town of Ocean City Maryland
301 N. Baltimore Ave
Ocean City, MD 21842

September 12, 2025

Dear Mayor Meehan and Members of the Ocean City Council:

I respectfully submit this business plan for your review and approval regarding the operation of a guided walking tour service within the city limits of Ocean City, Maryland.

Executive Summary

US Ghost Adventures LLC is a tourism service offering professionally guided walking tours that explore Ocean City's rich history, culture, and landmarks. Our mission is to provide an educational and enjoyable experience for both residents and visitors, while operating in full compliance with local ordinances and public space regulations.

Business Overview

- **Business Name:** US Ghost Adventures LLC
- **Service Type:** Guided walking tours on public sidewalks
- **Business Structure:** Foreign Limited Liability Company (LLC)
- **Physical Business Location:** No fixed premises within Ocean City; operations are conducted entirely outdoors
- **Sales Platform:** Online-only ticket sales

Description of Services

We provide daily walking tours that follow a designated public route, highlighting key historical sites, local stories, and cultural landmarks.



- **Tour Schedule:**
 - Offered 365 days a year
 - Tours begin nightly at 8:00 PM
 - Duration: approximately 1 to 1.5 hours
- **Tour Routes:**
 - Standard Route: Begins at the Ocean City Life-Saving Station Museum and ends at Talbot Street Beach
 - Extended Route: Ends at St. Paul's by-the-Sea Episcopal Church
- **Tour Size:** Average of 6 to 8 participants per tour
- **Sales Process:**
 - All bookings are made online in advance
 - No in-person or cash transactions
- **Tour Guides:**
 - Residents local to the area serving as independent contractors (1099 status)
 - Trained in high-quality customer experience and Ocean City history

Operations & Compliance

We are fully committed to operating respectfully and legally within Ocean City's regulations. Our compliance commitments include:

- Use of only public sidewalks and pedestrian pathways
- No entry onto private property or buildings
- No use of sound amplification devices
- Group sizes limited to minimize sidewalk congestion
- Enforced code of conduct for both guides and guests
- All guides are trained to prioritize safety, public courtesy, and non-disruption of public or private activity



Community Impact

We believe US Ghost Adventures contributes positively to the Ocean City community by:

- Enhancing the visitor experience through engaging, historical storytelling
 - Supporting year-round tourism, including off-peak seasons
 - Creating flexible work opportunities for local residents
 - Encouraging respect for Ocean City's cultural and historical heritage
-

Attachments

- **Route Maps** – Standard and Extended Routes
-

Contact Information

Owner: Lance Zaal

Point of Contact: Samantha Sautua

Phone: (617) 386-2042

Email: Payroll@Tourismo.com

Mailing Address: 640 Governor Nicholls St, New Orleans, LA 70116

Website: www.usghostadventures.com

Thank you for your time and consideration. We welcome the opportunity to speak further, provide any additional information, or meet any requirements necessary to operate within Ocean City.

Sincerely,

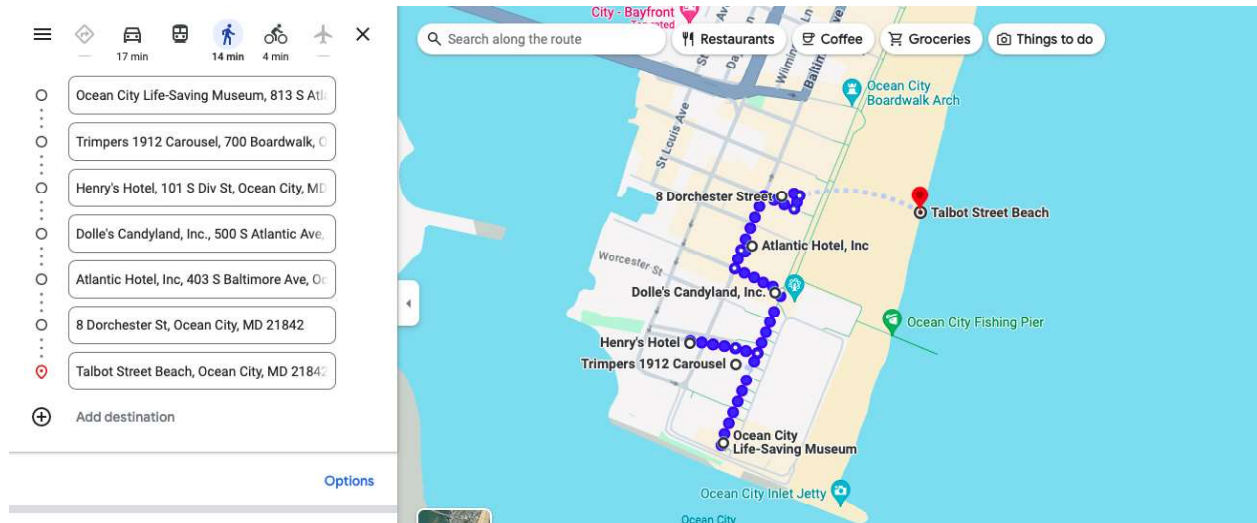
A handwritten signature in black ink, appearing to read "S. Sautua", written in a cursive style.

Samantha Sautua

Human Resource Assistant

Ocean City Outline

Standard Tour



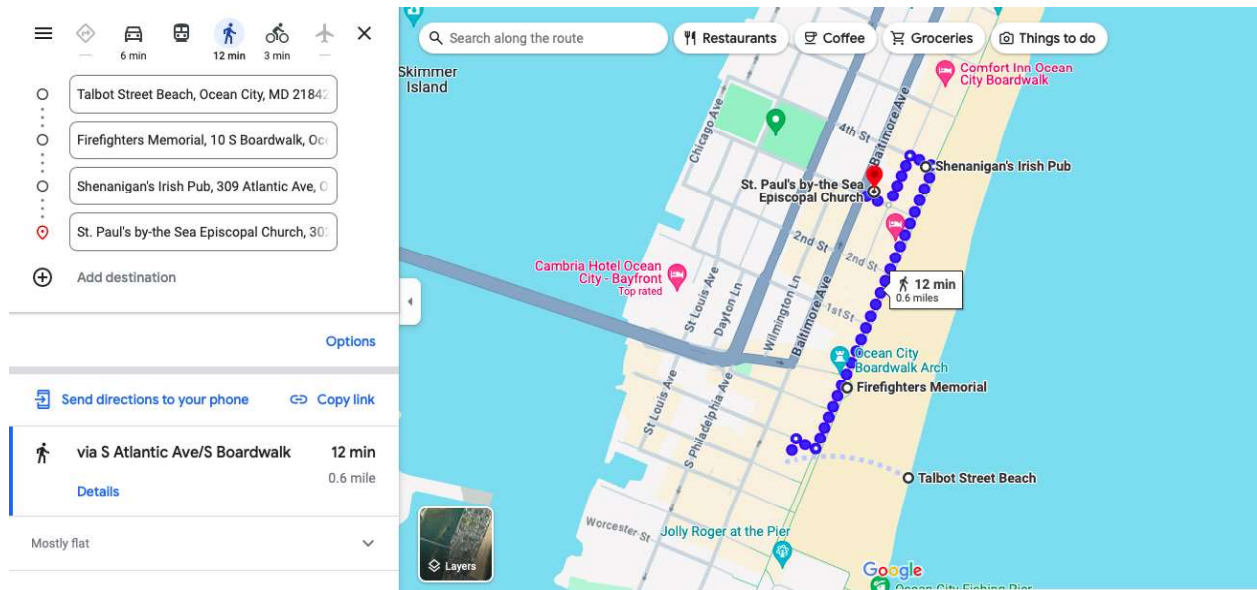
Map Link: <https://maps.app.goo.gl/2DiRaBPoAkddmdsv6>

Distance: 0.6 miles, 7 stops, 60 minutes

Meeting Location: Guests should meet their guide outside of the Ocean City Life-Saving Museum, 813 S Atlantic Ave, Ocean City, MD 21842

1. **The Ocean City Lifesaving Museum** | 813 S. Atlantic Avenue
2. **Trimpers 1912 Carousel** | 700 Boardwalk
3. **Henry's Hotel** | 101 S Div St
4. **Dolle's Candyland, Inc.** | 500 S Atlantic Ave
5. **Atlantic Hotel, Inc** | 403 S Baltimore Ave
6. **The Tarry-A-While** | 8 Dorchester Street
7. **Talbot Street Beach** | Ocean City, MD **(Photo Op)**

Extended Tour



Map Link: <https://maps.app.goo.gl/tvWENQ9wBciYDducA>

Distance: 0.6 miles (from last standard stop), 3 stops, 30 minutes

1. **Firefighters Memorial** | 10 S Boardwalk
2. **Shenanigan's Irish Pub** | 309 Atlantic Ave
3. **St. Paul's by-the Sea Episcopal Church** | 302 Baltimore Ave

Diana Chavis

From: Samm S. <payroll@tourismo.com>
Sent: Thursday, October 16, 2025 5:54 PM
To: Diana Chavis
Subject: Re: Formal Business Plan - US Ghost Adventures LLC

Hello!

We currently do not notify the businesses along our walking tour route, as the tours are conducted exclusively on public sidewalks and do not involve entering any private property or business premises. Our tours focus on storytelling and sharing the history of the area from public spaces, and we strive to ensure that we are respectful and non-disruptive to surrounding businesses and the general public.

Please let us know if you have any other questions.



Samm S.
Human Resources Assistant

Email: payroll@tourismo.com
Contact: (617) 386-2042

On Wed, Oct 15, 2025 at 11:40 AM Diana Chavis <DChavis@oceancitymd.gov> wrote:

Samm,

One question: Do the businesses on the tour route know they are part of a tour route?

Diana L. Chavis, MMC

Town of Ocean City Clerk

O: 410.289.8842

A: 301 N. Baltimore Ave, OC, MD 21842





TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.A

Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: Second Reading - Ordinance 2025-26 to Amend Article V entitled Bicycles, Skateboards and Similar Conveyances of Chapter 90
DATE: October 27, 2025

ISSUE(S): Second Reading - Ordinance 2025-26 to amend Chapter 90, entitled Traffic and Vehicles, Article V entitled Bicycles, Skateboards and Similar Conveyances.

SUMMARY: Pursuant to a change in State law, effective October 1, 2025, unless prohibited by local ordinance, a person is permitted to ride a bicycle, play vehicle, or unicycle on a sidewalk or a sidewalk area.

At a prior Work Session, with the knowledge of the State law change, and with the recommendation of the Ocean City Bicycle and Pedestrian Advisory Committee (BPAC), the Police Commission, and staff, the Mayor and City Council directed the City Solicitor to draft an ordinance to prohibit bicycles on sidewalks except for areas approved by a resolution of the Mayor and City Council.

To appropriately execute the direction of the Mayor and City Council, Chapter 90, Article V, titled "Bicycles, Skateboards and Similar Conveyances" of the Town's Code needed to be substantially revised. Given the substantial revisions, this matter came back before the Mayor and City Council for presentation at the October 14, 2025, Work Session.

Following the presentation of the draft Ordinance, a Motion was made (and carried) to advance the draft Ordinance to First Reading.

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Adopt Ordinance 2025-26.



More Livable Community for Residents

ALTERNATIVES: Defer to Mayor and Council

RESPONSIBLE STAFF: Police Chief Ray Austin
Capt Dennis Eade
Lt Allen Hawk
Sgt Nathan Kutz
Public Works Director Hal Adkins
City Solicitor Heather Stansbury
Deputy City Manager JR Harmon

COORDINATED WITH: Ocean City Bicycle and Pedestrian Advisory Committee (BPAC)
Police Commission.

ATTACHMENT(S): 1. ORD 2025 - Amend Chapter 90, Art V, Bicycles.pdf
2. Chart of Roadways Boardwalk and Sidewalk usage.pdf

First Reading _____

Second Reading _____

ORDINANCE 2025-

**ORDINANCE TO AMEND ARTICLE V, ENTITLED BICYCLES,
SKATEBOARDS AND SIMILAR CONVEYANCES, OF CHAPTER 90, ENTITLED
TRAFFIC AND VEHICLES, OF THE CODE OF THE TOWN OF OCEAN CITY,
MARYLAND**

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE
MAYOR AND CITY COUNCIL OF OCEAN CITY THAT ARTICLE V,
ENTITLED BICYCLES, SKATEBOARDS AND SIMILAR CONVEYANCES OF
CHAPTER 90, ENTITLED TRAFFIC AND VEHICLES, OF THE CODE OF THE
TOWN OF OCEAN CITY, MARYLAND, BE AND THE SAME IS HEREBY
AMENDED AS FOLLOWS:**

Chapter 90 – TRAFFIC AND VEHICLES

...

ARTICLE V. BICYCLES, SKATEBOARDS AND SIMILAR CONVEYANCES¹

Sec. 90-191. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

~~Bicycle means a vehicle that is designed to be operated by human power, has two or three wheels, of which one is more than 14 inches in diameter, and has a wheel configuration as follows: If the bicycle has two wheels, with both wheels in tandem, or if the vehicle has three wheels, with one front wheel and with two rear wheels that are spaced equidistant from the center of the bicycle. The term "bicycle" includes surrey bikes.~~

Bicycle shall mean the following:

- (1) a vehicle that:
 - (i) is designed to be operated by human power;
 - (ii) has at least two or three wheels; and
 - (iii) handlebars for steering.
- (2) an electric bicycle, generally, subject to the specific definition below in this section;

LAW OFFICES
AYRES, JENKINS,
GORDY & ALMAND, P.A.
SUITE 200
6200 COASTAL HIGHWAY
OCEAN CITY, MD 21842

¹State law reference(s)—Bicycles and play vehicles, Ann. Code of Md., Transportation article, § 21-1201 et seq.; authority to regulate bicycles, Ann. Code of Md., Transportation article, § 25-102(a)(8).

- (3) a moped;
- (4) an electric low speed scooter;
- (5) a surrey bike; or
- (6) a unicycle.

Bike lane means any portion of a roadway or shoulder designated for single-directional bicycle flow.

Electric bicycle means a vehicle that is designed to be operated by human power with the assistance of an electric motor, is equipped with fully operable pedals, has two or three wheels, has a motor with a rating of 750 watts or less, and meets one of the following requirements:

- (1) Class 1 electric bicycle is equipped with a motor that provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches a speed of 20 miles per hour;
- (2) Class 2 electric bicycle is equipped with a motor that provides assistance whether or not the rider is pedaling the bicycle and ceases to provide assistance when the bicycle reaches a speed of 20 miles per hour; or
- (3) Class 3 electric bicycle is equipped with a motor that provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches a speed of 28 miles per hour.

Electronic personal assistive mobility device (EPAMD) means a device that has two nontandem wheels, is self-balancing, is powered by an electronic propulsion system, has a maximum speed capability of 15 miles per hour, and is designed to transport one person. As used in this article, an EPAMD only includes those electronic propulsion devices often referred to as "Segways," but does not include those electronic propulsion devices often referred to as "hover boards."

Pushcarts means a wheeled cart or wagon or similar conveyance designed to be pushed on or pulled by hand and not designed or equipped for riding or propulsion by pedals or motor.

Roadway means any part of a highway, street, road, public way, avenue or alley that is improved, designed or ordinarily used for motor vehicle travel, other than the shoulder or designated bike path.

Roller Skates as used in this article shall include roller skates, in-line skates or rollerblades.

Sidewalk means for the purposes of this article, that part of a highway:

- (1) That is intended for use by pedestrians; and
- (2) That is between:

- (i) The lateral curb lines or, in the absence of curbs, the lateral boundary lines of a roadway; and
- (ii) The adjacent property lines.

Skateboards as used in this article shall include non-motorized skateboards and motorized one-wheels, hover boards, and electric skateboards.

(Code 1972, § 30-1.A; Code 1999, § 90-191; Ord. No. 2005-12, 5-16-2005; Ord. No. 2016-14, 6-6-2016; Ord. No. 2020-15, § 90-191, 10-19-2020)

Sec. 90-192. - Roadway - Operation of bicycles, electric bicycles, skateboards, roller skates, pushcarts and EPAMDs on Roadway. Use of bike lane or shoulder by persons operating bicycles, electric bicycles or EPAMDs.; riding bicycle or EPAMD on roadway.

- (a) *Roadways with bike lane or shoulder paved to smooth surface.* Where there is a bike lane paved to a smooth surface or a shoulder paved to a smooth surface, a person operating a bicycle or electric bicycle, roller skates or a skateboard shall use the bike lane or shoulder and may not ride on the roadway, except in the following situations:
 - (1) When overtaking and passing another bicycle, electric bicycle, roller skates, skateboard, pedestrian, or other vehicle within the bike lane or shoulder if the overtaking or passing cannot be done safely within the bike lane or shoulder;
 - (2) When preparing for a left turn at an intersection or onto an alley, private road, or driveway;
 - (3) When reasonably necessary to leave the bike lane or shoulder to avoid debris or other hazardous condition; or
 - (4) When reasonably necessary to leave the bike lane because the bike lane is overlaid with a right turn lane, merge lane, or other marking that breaks the continuity of the bike lane.
- (b) *Leaving bike lane.* A person operating a bicycle, or electric bicycle, roller skates or a skateboard may not leave a bike lane or shoulder until the movement can be made with reasonable safety and then only after giving an appropriate signal.
- (c) *Riding to right side of roadway.* Each person operating a bicycle, or electric bicycle, roller skates or a skateboard on a roadway shall ride as near to the right side of the roadway as practicable and safe, except when making or attempting to make a left turn, when operating on a one-way street, or when passing a stopped or slower-moving vehicle.
- (d) *Unlawful riding.*
 - (1) EPAMD and Pushcarts. It is unlawful for a person to ride an EPAMD or operate a pushcart on a bike lane, shoulder of road or a roadway, except to cross a roadway at an intersection

- (2) Skateboards. It shall be unlawful for any person to operate a skateboard on any public lots or any other public property except for:
- (i) public skateboard facilities;
 - (ii) at public sponsored or authorized skateboard events within the corporate limits of Ocean City; or
 - (iii) as provided for in this section or section 90-193.
- (3) Roller Skates. It shall be unlawful for any person to operate roller skates on any public lots and other public property, except for:
- (i) in public roller skate facilities;
 - (ii) at publicly sponsored or authorized roller skate events within the corporate limits of Ocean City; or
 - (iii) as provided for in this section or section 90-193.

(Code 1972, § 30-1.B(1)—(3); Code 1999, § 90-192; Ord. No. 2005-12, 5-16-2005; Ord. No. 2020-15, § 90-192, 10-19-2020)

Sec. 90-193. - Boardwalk - Operation of bicycles, electric bicycles, skateboards, roller skates, pushcarts and EPAMDs on boardwalk.

- (a) ~~Operation of b~~Bicycles, as defined in subsections (1), (5) and (6) of the Bicycle definition in this article, class 1 electric bicycles, non-motorized skateboards, roller skates, pushcarts and EPAMDs may be operated on the boardwalk is only permitted, during the periods and times established by resolution of the Mmayor and Ccity Council.
- (b) Notwithstanding anything to the contrary stated in this section, it shall be unlawful for more than six persons to ride on any bicycle or tricycle or on any self-propelled vehicle with more than two wheels or for any bicycle or tricycle or any self-propelled vehicle capable of containing more than six persons to be operated on the boardwalk at any time.
- (c) It shall be unlawful for any nongovernmental motor vehicle or motor-assisted vehicle, to be operated on the boardwalk at any time without permission of the Mmayor and Ccity Council or its designated agent.
- (d) It shall be unlawful to ride, propel, push or otherwise operate a class 2 or class 3 electric bicycle, motorized skateboards, a moped, or an electric low speed scooter on the boardwalk at any time.
- (e) It shall be unlawful for any person to ride, propel, push or otherwise operate any electronically propelled, gas propelled, or human propelled device, for transportation use, recreational use, or any other use on the boardwalk at any time unless otherwise expressly permitted in this article, in other articles or chapters of this Code, or in compliance with the Americans with Disabilities Act (ADA) and policy of the Mmayor and Ccity Council.

- (f) It shall be unlawful for any person to operate the otherwise permitted bicycles, electric bicycles, skateboards, roller skates, pushcarts and EPAMDs in a careless or imprudent manner that endangers any property or the life or person of any individual on the boardwalk.
- (g) It shall be unlawful for any person to ride, propel, push or otherwise operate any conveyance defined by this article, as well as any other electronically propelled, gas propelled, or human propelled device, for transportation use, recreational use, or any other use, on the sea wall, railings or benches on or adjacent to the boardwalk at any time.
- (h) For the purposes of this section, the Boardwalk shall include Somerset Street from Baltimore Avenue east to the boardwalk, and South First Street from Baltimore Avenue east to the boardwalk are hereby designated as pedestrian ways/parks.

(Code 1972, § 30-1.B(4); Code 1999, § 90-193; Ord. No. 1994-21, 7-18-1994; Ord. No. 2005-12, 5-16-2005; Ord. No. 2005-24, 8-15-2005; Ord. No. 2009-10, 5-4-2009; Ord. No. 2010-2, 3-1-2010; Ord. No. 2010-3, 3-15-2010; Ord. No. 2016-14, 6-6-2016; Ord. No. 2020-15, § 90-193, 10-19-2020; Ord. No. 2021-03, 5-3-2021; Ord. No. 2022-25, 11-7-2022)

Sec. 90-194. Lamps and reflectors on bicycles.

- ~~(a) If a bicycle or electric bicycle is used on a highway at any time when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of 1,000 feet, the bicycle shall be equipped:~~
 - ~~(1) On the front, with a lamp that emits a white light visible from a distance of at least 500 feet to the front; and~~
 - ~~(2) On the rear, with a red reflector of a type approved by the administration and visible from all distances from 600 feet to 100 feet to the rear when directly in front of lawful upper beams of headlamps on a motor vehicle.~~
- ~~(b) A bicycle, electric bicycle or bicyclist may be equipped with a lamp that emits a red light or a flashing amber light visible from a distance of 500 feet to the rear in addition to the red reflector required by subsection (a) of this section.~~

~~(Code 1972, § 30-2; Code 1999, § 90-194; Ord. No. 2020-15, § 90-194, 10-19-2020)~~

~~State law reference(s) Similar provisions, Ann. Code of Md., Transportation article, § 21-1207.~~

Sec. 90-194. - Sidewalks - Operation of bicycles, electric bicycles, skateboards, roller skates, pushcarts, EPAMDs or similar devices on sidewalks.

- (a) Except as stated in subsection (b) and (c) of this section, it shall be unlawful for any person to ride, propel, push or otherwise operate any the following devices for transportation use, recreational use, or any other use on any sidewalk within the corporate limits of Ocean City at any time:

- (1) bicycles;
- (2) electric bicycles;
- (3) skateboards;
- (4) roller skates; and
- (5) an electronically propelled, or gas propelled device of any kind.
- (b) A person may operate the following devices on any sidewalk within the corporate limits of Ocean City:
 - (1) an EPAMD;
 - (2) a Pushcart;
 - (3) a device that is operating in compliance with the Americans with Disabilities Act (ADA); or
 - (4) a device that is permitted on sidewalks as so designated by resolution of the Mayor and City Council.
- (c) A person under the age of 16 years may operate a Bicycle as defined in subsection (1) of the bicycle definition in this article provided that said operation does not interfere with pedestrian use of the sidewalk.

State law reference: Ann. Code of Md., Transportation Article, §21-1103.

Sec. 90-195. Operation of skateboards.

- ~~(a) It shall be unlawful for any person to ride, propel, push or otherwise operate a skateboard on Atlantic Avenue (the Boardwalk) except during the time periods established by resolution of the Mayor and City Council.~~
- ~~(b) It shall be unlawful for any person to ride, propel, push or otherwise operate a skateboard on the sea wall, railings or benches on or adjacent to Atlantic Avenue (the boardwalk) at any time.~~
- ~~(c) Subject to subsection (a) of this section, it shall be unlawful for any person to ride, propel, push or otherwise operate a skateboard on any other public street, public way, ramp, public alley, public sidewalk, public lots or any other public property (except for public skateboard facilities, and public sponsored or authorized skateboard events) within the corporate limits of Ocean City between April 1 and October 1 of each year.~~

~~(Code 1972, § 30-3; Code 1999, § 90-195; Ord. No. 2012-28, 10-15-2012; Ord. No. 2021-13, 5-17-2021)~~

Sec. 90-196. Operation of roller skates.

~~It shall be unlawful for any person to ride, propel, push, or otherwise operate roller skates on any public street, public way, public alley, public sidewalk, public boardwalk, public lots and other public property, except as follows:~~

- ~~(1) In public roller skate facilities and publicly sponsored or authorized roller skate events within the corporate limits of Ocean City.~~

~~(2) In the designated bike lanes north of 17th Street.~~

~~(3) On Atlantic Avenue (the Boardwalk) during the time periods established by resolution of the Mayor and City Council.~~

~~(Code 1972, § 30-4; Code 1999, § 90-196; Ord. No. 2021-13, 5-17-2021)~~

~~Sec. 90-197. Pedestrian ways/parks.~~

~~(a) Somerset Street from Baltimore Avenue east to the boardwalk, South Division Street from Philadelphia Avenue west to the Bay and South First Street from Baltimore Avenue east to the boardwalk are hereby designated as pedestrian ways/parks.~~

~~(b) Except as provided by subsection (c) of this section, it shall be unlawful for any person to ride, propel, push or otherwise operate a bicycle, EPAMD, pusheart, seooter, skateboard, roller skate or similar self-propelled vehicle or device on a pedestrian way/park. Carrying or walking such vehicles or devices while walking through a pedestrian way/park shall not be considered a violation hereof.~~

~~(c) Notwithstanding subsection (b) of this section to the contrary, it shall be lawful for a person to ride or operate a bicycle or EPAMD on the Somerset Street pedestrian way/park during the same hours as permitted on Atlantic Avenue (the boardwalk).~~

~~(Code 1999, § 90-197; Ord. No. 2002-11, 5-20-2002; Ord. No. 2006-17, 5-15-2006; Ord. No. 2007-6, 4-2-2007)~~

~~Sec. 90-198. Operation of EPAMDs.~~

~~It shall be unlawful for any individual to operate an EPAMD at a speed greater than six miles per hour, except on private property.~~

~~(Code 1999, § 90-198; Ord. No. 2005-12, 5-16-2005)~~

Sec. 90-195. - Lamps and reflectors on bicycles.

(a) If a bicycle is used on a highway at any time when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of 1,000 feet, the bicycle shall be equipped:

(1) On the front, with a lamp that emits a white light visible from a distance of at least 500 feet to the front; and

(2) On the rear, with a red reflector of a type approved by the administration and visible from all distances from 600 feet to 100 feet to the rear when directly in front of lawful upper beams of headlamps on a motor vehicle.

(b) A bicycle, electric bicycle or bicyclist may be equipped with a lamp that emits a red light or a flashing amber light visible from a distance of 500 feet to the rear in addition to the red reflector required by subsection (a) of this section.

(Code 1972, § 30-2; Code 1999, § 90-194; Ord. No. 2020-15, § 90-194, 10-19-2020)

State law reference(s)—Similar provisions, Ann. Code of Md., Transportation article, § 21-1207.

Sec. 90-196. – Violations.

Any person violating any provision of this article shall be deemed to have committed a municipal infraction.

Secs. 90-199~~197~~—90-210. Reserved.

INTRODUCED at a meeting of the City Council of Ocean City, Maryland held on October ____, 2025.

ADOPTED AND PASSED by the required vote of the elected membership of the City Council and approved by the Mayor at its meeting held on _____, 2025.

ATTEST:

DIANA L. CHAVIS, Clerk

RICHARD W. MEEHAN, Mayor

Approved as to form:

MATTHEW M. JAMES, President

Heather Stansbury
Ayres, Jenkins, Gordy & Almand, P.A.
Office of City Solicitor

ANTHONY J. DELUCA, Secretary

	Bicycle	E-Bikes	Skateboards	Roller skates	EPMAD	Pushcarts	Additional Comments
ROADWAY	Yes	Yes	Yes	Yes	No	No	
BOARDWALK*	Yes**	Class 1 only	Yes (non-motorized only)	Yes	Yes	Yes	*Operation of non-ADA devices on the Boardwalk is restricted by dates and times as set in a Resolution **Class 2 or class 3 electric bicycles, mopeds, electric low speed scooters and motorized skateboards are never permitted on the boardwalk.
SIDEWALK	No*	No	No	No	Yes	Yes	*Children under the age of 16 may ride non-motorized bicycles on the sidewalks provided they do not interfere with pedestrians.



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.B
Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: Second Reading Ordinance 2025-27 to Amend Multiple Sections of the Town Code to Increase Municipal Infraction and Town Misdemeanor Fines and Penalties
DATE: October 27, 2025

ISSUE(S): Second Reading - Ordinance 2025-27 amends multiple sections of the Town Code increasing municipal infraction and misdemeanor fines and penalties and revising the Town Code for consistency and clarity as to penalties and fines.

SUMMARY: Effective October 1, 2025, and as a result of Senate Bill 820, §6-101 and §6-102 of the Local Government Article of the Maryland Annotated Code now allows municipalities to increase the maximum monetary penalty for civil infractions, and maximum monetary penalty for misdemeanors to \$5,000 (previously both were \$1,000).

Additionally, §6-101 of the Local Government Article of the Maryland Annotated Code was amended previously by the Legislature to allow municipalities to establish a maximum length of imprisonment for misdemeanors to 6 months.

Section 1-8 of the Town Code generally covers penalties. Additionally, there are specific sections in the Town Code which also set forth a penalty in addition to what is listed in Section 1-8.

Specific code sections are being amended by this Ordinance to reflect increased penalties and fines. Additionally, Code sections are being added which are necessary to provide consistency and clarity to the penalties and fines.

Section 1-8 is being revised to provide clearer guidance as to the penalties for municipal infractions and Town misdemeanors.

FISCAL IMPACT: To be determined.

RECOMMENDATION: Adopt Ordinance 2025-27.



1st Class Resort and Tourist Destination

ALTERNATIVES:	Defer to Mayor and Council
RESPONSIBLE STAFF:	City Solicitor Heather Stansbury City Manager Terry McGean
COORDINATED WITH:	Applicable Staff
ATTACHMENT(S):	1. ORD 2025 - Amending and Adding Penalties for Infractions & Misdemeanors (1).pdf

First Reading _____

Second Reading _____

ORDINANCE 2025 - _____

AN ORDINANCE TO AMEND SECTIONS 1-7 ENTITLED ALTERING OR TAMPERING WITH CODE; 1-8 ENTITLED VIOLATIONS AND PENALTIES; 10-31 ENTITLED VIOLATIONS AND PENALTIES; 14-38 ENTITLED SUSPENSION AND REVOCATION; 14-62 ENTITLED VIOLATIONS AND PENALTIES; 14-152 ENTITLED PENALTIES; 14-175 ENTITLED VIOLATION; 14-205 ENTITLED VIOLATIONS AND PENALTIES; 14-292 ENTITLED SUSPENSION; 14-295 ENTITLED PENALTIES AND REMEDIES; 14-317 ENTITLED PROHIBITION AGAINST CHILDREN IN A SEXUALLY ORIENTED BUSINESS; 14-320 ENTITLED INJUNCTION; 14-335 ENTITLED VIOLATIONS AND PENALTIES; 22-1 ENTITLED VIOLATIONS; 22-42 ENTITLED VIOLATION AND PENALTY; 26-53 VIOLATIONS AND PENALTIES; 26-55 ENTITLED LIMIT ON NUMBER OF FALSE ALARMS; FINES FOR EXCESSIVE FALSE ALARMS; 30-154 ENTITLED PENALTIES; 30-255 ENTITLED VIOLATIONS, PENALTIES AND CIVIL RELIEF; 30-405 ENTITLED VIOLATIONS; 34-27 ENTITLED VIOLATIONS; 38-32 ENTITLED VIOLATIONS AND PENALTIES; 39-209 ENTITLED VIOLATIONS AND PENALTIES; 58-2 PUBLIC URINATION AND DEFECACTION PROHIBITED; 58-3 IMPERSONATION OF MUNICIPAL OFFICERS; 58-4 USE OF VEHICLES FOR SLEEPING QUARTERS; 58-5 DROPPING OR THROWING OBJECTS FROM BUILDING; 58-6 ENTITLED DROPPING OBJECTS OR THROWING OBJECTS ON OR AT VEHICLES, PROPERTY OR PERSONS; 58-31 ENTITLED HARASSMENT BY LASER POINTERS; 58-52 ENTITLED PROHIBITED ACTS; 58-71 ENTITLED PUBLIC CONSUMPTION GENERALLY, 58-72 ENTITLED PUBLIC POSSESSION GENERALLY; 58-96 ENTITLED FAILURE TO OBEY AN ORDER OF A POLICE OFFICER; 58-97 ENTITLED VIOLATIONS AND PENALTIES; 58-101 ENTITLED DISCHARGE OF FIREARMS; 58-122 ENTITLED VIOLATIONS AND PENALTIES; 58-143 ENTITLED VIOLATIONS AND PENALTIES; 58-163 ENTITLED VIOLATIONS AND PENALTIES; 58-183 ENTITLED VIOLATIONS AND PENALTIES; 58-194 ENTITLED PENALTIES; 58-204 ENTITLED PENALTIES; 59-4 ENTITLED VIOLATIONS; 62-9 ENTITLED VIOLATIONS; 78-121 ENTITLED GENERAL REQUIREMENTS; APPROVAL PROCEDURE; 90-301 ENTITLED PENALTIES; 90-382 ENTITLED VIOLATIONS AND PENALTIES; 90-404 ENTITLED PENALTIES; 94-86 ENTITLED VIOLATIONS AND PENALTIES; 102-53.1 ENTITLED SUSPENSION OR REVOCATION OF BUSINESS LICENSE; 102-73 ENTITLED VIOLATIONS; 102-133 ENTITLED VIOLATIONS AND PENALTIES; 106-32 ENTITLED VIOLATIONS; 106-135 ENTITLED VIOLATIONS AND PENALTIES; 106-251 ENTITLED VIOLATIONS AND 110-884 ENTITLED OUTDOOR DISPLAY OF MERCHANDISE STANDARDS FOR PROPERTIES FRONTING ON ATLANTIC

LAW OFFICES

AYRES, JENKINS,
GORDY & ALMAND, P.A.SUITE 200
6200 COASTAL HIGHWAY
OCEAN CITY, MD 21842

AVENUE (BOARDWALK); AND ADDING SECTIONS 6-4 ENTITLED VIOLATIONS AND PENALTIES; 14-39 ENTITLED VIOLATIONS; 18-6 ENTITLED VIOLATIONS AND PENALTIES; 30-2 ENTITLED PENALTIES; 30-31 ENTITLED PENALTIES; 30-181 ENTITLED PENALTIES; 66-18 ENTITLED VIOLATIONS AND PENALTIES ; 70-146 ENTITLED VIOLATIONS AND PENALTIES; 74-5 ENTITLED VIOLATIONS AND PENALTIES; 74-43 ENTITLED VIOLATIONS AND PENALTIES; 82-2-ENTITLED VIOLATIONS; 90-6 ENTITLED VIOLATIONS AND PENALTIES; 94-40 ENTITLED VIOLATIONS AND PENALTIES; AND 106-71 ENTITLED VIOLATIONS AND PENALTIES, OF THE CODE OF THE TOWN OF OCEAN CITY, MARYLAND

WHEREAS, effective October 1, 2025, and as a result of Senate Bill 820, §6-101 and §6-102 of the Local Government Article of the Maryland Annotated Code now allows municipalities to increase the maximum monetary penalty for civil infractions and maximum monetary penalty for misdemeanors to \$5,000 (previously both were \$1,000); and

WHEREAS, §6-101 of the Local Government Article of the Maryland Annotated Code was amended previously by the Legislature to allow municipalities to establish a maximum length of imprisonment for misdemeanors of six (6) months; and

WHEREAS, the Town of Ocean City Code has the penalties for municipal infractions, fines, and misdemeanors in various sections of the Code; and

WHEREAS, stating the offense for a specific Code section is best placed in the specific Chapter for which the act appears, for consistent and clear enforcement; and

WHEREAS, Section C-416A of the Town's Charter states, "The Mayor and City Council of Ocean City may provide by ordinance for the enforcement of this Charter and of any ordinance or regulation made hereunder. The violation of this Charter or such ordinance or regulation is hereby declared to be a misdemeanor, and the Mayor and City Council of Ocean City may provide for the punishment thereof by fine or imprisonment or both. It is also empowered to provide civil penalties for such violation."

WHEREAS, pursuant to the powers of the Council as set forth in Charter §C-414, and after careful consideration, the Mayor and City Council have determined that the changes to penalties and fines as set forth in the amended code sections below, are necessary for the good government of the Town; for the protection and preservation of the Town's property, rights and privileges; for the preservation of peace and good order; for securing persons and property from violence, danger or destruction; and for the protection and promotion of the health, safety, comfort, convenience, welfare and happiness of the residents of the Town and its visitors.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY THAT SECTIONS 1-7 ENTITLED ALTERING OR TAMPERING WITH CODE; 1-8 ENTITLED VIOLATIONS AND PENALTIES; 10-31 ENTITLED VIOLATIONS AND PENALTIES; 14-38 ENTITLED SUSPENSION AND REVOCATION; 14-62 ENTITLED VIOLATIONS AND PENALTIES; 14-152 ENTITLED PENALTIES; 14-175 ENTITLED

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 317 ENTITLED PROHIBITION AGAINST CHILDREN IN A SEXUALLY
 ORIENTED BUSINESS; 14-320 ENTITLED INJUNCTION; 14-335 ENTITLED
 VIOLATIONS AND PENALTIES; 22-1 ENTITLED VIOLATIONS; 22-42
 ENTITLED VIOLATION AND PENALTY; 26-53 VIOLATIONS AND
 PENALTIES; 26-55 ENTITLED LIMIT ON NUMBER OF FALSE ALARMS;
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 58-71 ENTITLED PUBLIC CONSUMPTION GENERALLY, 58-72 ENTITLED
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 AND PENALTIES; 90-404 ENTITLED PENALTIES; 94-86 ENTITLED
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 133 ENTITLED VIOLATIONS AND PENALTIES; 106-32 ENTITLED
 VIOLATIONS; 106-135 ENTITLED VIOLATIONS AND PENALTIES; 106-251
 ENTITLED VIOLATIONS AND 110-884 ENTITLED OUTDOOR DISPLAY OF
 MERCHANDISE STANDARDS FOR PROPERTIES FRONTING ON ATLANTIC
 AVENUE (BOARDWALK) BE, AND THEY ARE HEREBY, AMENDED; AND
 ADDING SECTIONS 6-4 ENTITLED VIOLATIONS AND PENALTIES; 14-39
 ENTITLED VIOLATIONS; 18-6 ENTITLED VIOLATIONS AND PENALTIES; 30-
 2 ENTITLED PENALTIES; 30-31 ENTITLED PENALTIES; 30-181 ENTITLED
 PENALTIES; 66-18 ENTITLED VIOLATIONS AND PENALTIES; 70-146
 ENTITLED VIOLATIONS AND PENALTIES; 74-5 ENTITLED VIOLATIONS
 AND PENALTIES; 74-43 ENTITLED VIOLATIONS AND PENALTIES; 82-2
 ENTITLED VIOLATIONS; 90-6 ENTITLED VIOLATIONS AND PENALTIES; 94-
 40 ENTITLED VIOLATIONS AND PENALTIES; AND 106-71 ENTITLED
 VIOLATIONS AND PENALTIES, AS FOLLOWS:

Chapter 1 - GENERAL PROVISIONS

...

Sec. 1-7. - Altering or tampering with Code.

It shall be unlawful for anyone to improperly change or amend, by additions or deletions, any part or portion thereof, or to alter or tamper with such Code in any manner whatsoever, which will cause the law of Ocean City to be misrepresented thereby. Anyone violating this section shall be subject, upon conviction, to a fine of not less than ~~\$5.00~~ \$250.00 nor more than ~~\$100.00~~ \$5,000.00, or by imprisonment for a period not to exceed ~~20 days~~ 6 months, or by both such fine and imprisonment.

(Code 1972, § 1-15; Code 1999, § 1-7)

Sec. 1-8. - Violations and penalties.

- (a) Prohibitions. It shall be unlawful to violate any of the laws, ordinances, or resolutions ~~or orders issued pursuant to chapter 18~~, as same may be, from time to time, adopted, passed or amended by the Mayor and City Council of Ocean City and/or any ~~declarations, resolutions, proclamations or orders of~~ by the Mayor pursuant to chapter 18. ~~and any violations thereof, unless otherwise provided in this Code, shall be either a misdemeanor or a municipal infraction as particularized herein.~~
- (b) Misdemeanors.
 - (1) Any violation of the following laws, ordinances, resolutions, ~~or orders issued pursuant to chapter 18~~ shall be, and they are hereby declared to be, a misdemeanor:
 - a. ~~Chapter 6, section 6-34(7), (8), (12), (14), (15), (16), and (21).~~
 - b. ~~Chapter 18.~~
 - c. ~~Chapter 30, article V, divisions 1 through 7, sec. 30-383 of division 8.~~
 - d. ~~Chapter 30, article VIII.~~
 - e. ~~Chapter 58, article II, divisions 1,2,3 and 6.~~
 - f. ~~Chapter 58, article III, article IV.~~
 - g. ~~Chapter 82.~~
 - h. ~~Chapter 90, article VI, section 90-276.~~
 - i. ~~Chapter 94, article IV.~~
 - (2) Any offender violating any of the provisions of any portion of the laws, ordinances, or resolutions, as same may be, from time to time, adopted, passed or amended by the Mayor and City Council of Ocean City and/or any declaration, resolutions, proclamations or orders of the Mayor pursuant to chapter 18 of this Code, declared to be a misdemeanor ~~or any of the above enumerated laws, ordinances, resolutions or orders issued pursuant to chapter 18, or committing any of the acts therein declared to be unlawful~~ shall, upon conviction thereof, by

a court of competent jurisdiction, be deemed guilty of an offense classified as a misdemeanor; ~~and be punishable by a fine of not more than \$500.00~~ \$5,000.00 and/or be imprisoned for a term not to exceed ~~three~~ six months, or both, unless otherwise provided in an enumerated section of this Code.

(c) Municipal infractions.

- (1) Any person, partnership, corporation, unincorporated association, or other business entity who shall violate any of the provisions of the laws, ordinances, resolutions, or code provisions, as same may be, from time to time, adopted, passed or amended by the Mayor and City Council of Ocean City ~~any of the provisions of the following laws, ordinances or resolutions or who shall fail to comply therewith, or who shall violate or fail to comply with any such order made thereunder, within the time fixed therefor, shall, for each and every such violation and/or noncompliance respectively, declared to be a municipal infraction, shall, upon a finding thereof, by a court of competent jurisdiction, be deemed to have committed a municipal infraction, punishable by a fine of not less than \$25.00~~ ~~1,000.00~~ of up to \$5,000.00 unless otherwise provided in an enumerated section of this Code. If a violation is not designated as a misdemeanor, it shall be treated as a municipal infraction.

a. ~~Chapter 6, (except as provided in subsection (b) of this section).~~

b. ~~Chapter 10.~~

c. ~~Chapter 14, article II, article V, article X and article XI.~~

d. ~~Chapter 30, section 30-1.~~

e. ~~Chapter 30, article II, division 2.~~

f. ~~Chapter 30, article III.~~

g. ~~Chapter 30, article IV.~~

h. ~~Chapter 30, article V, division 8, except sec. 30-383.~~

i. ~~Chapter 34.~~

j. ~~Chapter 58, article I, article II, divisions 4 and 5, article V, article VI.~~

k. ~~Chapter 62.~~

l. ~~Chapter 66.~~

m. ~~Chapter 70, article V.~~

n. ~~Chapter 74, articles I and II.~~

o. ~~Chapter 74, article V.~~

p. ~~Chapter 78, section 78-121.~~

q. ~~Chapter 90, articles I, III, IV, V, VI.~~

r. ~~Chapter 90, articles V and V-A.~~

s. ~~Chapter 94, article II.~~

t. — Chapter 94, article III.

u. — Chapter 98, article III.

v. — Chapter 102, article II.

w. — Chapter 106, article III, division 2.

x. — Chapter 106, article III, division 5.

y. — Chapter 106, article III, division 6.

z. — Chapter 110.

a.1. ~~Any other provisions, the violation of which is declared to be a municipal infraction.~~

(2) Any person, partnership, corporation, unincorporated association, or other business entity who shall be deemed to have committed a municipal infraction shall be issued a citation for such violation and/or noncompliance. For the purposes of this section, the following listed officials are authorized by the Mayor and City Council of Ocean City to issue citations to violators:

- a. Police officers.
- b. Qualified police officers and employees authorized by the chief of police.
- c. Animal control officers.
- d. Fire marshal.
- e. Fire chiefs.
- f. Fire investigators, fire inspectors and deputy fire marshals.
- g. Members of the beach patrol.
- h. Building officials.
- i. Planning and zoning administrators.
- j. Licensing investigators and licensing inspectors.
- k. City engineers and assistants.
- l. Solid waste manager.
- m. Recreation and parks personnel.
- n. City Clerk for the purposes of Chapter 22-42.

~~A copy of the citation shall be retained by the issuing authority and it shall bear certification attesting to the truth of the matter therein set forth.~~

(3) The citation shall further contain:

- a. Name and address of the person, partnership, corporation, unincorporated association or other business entity charged;
- b. The nature of the infraction;
- c. The location and time that the infraction occurred;

- d. The amount of the ~~infraction~~ fine assessed;
- e. The manner, location and time in which the fine may be paid to Ocean City;
and
- f. Notice of the right to elect to stand trial for the infraction; ~~pursuant to Ann. Code of Md., art. 23A, § 3 Local Government article §6-103.~~
- g. Notice of the effect of failing to pay the fine or demand a trial within the required time; and
- h. The enforcement officer's certification: (i) attesting to the truth of the matter set forth in the citation; or (ii) that the citation is based on an affidavit.

A copy of the citation shall be retained by the issuing authority, and it shall bear certification attesting to the truth of the matter therein set forth.

- (4) The imposition of one municipal infraction citation for any violation and/or noncompliance shall not excuse the violation and/or noncompliance nor permit it to continue; and all such violators guilty of such violation and/or noncompliance shall be required to correct or remedy such violation and/or noncompliance within a reasonable time; and when not otherwise specified, each 24 hours that prohibited conditions are maintained shall constitute a separate municipal infraction.
- (d) Other relief. It shall be unlawful for any person who is violating a municipal ordinance to fail and/or refuse to provide proper identification to the issuing authority by providing the person's name, address, and date of birth. Any person who shall fail and/or refuse to provide the person's name, address and date of birth to the issuing authority shall be charged with a violation of this section and, upon conviction thereof, by a court of competent jurisdiction, be deemed guilty of an offense classified as a misdemeanor and be punishable by a fine of not more than ~~\$1,000.00~~ \$5,000.00 and/or be imprisoned for not more than ~~90 days~~ 6 months, or both. In addition to any fines and penalties in subsections (b) and (c) of this section described, the Mayor and City Council of Ocean City may avail itself of any and all civil and equitable remedies for the purpose of stopping continuing offenses and violation of any chapter of this Code.
- (e) Continuing offenses. Each day an offense continues is a separate offense in the absence of provisions to the contrary.
- (f) Lien on property. Any municipal infraction resulting in a judgment against the violator shall be a lien on the violator's property, and the property shall be subject to being sold at tax and lien sales.
- (g) Issuance/Reissuance of Town licenses. Any municipal infraction or misdemeanor resulting in a judgment against a defendant in favor of the Town shall prohibit the defendant from having any Town-issued license issued/reissued in the defendant's name until such time that the judgment is satisfied.

(Code 1999, § 1-8; Ord. No. 1982-28, §§ 106-1—106-4, 6-7-1982; Ord. No. 2000-4 (emer.), 2-15-2000; Ord. No. 2000-7 (emer.), 3-14-2000; Ord. No. 2008-9, 5-19-2008; Ord. No. 2009-18, 8-3-2009; Ord. No. 2012-22, 6-18-2012; Ord. No. 2014-14, 5-19-2014;

Ord. No. 2015-15, 8-17-2015; Ord. No. 2017-16, 11-20-2017; Ord. No. 2020-02, 4-3-2020; Ord. No. 2020-10, 9-8-2020; Ord. No. 2021-06, 5-3-2021; Ord. No. 2021-11, 5-17-2021; Ord. No. 2022-02, 2-7-2022; Ord. No. 2022-04, 3-21-2022; Ord. No. 2023-11, 6-20-2023; Ord. No. 2024-13, 6-17-2024)

State law reference(s)—Violations of ordinances and resolutions, Ann. Code of Md., Local Government article, § 6-101 et seq.

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Chapter 6 - ANIMALS

ARTICLE I.- IN GENERAL

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Sec 6.4. - Violations and Penalties.

Any violation of the provisions of this chapter shall be deemed a municipal infraction and subject to the penalties in section 1-8, except for section 6-34 (7), (8), (12), (14), (15), (16), and (21) which shall be deemed a misdemeanor and subject to the penalties in section 1-8 for a misdemeanor. Each day a violation continues is a separate offense.

Secs. 6-45—6-30. — Reserved.

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Chapter 10 - BUILDINGS AND BUILDING REGULATIONS¹

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ARTICLE II. - BUILDING AND RELATED CODES²

DIVISION 1. - GENERALLY

Sec. 10-31. - Violations and penalties.

- (a) Any person or corporation who shall violate any of the provisions of this chapter or who shall fail to comply therewith or with any of the requirements thereof or who shall build or alter any building in violation hereof shall, upon conviction, be guilty of a municipal infraction. The owner of any building or premises or part thereof where anything in violation of this chapter shall be placed or shall exist and any architect,

¹State law reference(s)—Building regulations authorized, Ann. Code of Md., Local Government article, § 5-211.

²State law reference(s)—Maryland building performance standards, Ann. Code of Md., Public Safety article, § 12-503; building regulations authorized, Ann. Code of Md., Local Government article, § 5-211.

engineer, building contractor, agent, person or corporation employed in connection therewith and who has assisted in the commission of such violation shall, upon conviction, be guilty of a separate offense.

- (b) Any person or corporation who shall violate a provision of this ~~chapter division~~, except in cases where a different fine is established in the Code, shall be fined not less than ~~\$150.00~~ \$500.00 nor more than ~~\$500.00~~ \$2,500.00 for the initial or second violation. The fine for a third or any subsequent violation of the same offense by the same person shall be no less than ~~\$1,000.00~~ \$5,000.00
- (c) Each day that a violation continues shall be a separate offense.

(Code 1972, § 34-6; Code 1999, § 10-31; Ord. No. 2020-03, 5-4-2020; Ord. No. 2024-19, 7-1-2024)State law reference(s)—Penalties for ordinance violations, Ann. Code of Md., Local Government article, § 6-101 et seq.

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CHAPTER 14 – BUSINESSES

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ARTICLE II. – LICENSED OCCUPATIONS

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Sec. 14-38. - Suspension and revocation.

- (a) Suspension of a business license. The city manager may suspend a business license for a period of time not to exceed 30 days if the city manager determines that a licensee or an employee of a licensee has committed any one or more of the following acts:
 - (1) A licensee has breached any condition upon which their license was issued or has failed to comply with the provisions of this chapter.
 - (2) A licensee has committed an offense under a law or ordinance regulating business, a crime involving moral turpitude, or an unlawful sale of merchandise or prohibited goods.
 - (3) A licensee has engaged in an unlawful activity or nuisance related to the business.
 - (4) A license has failed to correct a building, zoning, fire or life safety violation within the timeframe directed in the notice of violation.
- (b) Revocation of a business license. The city manager may revoke a business license if the city manager determines:
 - (1) A license has been mistakenly or improperly issued, or issued contrary to law.
 - (2) A license has been obtained through fraud, misrepresentation, a false or misleading statement, evasion or suppression of a material fact in the license application.

- (3) A cause of suspension under this section occurs and the license has been previously suspended within the preceding 12 months.
 - (4) There is any violation of the provisions of this chapter or any other ordinance of the town, or any statute of the state or any statute of the United States of America, other than motor vehicle violations, if the city manager determines the violation is contrary to the public health, safety and general welfare.
- (c) Hearings. Upon reasonable belief that a violation of this chapter has occurred, the city manager shall notify the licensee in writing of the alleged violation and pending penalty by hand-delivery to the licensee or an employee of suitable age and discretion, or certified mailing, and shall schedule a hearing within three business days after notice of said violation. At the hearing the licensee shall have the opportunity to be heard as to why the license should not be suspended or revoked. After the hearing thereon, if the city manager determines upon a preponderance of the evidence, that a violation has occurred, the city manager may take the appropriate action as herein set forth in subsections (a) and (b) of this section for a business license and 14-176(a) and (b) for a rental license. If the licensee fails to appear, without good cause, the city manager may consider the evidence and make a determination in the absence of the licensee. If mitigating circumstances so warrant, in lieu of a suspension, the city manager may levy a fine not to exceed ~~\$1,000.00~~ \$5,000.00 per violation.
- (d) Appeals. If the city manager fines, suspends or revokes a license, the city manager shall send to the licensee, by certified mail, return receipt requested, written notice of the action and the right of appeal. The licensee may appeal the decision of the city manager to the city council in accordance with the following procedures. The filing of an appeal does not stay the action of the city manager in fining, suspending or revoking a license until the city council makes a final decision.
- (1) The aggrieved licensee may, not later than ten calendar days after receiving notice of the fine, suspension or revocation, file with the city clerk a written request for an appeals hearing before the city council.
 - (2) If a written request is filed with the city clerk within the ten-day limit, the city council shall consider the request. The city clerk shall set a date for the hearing within three business days from the date the written request is received.
 - (3) The city council shall hear and consider evidence offered by any interested person to determine whether the city manager properly fined, suspended or revoked the license in accordance with the provisions of this chapter. The formal rules of evidence do not apply. If the licensee fails to appear, without good cause, the decision of the city manager shall become final.
 - (4) The city council shall grant or deny the appeal by majority vote. Failure to reach a majority vote will result in denial of the appeal. Any dispute of fact must be decided on a basis of a preponderance of the evidence. The decision of the city council is final.
 - (5) If the city council denies the appeal of a revocation, the aggrieved licensee may not reapply until at least 12 months have elapsed since the date of the city council's action.

(Code 1999, § 14-38; Ord. No. 2007-16, 7-2-2007; Ord. No. 2007-22, 10-1-2007; Ord. No. 2022-03, 3-21-2022; Ord. No. 2025-01, 2-3-2025).

Sec. 14-39. Violations.

Any violation of this article shall be deemed to be a municipal infraction and the violator shall be subject to a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

Sec. 14-39~~40~~-14-60. – Reserved.

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ARTICLE III. – TATTOO ESTABLISHMENTS

DIVISION 1. – GENERALLY

...

Sec. 14-62. - Violations and penalties.

Any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than ~~\$250.00~~ \$1,000.00 nor more than ~~\$1,000.00~~ \$5,000.00 for each offense, for the purposes of this chapter, ~~a separate offense shall be deemed to be committed on each day or person on which a violation occurs or continues.~~ Each day a violation continues is a separate offense.

(Code 1972, § 61A-20; Code 1999, § 14-62; Ord. No. 1999-27(emer.), 8-16-1999)

...

ARTICLE IV. – ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICE RENTALS

...

DIVISION 3. – VIOLATIONS AND PENALTIES

...

Sec. 14-152. - Penalties.

- (a) Any violation of the requirements of this article shall be deemed to be a municipal infraction, and the violator shall be subject to a civil fine of ~~\$500.00~~ \$1,000.00 per violation.
- (b) In addition to the penalty set forth in subsection (a) of this section, if the chief of police determines the violation is serious enough or continuous, the chief may direct the violations to the police commission. If, after conducting a hearing thereon, with the alleged violator being given an opportunity to be heard and to contest the charges, the police commission determines the violations have occurred and there is good cause to suspend or revoke the EPAMD rental license, the police commission may order the suspension or revocation of the license. Any licensee aggrieved by the

decision of the police commission may appeal same to the Mayor and City Council of Ocean City, by written notice of appeal filed with the municipal clerk within 30 days of the decision of the police commission. The Mayor and City Council of Ocean City shall conduct a hearing on the appeal, de novo, and may affirm, reverse or modify the findings and determination of the police commission.

(Code 1999, § 14-152; Ord. No. 2005-14, 5-16-2005)

...

ARTICLE V. - RENTAL HOUSING

Sec. 14-175. Violation.

- (a) *Generally.* Any violation of this article by the property owner of the rental housing unit(s) shall be unlawful and is subject to a municipal infraction and subject to the penalties set forth in section 1-8 of this Code. Each day of violation shall be considered a separate violation. Prior to a municipal infraction being issued, the license inspector or other Ocean City employee, will provide the property owner written notice of the violation and allow the property owner ten days from the date of the letter to correct said violation.
- (b) *Violation of an emergency order.* A rental housing license or a business license may be revoked by the city manager if the holder of the license violates or allows an occupant of the rental housing unit to violate an emergency order issued pursuant to chapter 18. Such revocation shall be processed in accordance with section 14-174(e)(2)(d).
- (c) *Process not exclusive.* The issuance of an infraction to enforce this article does not preclude the town from pursuing any other civil remedy or enforcement action authorized by law.

(Ord. No. 2022-03, 3-21-2022; Ord. No. 2025-01, 2-3-2025)

...

ARTICLE VI. – BODY PIERCING

...

Sec. 14-205. - Violations and penalties.

Any person, firm or corporation violating any of the provisions of this article shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than ~~\$100.00~~ \$1,000.00 nor more than ~~\$500.00~~ \$5,000.00 and/or imprisoned for up to ~~30 days~~ 6 months for each offense, and, for the purposes of this article, a separate offense shall be deemed to be committed on each day during or person on which a violation occurs or continues. In addition thereto, the Mayor and City Council of Ocean City may seek any other lawful remedies including injunctive relief.

(Code 1999, § 14-205)

...

ARTICLE VII. – DRY NIGHTCLUBS

...

DIVISION 4. – VIOLATION AND PENALTIES

...

Sec. 14-292. - Suspension.

- (a) The city manager may suspend a dry nightclub license for a period of time not exceeding 30 days if the city manager determines that a licensee or an employee of a licensee has committed any one or more of the following acts:
 - (1) Violated any provisions of the dry nightclub regulations;
 - (2) Refused to allow an inspection of the dry nightclub premises so authorized in this article;
 - (3) Knowingly permitted an intoxicated person to remain on the premises;
 - (4) Knowingly permitted gambling by any person on the dry nightclub premises;
 - (5) Knowingly permitted the possession, consumption, or sale of an alcoholic beverage on the premises of a dry nightclub.
- (b) If mitigating circumstances so warrant, in lieu of a suspension, the city manager may issue a reprimand or levy a fine not to exceed ~~\$500.00~~ \$5,000.00 per violation.

(Code 1999, § 14-292; Ord. No. 2001-24, 12-17-2001)

...

Sec. 14-295. - Penalties and remedies.

A person who operates or causes to be operated a dry nightclub without a valid license or in violation of any provision of this article shall be subject to the following penalties and/or remedies:

- (1) Violations of this article are misdemeanors, and, upon conviction thereupon, subject to a fine of not more than ~~\$500.00~~ \$5,000.00 or imprisonment of not more than ~~30 days~~ 6 months, or both.
- (2) Each day that any violation continues after receipt of a written notice of such violation shall constitute a separate violation and a separate offense for purposes of the penalties and remedies specified herein.
- (3) In addition to the penalties and remedies above, the city may institute any appropriate action or proceedings to prevent, restrain, correct or abate a violation of this article, as provided by law.

(Code 1999, § 14-295; Ord. No. 2001-24, 12-17-2001)

...

ARTICLE VIII. – SEXUALLY ORIENTED BUSINESSES

...

DIVISION 3.- REGULATIONS

Sec. 14-317. - Prohibition against children in a sexually oriented business.

A person commits a misdemeanor if the person knowingly allows a person under the age of 18 years on the premises of a sexually oriented business and is punishable as stated in section 1-8 of this Code.

(Code 1999, § 14-317; Ord. No. 2008-3, 2-19-2008)

...

DIVISION 4. - VIOLATIONS AND PENALTIES.

Sec. 14-320. - Injunction.

A person who operates or causes to be operated a sexually oriented business without a valid license or in violation of section 14-312 is subject to a suit for injunction as well as prosecution for criminal violations. Such violations shall be a misdemeanor and punishable by a fine of \$1,000.00 or 30 days' up to \$5,000.00 or 6-months imprisonment, or both. Each day a sexually oriented business so operates is a separate offense or violation.

(Code 1999, § 14-320; Ord. No. 2008-3, 2-19-2008)

...

ARTICLE IX. – SMALL DISPLACEMENT VEHICLES

...

.Sec. 14-335. - Violations and penalties.

A violation of any provision in this article shall be unlawful and any violator shall be issued a municipal infraction citation of not more than ~~\$500.00~~ \$1,000.00 for each violation. Each day of violation shall be considered a separate violation.

(Code 1999, § 14-335; Ord. No. 2012-16, 5-7-2012)

...

Chapter 18 - CIVIL EMERGENCIES¹

...

Sec. 18-6 - Violations and penalties.

It shall be unlawful for any person, corporation or entity to violate any of the declarations, proclamations, resolutions or orders issued pursuant to this chapter, and any

¹State law reference(s)—Emergency management, Ann. Code of Md., Public Safety article, § 14-101 et seq.

violations thereof, shall be a misdemeanor punishable by a fine of not more than \$5,000 and/or imprisonment for a term not to exceed six (6) months), or both.

...

Chapter 22 - ELECTIONS¹

ARTICLE I. - IN GENERAL

Sec. 22-1. - Violations.

Any person violating any of the provisions of this chapter, upon conviction thereof, shall be deemed guilty of a misdemeanor and punishable by a fine of not more than \$5,000 and/or imprisonment for a term not to exceed six (6) months), or both,

(Code 1999, § 22-1; Ord. No. 1996-21, § 43.6, 10-7-1996)

...

ARTICLE III. - CAMPAIGN FINANCES

...

Sec. 22-42. - Violations and penalty.

Any person found to have violated this article shall be deemed to have committed a municipal infraction, punishable by a fine not to exceed \$1,000.00; in addition to any other sanction provided by law. Said infraction may be issued by the City Clerk.

(Code 1999, § 22-42; Ord. No. 2016-19, 10-3-2016)

Chapter 26 - EMERGENCY SERVICES

...

ARTICLE II. - ALARM SYSTEMS

...

DIVISION 2. - BURGLARY ALARMS

...

Sec. 26-53. - Violations and penalties.

Any user of a burglary alarm system who uses such system without a permit or otherwise violates any provision of this division shall be deemed to have committed a municipal infraction and subject to a fine of ~~\$100.00~~ \$250.00. In addition to any fine or

¹State law reference(s)—Elections generally, Ann. Code of Md., Election Law article, § 1-101 et seq.

penalty herein described, the Mayor and City Council of Ocean City may avail itself of any and all civil and equitable remedies for the purpose of stopping continuing offenses of this division.

(Code 1972, § 22-9; Code 1999, § 26-53)

...

Sec. 26-55. - Limit on number of false alarms; fines for excessive false alarms.

- (a) If six false alarms occur within a one-calendar-year period (January 1 to December 31), then for the false alarms that occur thereafter in said calendar year the user will be assessed a fee of ~~\$100.00~~ \$250.00 for each of the next two false alarms and ~~\$200.00~~ \$500.00 for each additional false alarm thereafter in said calendar year.
- (b) Any person aggrieved by the assessment of such fines may appeal the same to the police commission within 15 days of the notice of assessment of such fine. The police commission shall conduct a hearing thereon, and, in the event that it determines that the false alarm was caused by storms, major electrical problems not within the control of the user or acts of God, the police commission may abrogate the fine.
- (c) In the event that any fine assessed hereunder remains unpaid for a period of 30 days, the Mayor and City Council of Ocean City shall cause a lien in the amount of such unpaid fine to be filed among the property tax records, to be collected in the same manner as taxes, with interest from the date of said filing. In addition, the Mayor and City Council of Ocean City may institute civil suit at any time to collect any such fines. No person shall convey or otherwise transfer the ownership of any property within Ocean City unless all such fines, interest and costs are paid prior thereto.

(Code 1972, § 22-6; Code 1999, § 26-55)

...

CHAPTER 30 – ENVIRONMENT

ARTICLE 1. IN GENERAL

...

Sec. 30-2. – Penalties.

Any violation of this article shall be deemed to be a municipal infraction, and the violator shall be subject to a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

Secs. 30-23—30-30. Reserved.

ARTICLE II. – EROSION AND SEDIMENT CONTROL

DIVISION 1.- GENERALLY

Sec. 30-31 – Penalties.

Any violation of this article shall be deemed to be a municipal infraction, and the violator shall be subject to a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

Secs. 30-31~~2~~—30-50. - Reserved.

ARTICLE III. STORMWATER MANAGEMENT

...

Sec. 30-154. Penalties.

Any violation of this article shall be deemed to be a municipal infraction, and the violator shall be subject to a fine of up to \$5,000.00. In addition to any penalty, the Town of Ocean City may institute injunctive, mandamus or other appropriate action or proceedings of law to correct violations of this article. Any court of competent jurisdiction shall have the right to issue temporary or permanent restraining orders, injunctions or mandamus, or other appropriate forms of relief.

(Code 1999, § 30-154; Ord. No. 2010-14, 5-17-2010)

Secs. 30-155—30-180. Reserved.

ARTICLE IV. – LOT MAINTENANCE

DIVISION 1.- GENERALLY

Sec. 30-181- Penalties

Any violation of this article shall be deemed to be a municipal infraction, and the violator shall be subject to a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

Secs. 30-181~~2~~—30-200. - Reserved.

...ARTICLE V. - NOISE¹

¹Ord. No. 2021-05, adopted May 3, 2021, repealed the former art. V, §§ 30-271—30-273, 30-301, 30-321—30-327, 30-341, 30-342, 30-361, 30-362, 30-365—30-367, 30-381—30-386, 30-401—30-405, and enacted a new art. V as set out herein. The former art. V pertained to similar subject matter and derived from Code 1972, §§ 67-1—67-3, 67-5, 67-7, 67-8, 67-12, 67-14 67-15; 67-16—67-20, 67-23, 67-26, 67-35; Code 1999, §§ 30-271—30-273, 30-301; 30-321—30-327, 30-341, 30-342, 30-361, 30-362, 30-365—30-367, 30-381—30-386, 30-401—30-405; Ord. No. 1996-10, adopted May 20, 1996; Ord. No. 2002-5, adopted April 1, 2002; Ord. No. 2008-5, adopted March 3, 2008; Ord. No. 2012-2, adopted Feb. 6, 2012; Ord. No. 2012-21, adopted June 4, 2012; Ord. No. 2012-32, adopted Dec. 17, 2012; Ord. No. 2012-7, adopted Feb. 21, 2012; Ord. No. 2013-1, adopted Feb. 4, 2013; Ord. No. 2013-7, adopted April 15, 2013.

Charter reference(s)—Authority to regulate noise, § C-1403.

State law reference(s)—Noise. Ann. Code of Md., Environment article, § 3-101 et seq.

DIVISION 1. - GENERALLY

Sec. 30-255. Violations, penalties and civil relief.

- (a) *Violations.* Any violation of a provision of divisions 1 through 7 of this Article and section 30-383 of division 8 shall be a misdemeanor ~~subject to Section 1-8 of this Code, unless otherwise classified in Section 1-8 or this Article~~, and on conviction thereof, ~~a misdemeanor an offender~~ shall be subject to imprisonment for up to six (6) months ninety (90) days and/or a fine up to five one thousand dollars (\$5,000.00\$1,000.00), and all other sections of this article shall be a ~~any~~ municipal infraction and shall be subject to a fine of up to \$5,000.00 and each day a violation continues shall be a separate offense. ~~the penalties set forth in Section 1-8 of this Code.~~
- (b) *Injunction.* In addition to the penalties herein and in Section 1-8 of this Code, if any person violates any provision of this Article, and/or commits noise pollution and/or causes or allows noise pollution to emanate from source property under his ownership or control, the Mayor and City Council of Ocean City, Maryland may seek injunctive relief against such person to prohibit or prevent such violations.
- (c) *Licensing restraints on business and other type property.*
 - (1) The owner of any property which is the source of noise pollution resulting in the Department responding to three incidents, each of which result in the issuance of a citation and/or arrest under this Article, in one license year, shall be notified of such fact by the City Manager, at the address as shown on the tax rolls of the Town of Ocean City, and said notice shall state that the City Manager intends to have a hearing on whether or not to issue the property a rental license and/or business license for the next license year. The owner shall be notified of the hearing in said letter, by personal service or by certified mail (return receipt requested), which shall occur no earlier than fifteen (15) days after the mailing of the notification and no later than thirty (30) days after mailing such notification. At said hearing, the owner of the premises, tenants thereof, neighbors, officers of the Department, and any other members of the general public shall be given an opportunity to be heard. Formal rules of evidence do not apply.
 - (2) At the hearing, if the City Manager determines upon a preponderance of evidence, that the owner did not take serious and effective steps to control noise pollution in the license year of said citations and/or arrests and that no serious or effective steps for noise pollution control are proposed for the subsequent license year, or that said steps will not be implemented throughout said subsequent license year, the City Manager may order that no rental license and/or business license be issued for the licensed premises for the subsequent license year. In the event that the City Manager orders that no rental license and/or business license be issued for the subsequent license year, the owner shall have the right to appeal within ten (10) days of the decision, to the Mayor and City Council of Ocean City. The City Manager shall send the owner written notice, by certified mail (return receipt requested), of the decision and inform the owner of the right to appeal. The filing of the appeal does not stay the decision of the City Manager.

- (3) If the owner appeals the decision of the City Manager, the owner shall be notified of a hearing to be held by the Mayor and City Council, which shall occur no earlier than fifteen (15) days after the mailing of the notification and no later than thirty (30) days after mailing such notification. Such hearing shall be advertised for at least two (2) consecutive weeks prior to said hearing in at least one (1) newspaper published in Ocean City. At such hearing, the owner of the premises, tenants thereof, neighbors, officers of the Department, and any other members of the general public shall be given an opportunity to be heard. The Mayor and City Council shall hear the testimony and evidence offered to determine, based on a preponderance of evidence, whether the City Manager properly ordered that the rental license and/or business license not be issued for the licensed premises for the subsequent license year. The formal rules of evidence do not apply. If the owner fails to appear, the decision of the City Manager shall become final. The Mayor and City Council shall affirm or overturn the City Manager's decision by a majority vote. Failure to reach a majority vote will result in the decision of the City Manager being affirmed. The decision of the Mayor and City Council is final. If the Mayor and City Council affirms the order to not issue the rental license and/or business license for the subsequent year, the owner may not apply for said rental license and/or business license until twelve (12) months have elapsed since the date of the Mayor and City Council's action.

(Ord. No. 2021-05, 5-3-2021)

...

DIVISION 8. – RESIDENCES PROVIDING SHELTER TO TRANSIENT OR TEMPORARY POPULATION

Subdivision II. – Permit

Sec. 30-405. - Violations.

- (a) It shall be a municipal infraction, in accordance with section 1-8 of this Code, for the owner of any property for which there must be a permit issued by the Town pursuant to section 30-401 of this division to fail to exercise due diligence, within the meaning of section 30-403, in controlling noise on or emanating from his property, and said infraction shall be punishable by a fine not to exceed ~~\$1,000.00~~ \$5,000.00. Each day an offense continues is a separate offense.
- (b) If the Noise Control Board determines that the owner of any such property has failed to exercise due diligence, the Noise Control Board may, in addition to any actions it may take under section 30-403, direct the police officer to issue a citation to the property owner, citing the facts supporting the Noise Control Board's conclusion. The citation shall contain the information required by section 1-8 of this Code. The citation is payable within fifteen (15) calendar days of receipt of the citation. A person receiving the citation may elect to stand trial for the offense by notifying Ocean City of his intention of standing trial. The notice shall be given at least five (5) days prior

to the date of payment of as set forth in the citation. Upon receipt of the notice of the intention to stand trial, Ocean City shall forward to the District Court a copy of the citation and the notice from the person who received the citation indicating his intention to stand trial. Upon receipt of the citation, the District Court shall schedule the case for trial and notify the defendant of the trial date. All fines, penalties or forfeitures collected by the District Court for violations of municipal infractions shall be remitted to the Town.

- (c) If a second or greater incident occurs where the property owner fails to exercise due diligence, within the meaning of section 30-403, in controlling noise pollution on or emanating from his property, the property owner is required to appear before the Noise Control Board. The Noise Control Board shall send notice of the hearing to the property owner at his last known address and said notice shall be by certified mail, return receipt requested, at least seven (7) days prior to the hearing. If the property owner is unable to attend the scheduled Noise Control Board meeting, the property owner must contact the Noise Control Board and reschedule. If the property owner fails to appear or reschedule, then the second or greater incident shall be cited by the Department and shall be punishable by a fine ~~one thousand dollars (\$1,000.00)~~ not to exceed \$5,000.00, and processed in accordance with section 1-8 of this Code. The property owner shall reschedule within ten (10) days of receipt of formal notice. If the property owner does so and appears before the Noise Control Board, then this citation will be rescinded.
- (d) In addition to other remedies provided in this division, the Mayor and City Council of Ocean City may institute an action for injunctive relief in the Circuit Court for Worcester County against any person to whom this division applies for the purpose of enforcing the provisions of this division. Any person required to obtain the aforesaid permit who does not obtain and display same shall not be entitled to obtain a rental license and/or business license under Chapter 14, Article II of this Code.

(Ord. No. 2021-05, 5-3-2021)

State law reference(s)—Penalties for ordinance violations, Ann. Code of Md. Local Government Article §6-102, et seq.

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Chapter 34 – FIRE PREVENTION AND PROTECTION

...

ARTICLE II.- ADMINISTRATION

...

Sec. 34-27. Violations.

- (a) Any ~~person who shall violate any violation~~ violation of the provisions of this article or ~~failure to comply therewith, or who shall violate~~ violation or ~~failure to comply with any such order made hereunder, or who shall~~ failure to comply with such order as affirmed or

modified by the fire prevention commission, the fire marshal or by a court of competent jurisdiction, within the time fixed therefor, shall, for each and every such violation and noncompliance, respectively, be deemed to ~~have committed~~ be a municipal infraction.

(b) Any person, partnership, corporation, unincorporated association or other business entity who or which shall be deemed to have committed a municipal infraction shall be issued a citation for such violation and/or noncompliance. For the purposes of this article, the following listed officials are authorized by the Mayor and City Council of Ocean City to issue citations to violators:

- (1) Members of the fire prevention commission.
- (2) Fire marshal.
- (3) Fire investigators and fire inspectors.
- (4) Ocean City police officers.
- (5) Deputy fire marshals.

~~(c) A copy of the citation shall be retained by the issuing authority and shall bear certification attesting to the truth of the matter set forth. The citation shall contain:~~

- ~~(1) The name and address of the person, partnership, corporation, unincorporated association or other business entity charged.~~
- ~~(2) The nature of the infraction.~~
- ~~(3) The location and time the infraction occurred.~~
- ~~(4) The amount of the infraction fine assessed.~~
- ~~(5) The manner, location and time in which the fine may be paid to Ocean City.~~
- ~~(6) Notice of the right to elect to stand trial for the infraction.~~

~~(d)~~ (e) Violations for overcrowding places of assembly shall be a municipal infraction with fines will be as follows: First offense carries a fine of \$500.00\$750.00; The sSecond offense carries a fine of \$750.00\$2,500.00; and tThird offense \$1,000.00\$5,000.00. Violations to carry year-to-year. Each day a violation continues is a separate offense.

(ed) The imposition of one municipal infraction citation for any violation and/or noncompliance shall not excuse the violation and/or noncompliance nor permit it to continue; and all violators guilty of such violation and/or noncompliance shall be required to correct or remedy such violation and/or noncompliance within a reasonable time; and when not otherwise specified, each 24 hours that prohibited conditions are maintained shall constitute a separate municipal infraction. The application of the above penalties shall not be held to prevent the enforced removal of prohibited conditions through any and all civil and equitable remedies for the purpose of stopping continued offenses of this article.

(Code 1999, § 34-27; Ord. No. 2020-05, 6-15-2020)

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Chapter 38 - FLOODS¹

...

ARTICLE II. - FLOOD DAMAGE PREVENTION

DIVISION 1. – GENERALLY

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Sec. 38-32. - Violations and penalties.

(a) Compliance required.

- (1) No building, structure or development shall hereafter be located, erected, constructed, reconstructed, improved, repaired, extended, converted, enlarged or altered without full compliance with this article and all other applicable regulations.
- (2) Failure to obtain a permit shall be a violation of this article and shall be subject to penalties in accordance with this section.
- (3) Permits issued on the basis of plans and applications approved by the floodplain administrator authorize only the specific activities set forth in such approved plans and applications or amendments thereto. Use, arrangement, or construction of such specific activities that are contrary to that authorization shall be deemed a violation of this article.

(b) Notice of violation and stop work order. If the floodplain administrator determines that there has been a violation of any provision of this article, the floodplain administrator shall give notice of such violation to the owner, the owner's authorized agent, and the person responsible for such violation, and may issue a stop work order. The notice of violation or stop work order shall be in writing and shall:

- (1) Include a list of violations, referring to the section or sections of this article that have been violated;
- (2) Order remedial action which, if taken, will effect compliance with the provisions of this article;
- (3) Specify a reasonable period of time to correct the violation;
- (4) Advise the recipients of the right to appeal; and
- (5) Be served in person; or
- (6) Be posted in a conspicuous place in or on the property and sent by registered or certified mail to the last-known mailing address, residence, or place of business of the recipients.

¹State law reference(s)—Flood control and watershed management, Ann. Code of Md., Environment article, § 5-801 et seq.

- (c) Any person, partnership, joint venture, corporation or other entity violating this article shall, upon conviction thereof, be deemed guilty of a misdemeanor and punishable by a fine of up to \$5,000.00 or 6-months imprisonment, or both. ~~as and shall be subject to a fine of not more than \$500.00.~~ Each day that this article is violated shall be deemed a separate offense.

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Chapter 39 – FRANCHISES

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ARTICLE IV. - CABLE TELEVISION

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Sec. 39-209. - Violations and penalties.

Any person, firm or corporation violating any provision of this article shall be guilty of a municipal infraction and fined not less than ~~\$5.00~~ \$500.00 nor more than ~~\$1,000.00~~ \$5,000.00, and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

(Code 1972, § A110-8; Code 1999, § 39-209)

State law reference(s)—Penalty for ordinance violations, Ann. Code of Md., Local Government article, § 6-101 et seq. . . .

...

Chapter 58 - OFFENSES AND MISCELLANEOUS PROVISIONS

ARTICLE I. - IN GENERAL

...

Sec. 58-2. - Public urination and defecation prohibited.

It shall be unlawful for any person to urinate or defecate on, from or upon any beach, public way, public street, public alley, public sidewalk, public boardwalk, public lot, public building and any other public property, except within proper facilities designated as public restrooms, within the corporate limits of Ocean City. Any person who violates this section shall be deemed to have committed a municipal infraction and subject to a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

(Code 1972, § 62-6; Code 1999, § 58-2)

State law reference(s)—Indecent exposure, Ann. Code of Md., Criminal Law article, §11-107.

Sec. 58-3. - Impersonation of municipal officers.

It shall be unlawful for any person to wear or display, sell or offer for sale any badge, insignia, identification card, uniform or other article of clothing which would purport to impersonate or identify that person as a police officer, fire marshal, beach patrol or any other officer or employee of Ocean City, unless said person is, in fact, a police officer, fire marshal, beach patrol or officer or employee of Ocean City. Any person who violates this section shall be deemed to have committed a municipal infraction and subject to a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

(Code 1972, § 71-8.1; Code 1999, § 58-3)

State law reference(s)—Impersonating police, Ann. Code of Md., Public Safety article, § 3-502.

Sec. 58-4. - Use of vehicles for sleeping quarters.

It shall be unlawful for any person to sleep in or occupy as sleeping quarters any motor vehicle, or for an operator of any motor vehicle to allow any other person to sleep in or occupy as sleeping quarters said motor vehicle, while said motor vehicle is parked on any public way, alley, place, avenue, street, highway or parking lot or parked on any other public facility. Any person who violates this section shall be deemed to have committed a misdemeanor and subject to a fine of up to \$5,000.00 and/or imprisonment of up to 6 months. violating the provisions of this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the applicable penalties.

(Code 1972, § 71-9; Code 1999, § 58-4)

Sec. 58-5. Dropping or throwing objects from building.

It shall be unlawful for any person within the corporate limits of Ocean City, to drop, throw, kick, push, slide or in any other manner move or eject any object or missile whatsoever from any location above ground level within or upon any building or appurtenance thereof, if said building has been certified for occupancy by Ocean City. Any person who violates this section shall be deemed to have committed a municipal infraction and subject to a fine of up to \$5,000.00. This prohibition shall not apply to persons engaged in the building, repair or renovation of any building necessitating disposal of material, if proper safety measures have been taken meeting with the approval of the Ocean City Building Official.

(Code 1972, § 71-11; Code 1999, § 58-5)

State law reference(s)—Reckless endangerment, Ann. Code of Md., Criminal Law article, § 3-204.

Sec. 58-6. - Dropping objects or throwing objects on or at vehicles, property or persons.

It shall be unlawful for any person within the corporate limits of Ocean City, to drop, throw, kick, push, slide or in any other manner move or eject any stone, board or other object or missile upon or at any vehicle, building or other public or private property, or upon or at any person in any public or private way or place. Any person who violates this

section shall be deemed to have committed a municipal infraction and be subject to a fine of up to \$5,000.00. This prohibition shall not apply to persons engaged in athletic or recreational activities where same are not otherwise prohibited by law.

(Code 1972, § 71-12; Code 1999, § 58-6)

State law reference(s)—Injuring property of another, Ann. Code of Md., Criminal Law article, § 6-301; throwing object at vehicle, Ann. Code of Md., Criminal Law article, § 6-302.

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ARTICLE II. - OFFENSES AGAINST PUBLIC PEACE AND ORDER

DIVISION 1. - LASER POINTERS

Sec. 58-31. - Harassment by laser pointers.

- (a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Laser pointer means a battery-powered portable handheld device that emits a narrow beam of ultraviolet, visible or infrared light due to stimulated emission.

- (b) *Offenses.*

- (1) It is unlawful for any person to focus or shine a laser pointer directly or indirectly onto another person or animal in any manner.
- (2) It is unlawful for any person to shine a laser pointer directly or indirectly onto or from a balcony, porch, patio, deck or any other structure where a person may gather or into any window or door, or into any vehicle on land, air or water, which includes, but is not limited to, cars, bicycles, scooters, buses, trams, planes, helicopters, boats, jet skis, motorcycles, Segways or wheelchairs, in any manner.
- (3) It is unlawful for any person to shine a laser pointer onto the beach, boardwalk, public streets, sidewalks, public waters, or other public property; or from private property onto the beach, boardwalk, public streets, sidewalks, public waters, or other public property; or from public property onto private property; or from private property onto another private property.
- (4) It is unlawful to possess a laser pointer on the beach, boardwalk, public streets, sidewalks, public waters, or other public property, except that a laser point may be used as part of a power point presentation and/or within a meeting of any kind for educational or instructional purposes and said use shall not be a violation of this section.
- (5) It is unlawful to sell or otherwise transfer to another, a laser pointer.
- (6) It is unlawful for a minor to possess a laser pointer.

- (c) *Exceptions.* Sworn police officers, fire marshals and fire fighters in the performance of their duties.
- (d) *Violations and penalties.* Any person found guilty of a violation of this division shall be deemed guilty of a misdemeanor and be subject to a fine of up to ~~\$1,000.00~~ \$5,000.00 and/or imprisonment for up to ~~90 days~~ 6 months.

(Code 1999, § 58-31; Ord. No. 1998-16, 7-20-1998; Ord. No. 1998-17, 8-3-1998; Ord. No. 2010-23, 8-2-2010; Ord. No. 2010-25, 8-16-2010; Ord. No. 2014-16, 5-19-2014)

...

DIVISION 2. UNLAWFUL ASSEMBLY¹

...

Sec. 58-52. - Prohibited acts.

No person shall join together with any other person comprising an aggregate group of five or more, with the intent mutually to assist one another in the execution of a common purpose by the use of force or other unlawful means, nor shall any person attempt or threaten such use of force, but without actually putting an unlawful design into execution, upon any public street, way, avenue, alley or beach within the corporate limits of Ocean City or in any place of public worship or public resort or amusement in Ocean City. Any person found guilty of a violation of this division shall be deemed guilty of a misdemeanor and be subject to a fine of up to \$5,000.00 and/or imprisonment of up to 6 months.

(Code 1972, § 63-7; Code 1999, § 58-52)

...

DIVISION 3. - ALCOHOLIC BEVERAGES

Sec. 58-71. - Public consumption generally.

It shall be unlawful for any person to consume any alcoholic beverage or beverages upon any public street, highway, avenue, alley, sidewalk, municipal parking lot, boardwalk or public beach or other public property or in vehicles upon any public street, highway, avenue, alley, municipal parking lot or other public property within the corporate limits of Ocean City. Any person found guilty of a violation of this section shall be deemed guilty of a misdemeanor and be subject to a fine of up to \$5,000.00 and/or imprisonment of up to 6 months.

(Code 1972, § 71-5; Code 1999, § 58-71; Ord. No. 2010-19, 6-21-2010; Ord. No. 2010-20, 7-6-2010)

¹State law reference(s)—Disorderly conduct, Ann. Code of Md., Criminal Law article, § 10-201.

Sec. 58-72. - Public possession generally.

It shall be unlawful for any person to possess in an open container any alcoholic beverage on any public street, highway, avenue, alley, sidewalk, municipal parking lot, boardwalk, public beach or other public property or in vehicles upon any public street, highway, avenue, alley, municipal parking lot, or other public property within the corporate limits of Ocean City. Any person found guilty of a violation of this section shall be deemed guilty of a misdemeanor and be subject to a fine of up to \$5,000.00 and/or imprisonment of up to 6 months.

(Code 1972, § 71-6; Code 1999, § 58-72; Ord. No. 2010-19, 6-21-2010; Ord. No. 2010-20, 7-6-2010)

...

DIVISION 6. - ORDER OF A POLICE OFFICER

Sec. 58-96. - Failure to obey an order of a police officer.

It shall be unlawful for an individual to fail to obey a police officer's order to immediately cease and desist committing any offense, ~~which is classified as a municipal infraction,~~ upon such order from a police officer.

(Code 1999, § 58-96; Ord. No. 2016-15, 6-20-2016)

Sec. 58-97. - Violations and penalties.

Any person found guilty of section 58-96 shall be deemed guilty of a misdemeanor and be subject to a fine of up to ~~\$1,000.00~~ \$5,000.00 and/or imprisonment for up to ~~90 days~~ 6 months.

(Code 1999, § 58-97; Ord. No. 2016-15, 6-20-2016)

...

ARTICLE III. - OFFENSES INVOLVING PUBLIC SAFETY

DIVISION 1. - GENERALLY

Sec. 58-101. - Discharge of firearms.

It shall be unlawful for any person except a peace officer to fire, set off or discharge any pistol, revolver, rifle, gun or any other firearm or any air rifle or airgun within the corporate limits of Ocean City. Any person found guilty of any of the provisions of this division, shall be deemed guilty of a misdemeanor and be subject to a fine of up to \$5,000.00 and/or imprisonment of up to six months.

(Code 1972, § 103-3; Code 1999, § 58-101)

...

DIVISION 2. - MARTIAL ARTS WEAPONS

...

Sec. 58-122. - Violations and penalties.

Any violator of any of the provisions of this division, upon conviction thereof, shall be deemed guilty of a misdemeanor and be subject to a fine of up to \$5,000.00 ~~\$1,000.00~~ or to imprisonment of up to six months, or to both fine and imprisonment. In addition to such penalties, the Mayor and City Council of Ocean City shall have the right to pursue all other legal and equitable remedies in the appropriate courts.

(Code 1972, § 103-7; Code 1999, § 58-122)

State law reference(s)—Penalty for ordinance violations, Ann. Code of Md. Local Government Article §6-101.

...

DIVISION 3. - GUN REPLICAS

...

Sec. 58-143. - Violations and penalties.

Any violator of any of the provisions of this division, upon conviction thereof, shall be deemed guilty of a misdemeanor and be subject to a fine of up to ~~\$1,000.00~~ \$5,000.00 or to imprisonment of up to six months, or to both fine and imprisonment. In addition to such penalties, the Mayor and City Council of Ocean City shall have the right to pursue all other legal and equitable remedies in the appropriate courts.

(Code 1999, § 58-143; Ord. No. 2003-20, 7-21-2003)

...

DIVISION 4. - ELECTRONIC WEAPONS

...

Sec. 58-163. - Violations and penalties.

Any person or entity who shall violate any of the provisions of this division shall, upon conviction thereof, be convicted of a misdemeanor and be punished by a fine ~~not to exceed~~ up to \$1,000.00 ~~\$5,000.00~~ or imprisonment not to exceed six months in jail, or both. In addition to such penalties, the Mayor and City Council of Ocean City shall have the right to pursue all other legal and equitable remedies in the appropriate courts.

(Code 1999, § 58-163; Ord. No. 2009-14, 7-6-2009)

...

ARTICLE IV. - OFFENSES INVOLVING PUBLIC HEALTH

...

Sec. 58-183. - Violations and penalties.

A person who is convicted of any prohibited act under this article shall be guilty of a misdemeanor and be subject to imprisonment for up to six months or fined up to ~~\$1,000.00~~\$5,000.00, or both.

(Code 1999, § 58-183; Ord. No. 2009-19(emer.), 8-3-2009)

...

ARTICLE V. - OFFENSES INVOLVING PUBLIC NUDITY OR STATE OF NUDITY

...

Sec. 58-194. - Penalties.

Any person who is found to be in any violation of this article shall be deemed to be guilty of a municipal infraction and be subject to a fine of up to \$5,000.00~~\$1,000.00~~.

(Code 1999, § 58-194; Ord. No. 2017-10, 6-10-2017)

...

ARTICLE VI. - LANDING AND LAUNCHING OF AIRCRAFT

...

Sec. 58-204. - Penalties.

(a) Any person who is found to be in violation of this article shall:

- (1) Be deemed to be guilty of a municipal infraction and be subject to a fine of up to ~~\$1,000.00~~\$5,000.00, with each landing;
- (2) Be deemed to be guilty of a municipal infraction and be subject to a fine of up to ~~\$1,000.00~~\$5,000.00, with each launching; and
- (3) Be the subject of a formal complaint to the Baltimore Flight Standards District Office of the Federal Aviation Administration.

(Code 1999, § 58-204; Ord. No. 2018-11, 9-4-2018)

Chapter 59 - PROFANE, OBSCENE, SEXUALLY EXPLICIT AND VULGAR MERCHANDISE AND MATERIALS

...

Sec. 59-4. - Violations.

Any person found to be in violation of a provision of this chapter shall be subject to the following:

- (1) The business owner may be issued a municipal infraction with a fine of ~~\$500.00~~ \$1,000.00 for the initial violation. The violator will be ordered that he/she has until no later than the next morning when they are open for business to relocate the merchandise and/or materials which have resulted in the violation.
- (2) The business owner may be issued a municipal infraction with a fine of ~~\$1,000.00~~ \$5,000.00 for the second violation. The violator will be ordered that he/she has until no later than the next morning when they are open for business to relocate the merchandise and/or materials which have resulted in the violation.
- (3) Any further violations shall result in additional municipal infractions and shall result in the suspension or revocation of the applicable business license at the discretion of the City Manager and pursuant to Section 14-38 of the Code.
- (4) No business owner shall be issued/re-issued a business license if the business owner has any outstanding, unpaid, municipal infractions.

(Ord. No. 2025-11, 4-7-2025)

Chapter 62 - BOARDWALK PERFORMING AND VENDING¹

...

Sec. 62-9. - Violations.

Any person found to be in violation of a provision of this chapter may be subject to the following:

A municipal infraction punishable by a fine of not less than ~~\$100.00~~ \$500.00 and no more than ~~\$1,000.00~~, \$5,000.00 and subject to all other provisions of Section 1-8 of this Code.

¹ Cross reference(s) - Businesses, ch. 14; Environment, ch. 30, streets, sidewalks and other public places, ch. 74.

State law reference(s)—Transient vendors, Ann. Code of Md., Business Regulation article, § 17-20A-01 et seq.

Nothing in this section shall be construed as prohibiting the Town from enforcing any and all other provisions of this Code or other applicable laws.

(Code 1999, § 62-12; Ord. No. 2015-11, 6-15-2015; Ord. No. 2021-14, 5-17-2021)

Editor's note(s)—See the editor's note for § 62-7.

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Chapter 66 - SIGNS¹

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Sec 66 -18. – Violations and Penalties.

Any person violating any of the terms of this article shall be deemed to have committed a municipal infraction and shall be issued a municipal citation for each day the violation continues as provided in this Code.

Chapter 70 - SOLID WASTE

...

ARTICLE V. - LITTERING²

Sec. 70-146. - Violations and Penalties.

Any person violating any of the terms of this article shall be deemed to have committed a municipal infraction and shall be issued a municipal citation for each day the violation continues as provided in this Code.

Chapter 74 - STREETS, SIDEWALKS AND OTHER PUBLIC PLACES

ARTICLE I. - IN GENERAL

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Sec. 74-5. - Violations and penalties.

Any violation of this article shall be deemed to be a municipal infraction and shall be punishable by a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

Secs. 74-574-6—74-30. Reserved.

¹State law reference(s)—Authority to regulate signs, Ann. Code of Md., Local Government article, § 5-211(a).

²State law reference(s)—Littering generally, Ann. Code of Md., Criminal Law article, § 10-110; dumping in state waters, Ann. Code of Md., Natural Resources article, § 8-726; placing injurious substances on highways, Ann. Code of Md., Transportation article, § 21-1111.

ARTICLE II. - SIDEWALK STANDARDS AND SPECIFICATIONS

...

74-43. - Violations and penalties.

Any violation of this article shall be deemed to be a municipal infraction and shall be punishable by a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

Secs.74-4344-74-70. - Reserved.

...

Chapter 78 - SUBDIVISIONS¹

...

ARTICLE III. - PLATS

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DIVISION 3. - FINAL PLAT

Sec. 78-121. General requirements; approval procedure.

- (a) *General requirements.* The final plat shall be on linen or other comparable reproducible material, shall not have a width greater than 36 inches and shall be at a scale of one inch to 50 feet or one inch to 100 feet, depending upon the nature of the subdivision or condominium project.
- (b) *Review.* Any person, company, partnership, corporation or any other legal entity shall, upon completion of any subdivision or condominium project, prior to recordation of any plats, submit the final, to be recorded, subdivision plats and/or condominium plats to the office of the city engineer, to the office of the zoning administrator and to the office of the building official of Ocean City. Said municipal officials shall review said plats as to their conformity with the existing municipal laws and with the building and zoning codes and as to their conformity with any agreements with or conditions of any zoning agency or of the Mayor and City Council of Ocean City.
- (c) *Approval.* Each of said offices upon review of said plats shall, if the same are approved, indicate on said plats such approval. Said plats shall then be presented to the Mayor and City Council of Ocean City by delivering said plats, with the aforesaid approvals affixed thereto, to the office of the Mayor of Ocean City. The Mayor and Council shall confirm that said plats contain the necessary approvals, and if said approvals are affixed and the said Mayor and City Council of Ocean City otherwise approves, said plats shall be signed as hereinafter provided.
- (d) *Necessary signatures.* The approval of said plats by the Mayor and City Council of Ocean City shall be indicated by the signatures on said plats of the Mayor and of the

¹State law reference(s)—Subdivision control, Ann. Code of Md., Land Use article, § 5-101 et seq.

Council president. The Mayor and Council president shall inform each other when either intends to be outside the corporate limits for more than five days. The one remaining shall, upon such notification, first notify the secretary of the Council that they will be required to approve and sign said plats in the absence of the official not present. If the secretary is not or intends not to be present within Ocean City during the official's absence, the Mayor or the president, whatever the case may be, shall designate any other councilmember to perform said approval and signing duties. If both the Mayor and president plan to be without the corporate limits for more than five days, the Mayor shall designate two councilmembers to approve and sign said plats, one of whom shall be the secretary, if the secretary plans to be present. Said other councilmembers so designated shall sign as follows: "_____ Councilmember, for the President of the Council; _____ Councilmember, for the Mayor."

(e) *Violations.* Any violation of this section shall be deemed to be a municipal infraction and the violator shall be subject to a fine of up to \$5,000.00.

(Code 1972, §§ 73-1—73-3, 92-9; Code 1999, § 78-121)

State law reference(s)—Final plat approval, Ann. Code of Md., Land Use article, § 5-201 et seq.

...

Chapter 82 - TAXATION¹

ARTICLE I. - IN GENERAL

Sec. 82-1. Taxes and assessments to be liens on property.

Any and all taxes, water charges, wastewater charges, assessments or other valid charges made against any real property within Ocean City shall be liens upon such property to be collected in the same manner as municipal taxes are collected.

(Code 1972, § 94-15; Code 1999, § 82-1)

State law reference(s)—Property tax collections, Ann. Code of Md., Tax-Property article, § 14-801 et seq.

Sec. 82-2. Violations.

Any offender who violates this chapter shall be deemed to have committed a misdemeanor and subject to a fine of up to \$5,000.00 and/or imprisonment of up to 6 months.

Secs. 82-~~32~~—82-30. Reserved.

¹State law reference(s)—Taxation generally, Ann. Code of Md., Tax-General and Tax-Property articles.

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Chapter 90 - TRAFFIC AND VEHICLES¹

ARTICLE I.- IN GENERAL

...

Sec. 90-6.- Violations and penalties.

Unless otherwise stated in this chapter, any violation of this chapter shall be deemed to be a municipal infraction, and the violator shall be subject to a fine of up to \$5,000.00. Each day a violation continues is a separate offense.

Secs. 90-~~67~~—90-30. - Reserved.

...

ARTICLE VI. - TOWING OF VEHICLES⁴

...

DIVISION 8. - PENALTIES AND SEVERABILITY

Sec. 90-301. - Penalties.

- (a) Any person who performs towing services within the town without a license as herein specified shall be guilty of a municipal infraction and, upon conviction thereof, shall be subject to a fine not exceeding ~~\$1,000.00~~ \$5,000.00 for each and every offense.
- (b) Any person who tows a vehicle from private property in violation of division 6 of this article shall be liable for actual damages sustained by any person as a direct result of the violation and shall be liable to the vehicle owner, a secured party, an insurer or a successor in interest for triple the amount paid by the vehicle owner or the vehicle owner's agent to retake possession of the vehicle.
- (c) Any violation of section 90-276 by a person or a towing company or employee of a towing company shall, upon conviction thereof, be guilty of a misdemeanor and shall be subject to ~~90 days~~¹ 6 months imprisonment and/or a fine of ~~\$1,000.00~~\$5,000.00 with each violation to be considered a separate offense.
- (d) Any other violation of the requirements of this article by a person or a towing company or employee of a towing company shall be deemed a municipal infraction

¹State law reference(s)—Traffic generally, Ann. Code of Md., Transportation article, § 21-101 et seq.; powers of local authorities, Ann. Code of Md., Transportation article, § 25-101 et seq.

⁴State law reference(s)—Abandoned vehicles, Ann. Code of Md., Transportation article, § 25-201 et seq.

and the violator of such shall be subject to a fine not exceeding ~~\$1,000.00~~\$5,000.00.
Each day a violation continues is a separate violation.

- (e) The town may take any action at law or in equity, including injunction and mandamus, to enforce the provisions of this article.

(Ord. No. 2020-09, § 90-301, 9-8-2020)

State law reference(s)—Penalties for ordinance violations, Ann. Code of Md., Local Government article, § 6-101 et seq.

...

ARTICLE VIII. - PARKING ON CERTAIN MUNICIPAL LOTS

...

DIVISION 2. - WEST OCEAN CITY PARK AND RIDE

...

Sec. 90-382. - Violations and penalties.

- (a) ~~Any violator of any prohibited parking may be issued a municipal citation pursuant to chapter 4~~ Any person who violates this division shall be deemed to have committed a municipal infraction and subject to a fine of up to \$5,000.00 or a civil infraction if the county exercises jurisdiction. Each day a violation continues is a separate offense.
- (b) Any vehicle found to be parked in violation of this article may be towed and impounded pursuant to the provisions of this chapter.
- (c) Each day a violation occurs shall constitute an additional violation.
- (d) The Mayor and City Council of Ocean City may avail itself of any and all civil and equitable remedies for the purpose of stopping continuing offenses and violations of this article.

(Code 1999, § 90-382; Ord. No. 2006-29, 10-16-2006)

...

ARTICLE IX. - DOCKLESS RIDE SHARE PROGRAMS

...

Sec. 90-404. - Penalties.

- (a) A violation of this Article shall be deemed to be a municipal infraction and subject to a fine of up to \$5,000.00. A violation of this article shall be punishable by a civil penalty of \$500.00 per occurrence, to be recovered by Ocean City in a civil action in the nature of debt, as a municipal infraction under state law, if the offender does not pay the penalty within 30 days of receiving a notice of violation. This penalty shall be

in addition to any penalty imposed by any other ordinance, rule, regulation or other provision of law. Each day a violation continues is a separate offense.

- (b) This article may be enforced by any Ocean City department or employee. The enforcing officer shall be authorized to remove any bicycle or e-scooter found to be in violation of this section from any sidewalk, square, park or other public property without prior notice.
- (c) Any bicycle or e-scooter removed from Ocean City property pursuant to subsection (b) of this section shall be returned to its owner upon Ocean City receiving adequate proof of ownership. If a bicycle or e-scooter removed from city property remains unclaimed after a period of 60 days, it will be deemed abandoned, and may be disposed of in any manner permitted by law.

(Code 1999, § 90-404; Ord. No. 2019-10, 6-3-2019)

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Chapter 94 - UTILITIES

...

ARTICLE II. - WATER

...

Sec. 94-40. Violations and penalties.

Any violation of this article shall be deemed to be a municipal infraction and subject to a fine of up to \$5,000.00.

Secs. 94-4041—94-60. - Reserved.

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ARTICLE IV. - UTILITY INSTALLATION¹

...

Sec. 94-86. Violations and penalties.

~~Any person or company found to be in violation of this article, shall, upon conviction, be guilty of a misdemeanor and subject to a sentence of up to 6 months 30 days' imprisonment and/or a fine of up to \$1,000.00~~ \$5,000.00.

(Ord. No. 2022-01, 2-7-2022)

¹Editor's note(s)—Ord. No. 2022-01, adopted February 7, 2022, repealed the former art. IV, §§ 94-81—94-85, and enacted a new art. IV as set out herein. The former art. IV pertained to similar subject matter and derived from Code 1999, §§ 94-81—94-85; Ord. No. 2017-15, adopted Oct. 2, 2017.

State law reference(s)—Penalties for ordinance violations, Ann. Code of Md., Local Government article, § 6-101, et seq.

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Chapter 102 - VEHICLES FOR HIRE¹

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ARTICLE II. - TAXICABS²

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DIVISION 2. - BUSINESS LICENSE

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Sec. 102-53.1 - Suspension or revocation of business license.

The police commission, after conducting a hearing thereon, may suspend or revoke a business license as follows:

- (a) Suspension of a business license. The police commission may suspend a business license for a period of time not to exceed 30 days if it determines that a licensee or an employee of a licensee has committed any one or more of the following acts:
 - (1) A licensee has breached any condition upon which their license was issued or has failed to comply with the provisions of this article or chapter 14.
 - (2) A licensee has committed an offense under a law or ordinance regulating business, a crime involving moral turpitude, or an unlawful sale of merchandise or prohibited goods.

¹State law reference(s)—Vehicles for hire, Ann. Code of Md., Public Utilities article, § 10-101 et seq.

²Editor's note(s)—Ord. No. 2021-15, adopted July 6, 2021, amended article II in its entirety to read as herein set out. Former art. II, §§ 102-31—102-38, 102-51—102-59, 102-71—102-73, pertained to similar subject matter, and derived from Code 1999, § 102-31—102-38, 102-51—102-59, 102-71—102-73; Ord. No. 2000-11, adopted May 1, 2000; Ord. No. 2004-4, adopted April 5, 2004; Ord. No. 2006-25, adopted Sept. 26, 2006; Ord. No. 2006-6, adopted April 3, 2006; Ord. No. 2007-29, adopted Dec. 3, 2007; Ord. No. 2008-16, adopted Sept. 15, 2008; Ord. No. 2010-1, adopted Feb. 16, 2010; Ord. No. 2010-21, adopted July 6, 2010; Ord. No. 2010-31, adopted Oct. 18, 2010; Ord. No. 2010-5, adopted April 5, 2010; Ord. No. 2011-15, adopted May 16, 2011; Ord. No. 2011-20, adopted June 20, 2011; Ord. No. 2012-12, adopted March 19, 2012; Ord. No. 2015-09, adopted May 4, 2015; Ord. No. 2015-21, adopted Sept. 21, 2015; Ord. No. 2015-22, adopted Sept. 21, 2015; Ord. No. 2016-13, adopted June 20, 2016; Ord. No. 2017-13, adopted Sept. 5, 2017; Ord. No. 2019-03, adopted April 15, 2019.

- (3) A licensee has engaged in an unlawful activity or nuisance related to the business.
- (b) Revocation of a business license. The police commission may revoke a business license if:
 - (1) A license has been mistakenly or improperly issued or issued contrary to law.
 - (2) A licensee has obtained a license through fraud, misrepresentation, a false or misleading statement, evasion or suppression of a material fact in the license application.
 - (3) A cause of suspension under this section occurs and the license has been previously suspended within the preceding 12 months.
 - (4) Any violation occurs of the provisions of this section or any other ordinance of the town, or any statute of the state or any statute of the United States of America, if the police commission determines the violation is contrary to the public health, safety and general welfare.
- (c) Hearings. Upon reasonable belief that a violation of this section has occurred, the police commission shall notify the licensee of the alleged violation and hearing by hand-delivery to the licensee or an employee of the licensee of suitable age and discretion, or certified mailing (return receipt requested) to the licensee and shall schedule a hearing within 72 hours after notice of said violation. Formal rules of evidence do not apply. At the hearing thereon, if the police commission determines upon a preponderance of the evidence that a violation has occurred, the police commission may take the appropriate action as herein set forth in subsections (a) and (b) of this section. If the licensee fails to appear, without good cause, the police commission may consider the evidence and make a determination in the absence of the licensee. If mitigating circumstances so warrant, in lieu of a suspension, the police commission may levy a fine not to exceed ~~\$1,000.00~~ \$5,000.00 per violation.
- (d) Appeals. If the police commission fines, suspends or revokes a license, the police commission shall send to the licensee, by certified mail, return receipt requested, written notice of the action and the right of appeal. The licensee may appeal the decision of the police commission to the mayor and city council in accordance with the following procedures. The filing of an appeal does not stay the action of the police commission in fining, suspending or revoking a license.
 - (1) The aggrieved licensee may, not later than ten calendar days after receiving notice of the fine, suspension or revocation, file with the city clerk a written request for an appeal hearing before the mayor and city council.
 - (2) If a written request is filed with the city clerk within the ten-day limit, the mayor and city council shall consider the request. The city clerk shall set a date for the hearing within three business days from the date the written request is received.

- (3) The mayor and city council shall hear and consider evidence offered by any interested person to determine whether the police commission properly fined, suspended or revoked the license in accordance with this article. The formal rules of evidence do not apply. Any dispute of fact must be decided on a basis of a preponderance of the evidence. If the licensee fails to appear, without good cause, the decision of the police commission shall become final.
- (4) The mayor and city council shall affirm, modify, or reverse the decision of the police commission by majority vote. Failure to reach a majority vote will result in the decision of the police commission being affirmed. The decision of the mayor and city council is final.
- (5) If the mayor and city council affirms a revocation of a license, the aggrieved licensee may not reapply until at least 12 months have elapsed since the date of the mayor and city council's action.

(Ord. No. 2021-15, 7-6-2021)

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DIVISION 4. – REGULATIONS

...

Sec. 102-73. - Violations.

- (a) Employing or permitting a taxicab driver who does not meet the qualifications/requirements set forth in this article is a municipal infraction punishable by up to a \$500.00 \$5,000.00 fine, subject to section 1-8 of this Code. In addition to the other remedies provided by this Article, Aa violation of any other provision of this article shall be a municipal infraction, and subject to fines up to \$100.00 \$250.00 fine for the first violation, subject to 1-8 of this Code. A second violation carries a fine of \$500.00 up to \$1,000.00 for the second violation and up to a third or subsequent violation carries a fine of \$1,000 \$5,000.00 for a third or subsequent violation.

(Ord. No. 2021-15, 7-6-2021)

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ARTICLE V. - AUTOMOBILE (ELECTRIC) SHUTTLE SERVICE

...

Sec. 102-133. - Violations and penalties.

- (a) Any violation of the regulations and prohibitions set forth in this article shall be considered a ~~civil~~ municipal infraction with both the driver and the automobile (electric) shuttle service business licensee culpable.

- (b) Any violator of the regulations and prohibitions set forth in this article, upon conviction thereof, shall be subjected to a municipal infraction fine of up to \$500.00 \$1,000.00, with each violation to be considered a separate offense.
- (c) Any automobile (electric) shuttle service licensee who prepays or is found guilty of three or more violations in any license year may have the business license suspended or revoked by the city manager upon due notification and the right to a hearing before the city manager.

(Code 1999, § 102-133; Ord. No. 2006-35, 1-2-2007)

...

Chapter 106 - WATERWAYS

...

ARTICLE II. - SHORELAND DEVELOPMENT¹

...

Sec. 106-32. - Violations.

- (a) Any person, partnership, corporation, unincorporated association or other business entity who shall violate any of the provisions of this article or commit any of the acts herein declared to be unlawful shall be deemed to have committed a municipal infraction subject to a fine of up to \$5,000.00. Each day a violation continues is a separate violation.
- (b) In addition to the fines and penalties herein described, the Mayor and City Council of Ocean City may avail itself of any and all civil and equitable remedies for the purpose of stopping violations and continuing violations of this article.

(Code 1972, § 75-12; Code 1999, § 106-32; Ord. No. 2020-06, § 106-32, 7-20-2020)

...

ARTICLE III. - BEACH REGULATIONS

DIVISION 1.- GENERALLY

Sec. 106-71.- Violations and penalties.

Any person who violates this article shall upon conviction be guilty of a municipal infraction and be subject to a fine of up to \$5,000.

Secs. 106-~~71~~72—106-90. - Reserved.

¹State law reference(s)—Wetlands, Ann. Code of Md., Natural Resources article, § 9-101 et seq.

...

DIVISION 4. - SURF FISHING AND CASTING

...

~~Sec. 106-135. - Violations and penalties.~~ Reserved.

~~Any person who violates any provision of this division shall, upon conviction, be guilty of a municipal infraction and be subject to a fine of not more than \$1,000.00.~~

(Code 1999, § 106-135; Ord. No. 2016-18, 8-15-2016)

...

ARTICLE IV. - OCEANFRONT BUILDING LIMIT LINE

Sec. 106-251. - Violations.

- (a) Any offender violating any provision of this article, upon conviction thereof, shall be deemed guilty of a misdemeanor and punishable by a fine of up to \$5,000.00 or 6-months imprisonment, or both.
- (b) In addition to the fines and penalties herein described, the Mayor and City Council of Ocean City may avail itself of any and all civil and equitable remedies for the purpose of restraining or stopping continued offenses of this article.

(Code 1972, § 36-6; Code 1999, § 106-251)

...

Chapter 110 - ZONING¹

...

ARTICLE V. - SUPPLEMENTAL REGULATIONS

DIVISION 1. – GENERALLY

...

Sec. 110-884. - Outdoor display of merchandise standards for properties fronting on Atlantic Avenue (boardwalk).

- (a) Properties displaying merchandise outdoors fronting the boardwalk shall be subject to the following:
 - (1) An annual display permit, issued by the zoning administrator, is required for outdoor display of merchandise. It is required that the display permit application

¹State law reference(s)—Zoning, Ann. Code of Md., Land Use article, § 4-101 et seq.

be reviewed for recommendation by the OCDC Boardwalk Committee (BC) Review Committee. The BC review committee shall consist of five persons, recommended by the BC, to be appointed by the Mayor and City Council of Ocean City. Two committee members shall be representative of boardwalk retail merchants, with a quorum required of three members. If the BC review committee recommends against the issuance of the display permit, it shall state, in writing, to the zoning administrator, the reasons for the unfavorable recommendation. Upon review by the zoning administrator, the zoning administrator may grant or deny the display permit. Any applicant aggrieved by the decision of the zoning administrator may file an appeal to the board of zoning appeals as set forth in this chapter.

- (2) A copy of the approved plans for display of merchandise must be conspicuously displayed on the premises.
- (3) No merchandise, signs or other items shall encroach into the boardwalk right-of-way (property line) other than as allowed by other provisions of this Code.
- (4) Framed merchandise such as decals or t-shirts, is to be treated as outdoor display, not signage. The square footage of these panels is counted toward the total square footage allowed for outdoor display. The total amount of wall merchandise may not exceed 30 percent of exterior walls. The boards may not exceed ten feet in height. These display boards do not require sign permits as they are considered merchandise of outdoor display.
- (5) Display areas may be utilized for certain activities such as a caricaturist, henna tattoo artist, hair wraps and the like. Square footage of amenity displays (henna, hair wraps, etc.) is considered part of the outdoor display and counts toward the allowable display square footage. Display boards showing examples of designs are considered display of merchandise and count toward allowable square footage.
- (6) Properties fronting the boardwalk south of 3rd Street are allowed 30 percent of the total wall space or pad space in aggregate for display.
- (7) Properties fronting the boardwalk north of 3rd Street are allowed outdoor display of merchandise based on 30 percent of the pad area measured ten feet distance from the property line adjacent to the boardwalk to the face of the main building by the width of the pad in front of the main building.
- (8) Decorative and functional amenities are allowed and encouraged in the ten-foot area abutting the boardwalk to enhance the display and the boardwalk experience. These amenities may include live plantings (no plastic or silk plantings), and attractive seating such as benches and chairs for the comfort of the visitors. The amenities must be well maintained throughout the entire season.
- (9) All approved display areas shall be clearly delineated on the pad surface with some type of permanent markings that can be easily identified by enforcement personnel. The various display areas outlined above shall be arranged in such a manner to avoid clutter.

- (10) No display may exceed five feet in height, except other items deemed appropriate by the BC such as surfboards, windsocks, kites, sunglass racks which are manufactured at six feet, and open umbrellas of six feet, eight inches clearance from grade, used to protect merchandise display from sun damage.
- (11) Items displayed shall be representations of the greater range of products within the store. Only items sold inside the store may be displayed outside.
- (12) Display stands, boxes, bins, clothes poles, racks, hermit crab cages, sunglass racks, etc., shall be of uniform size, type and materials to create an attractive and cohesive shopping district.
- (13) All merchandise displayed outside must be able to be placed inside the store during inclement weather, and the store must continue to meet life safety regulations in order to remain open, if the merchandise is displayed inside.
- (14) All display, including display racks and bins, shall be moved inside the store when the store is not open for business.
- (15) The entire display pad/floor surface shall be maintained and kept cleaned regularly.
- (16) Graffiti shall be removed from the premises in accordance with section 302-9, Defacement of property, of the 2006 International Property Maintenance Code.
- (17) All coin-operated vending machines shall be kept in compliance with section 110-335(6).
- (18) All sales registers and sales transactions shall be located and conducted within the enclosed building.
- (19) No business may create a barrier between businesses by using merchandise or signage to inhibit the flow of traffic from one business to another. There must be a 24-inch walkway between businesses.
- (20) Each store is allowed one A-frame sign for each 25 linear feet of store frontage facing the boardwalk. The A-frame signs may not exceed 17.5 square feet on each side and nothing may be attached to the A-frame that extends above, on the edges, or extends beyond the frame. The A-frame may not exceed 60 inches in height including the legs. Signs may be two sided. A-frame signs will not require a separate sign permit. They will be part of the display permit but will not be deducted from the allowed display area. A-frame signs shall be professionally constructed and lettered.
- (21) A-frame signs which are part of the display shall be removed when the business is not open for business.
- (22) All other signage shall obtain necessary sign permits.
- (23) Prohibited items: unclothed mannequins; promotion of alcohol and cannabis, illegal drugs and paraphernalia, tobacco products, firearms, knives, offensive adult materials, products containing or displaying profanity, sexually explicit messages, or obscenity, sound amplification arranged or directed towards the outdoors and/or located outdoors; and flashing lights.

- (b) Restaurants, hotels/motels and amusements shall be subject to the following outdoor display guidelines:
 - (1) Handwritten signs shall be limited to incidental signs describing or identifying menus, carry-out windows, hours of operation, entry/exit, vacancy, office, and the like;
 - (2) No hanging displays or signs shall be placed on benches, railings or fences;
 - (3) One A-frame sign, not to exceed 17.5 square feet for every 25 linear feet of boardwalk storefront frontage shall be permitted, not to exceed two A-frames per storefront;
 - (4) Wall signs not to exceed 30 percent of exterior walls are permitted;
 - (5) Enclosures must be well maintained and pad to be maintained regularly; and
 - (6) Graffiti shall be removed from the premises in accordance with section 302.9, Defacement of property, of the 2006 International Property Maintenance Code.
- (c) Outdoor displays as described in sections (a) and (b) shall be subject to the following enforcement procedures:
 - (1) The business owner may be issued a municipal infraction with a fine of \$500.00 for the initial violation. A letter and copy of the citation will be sent to the property owner.
 - (2) The business owner may be issued a municipal infraction with a fine of \$1,000.00 for the second violation.
 - (3) The business owner may be issued a municipal infraction with a fine of ~~\$1,000.00~~ \$5,000.00 for a third violation. The display permit and the ability to display shall be suspended for two weeks beginning the day after the third violation. A confirmation letter of the suspension and a copy of the citation will be sent to the property owner. The business owner must remove the outdoor display completely within 24 hours of receiving the suspension letter.
 - (4) Any further violations shall result in additional municipal infractions and shall result in the revocation of the outdoor display permit and revocation of the ability to display for four months. The business owner must remove the outdoor display completely within 24 hours of receiving the revocation letter. After four months, the business owner may apply for a new one-year outdoor display permit provided the business owner is in compliance with subsection (5) below.
 - (5) No business owner shall be issued/re-issued an outdoor display permit if the business owner has any outstanding, unpaid, municipal infractions.
 - (6) Failure to abide by the requirements set forth in this section may result in the suspension or revocation of the violator's business license as set forth in section 14-38.

(Code 1999, § 110-884; Ord. No. 2009-7, 5-4-2009; Ord. No. 2009-28, 1-4-2010; Ord. No. 2011-1, 2-22-2011; Ord. No. 2015-08, 4-6-2015; Ord. No. 2024-17, 6-17-2024; Ord. No. 2024-20, 8-19-2024)

INTRODUCED at a meeting of the City Council of Ocean City, Maryland held on _____, 2025.

ADOPTED AND PASSED, by the required vote of the elected membership of the City Council and approved by the Mayor at its meeting held on _____, 2025.

ATTEST:

DIANA L. CHAVIS, Clerk

RICHARD W. MEEHAN, Mayor

Approved as to form:

MATTHEW M. JAMES, President

HEATHER STANSBURY
Ayres, Jenkins, Gordy & Almand, P.A.
Office of City Solicitor

ANTHONY J. DELUCA, Secretary



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.C
Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: Second Reading - Ordinance 2025-29 to Amend Chapter 110, Zoning, regarding the terms tourist courts and tourist homes
DATE: October 27, 2025

ISSUE(S): Second Reading - Ordinance 2025-29 amends Chapter 110 entitled Zoning by amending the definition of *dwelling* and the section citing Home Occupations by removing reference to the terms tourist courts or tourist homes and replacing both with rooming-house or lodging-house and/or boardinghouse.

SUMMARY: The concept of tourist courts and tourist homes no longer exist. This Ordinance is a housekeeping measure to update the code with appropriate terms: rooming-house and lodging-house and boardinghouse.

FISCAL IMPACT: Not applicable

RECOMMENDATION: Adopt Ordinance 2025-29.



1st Class Resort and Tourist Destination

ALTERNATIVES: Defer to Mayor and Council

RESPONSIBLE STAFF: Not Applicable

COORDINATED WITH: City Solicitor Heather Stansbury

ATTACHMENT(S): 1. ORD 2025 - Amend Chapter 110 - Tourist Home.pdf

First Reading _____

Second Reading _____

ORDINANCE 2025 - ____

**AN ORDINANCE TO AMEND CHAPTER 110, ENTITLED ZONING, ARTICLE I
ENTITLED IN GENERAL, SECTION 110-2 ENTITLED DEFINITIONS AND
ARTICLE V, ENTITLED SUPPLEMENTAL REGULATIONS, DIVISION 2,
ENTITLED HEIGHT, AREA AND BULK RESTRICTIONS, SECTION 110-908,
ENTITLED HOME OCCUPATIONS, OF THE CODE OF THE TOWN OF OCEAN
CITY, MARYLAND**

WHEREAS, the home occupations section of the Town's Zoning Code refers to an outdated term, specifically, "tourist home"; and

WHEREAS, the Mayor and City Council desire to update the term "tourist home" to a more appropriate term and to terms used elsewhere in the Town's Zoning Code.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY THAT CHAPTER 110, ENTITLED ZONING, ARTICLE I ENTITLED IN GENERAL, SECTION 110-2 ENTITLED DEFINITIONS AND ARTICLE V, ENTITLED SUPPLEMENTAL REGULATIONS, DIVISION 2, ENTITLED HEIGHT, AREA AND BULK RESTRICTIONS, SECTION 110-908, ENTITLED HOME OCCUPATIONS, OF THE CODE OF THE TOWN OF OCEAN CITY, MARYLAND, BE AND THEY ARE HEREBY AMENDED, AS FOLLOWS:

...

Chapter 110 – Zoning

ARTICLE I. – IN GENERAL

...

Sec. 110-2. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

...

LAW OFFICES

AYRES, JENKINS,
GORDY & ALMAND, P.A.

SUITE 200
6200 COASTAL HIGHWAY
OCEAN CITY, MD 21842

Dwelling means a building or portion thereof designed or used for residential occupancy, including hotels, motels, motor lodges, roominghouses, boardinghouses and lodginghouses, ~~tourist courts or tourist homes~~, but not including mobile homes or manufactured housing.

...

ARTICLE V. - SUPPLEMENTAL REGULATIONS

...

DIVISION 2. – HEIGHT, AREA AND BULK RESTRICTIONS

...

Sec. 110-908. Home occupations.

- (a) A home occupation is permitted as an accessory use within a residential dwelling, provided that:
 - (1) The occupation or activity is clearly incidental and secondary to the use of the premises for residential purposes and is carried on by a member of the family residing on the premises.
 - (2) No more than one person outside the resident family is employed on the premises.
 - (3) There is no display or storage of materials on the premises.
 - (4) There is no exterior indication of the home occupation or variation from the residential character of the building.
 - (5) There is no generation of vehicular or pedestrian traffic or parking demand greater than normal for the district in which it is located.
 - (6) There is no equipment used which creates offensive noise, vibration, smoke, dust, odor, heat, glare or which would cause interference with electrical or radio equipment.
 - (7) There is no more than one nonilluminated sign no larger than four square feet in size, per dwelling unit, and each home occupation within that dwelling unit, desiring to identify its presence, must do so on said sign.
 - (8) No more than two business licenses shall be issued for home occupations for any one dwelling unit.
- (b) When within the above requirements, a home occupation includes, but is not limited to, the following:
 - (1) Art studio.
 - (2) Seamstress.
 - (3) Home office of a physician, dentist, lawyer, engineer, architect, accountant, salesman, real estate agent, insurance agent, contractor, or other similar occupation.
 - (4) Teacher, with musical instruction limited to one or two pupils at a time.

(c) However, a home occupation shall not be interpreted to include:

- (1) Barbershops.
- (2) Beauty parlors.
- (3) ~~Tourist homes.~~ Roominghouse, boardinghouse or lodginghouse.
- (4) Animal hospitals.
- (5) Day care facilities.
- (6) Restaurants.

(Code 1999, § 110-908; Ord. No. 1993-1, § 105-25.8, 1-19-1993; Ord. No. 1996-3, 4-1-1996)

...

INTRODUCED at a meeting of the City Council of Ocean City, Maryland held on October ____, 2025.

ADOPTED AND PASSED by the required vote of the elected membership of the City Council and approved by the Mayor at its meeting held on _____.

ATTEST:

DIANA L. CHAVIS, Clerk

RICHARD W. MEEHAN, Mayor

Approved as to form:

MATTHEW M. JAMES, President

HEATHER STANSBURY
Ayes, Jenkins, Gordy & Almand, P.A.
Office of City Solicitor

ANTHONY J. DELUCA, Secretary



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.D

Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
FROM: Terence J. McGean, PE, City Manager
RE: First Reading - Ordinance 2025-30, Property Tax Credit for Active Members of the OCVFC
DATE: October 27, 2025

ISSUE(S): First Reading - Ordinance 2025-30 adopts a property tax credit for active members of the Ocean City Volunteer Fire Company.

SUMMARY: The recently ratified MOU with the Volunteer Fire Company requires the Town to offer a property tax credit to all active members of the Ocean City Volunteer Fire Company that reside in Ocean City. As reviewed and approved at the October 14, 2025, Work Session, the Ordinance adopts a property tax credit of up to \$2,500 for:

- Volunteers listed as an owner on the deed to a property;
- Volunteers whose primary residence is within Town limits;
- Volunteers who have lived at the property as their primary residence for a minimum of 1 year;
- Property that does *not* have a rental license on the property;
- Volunteers who are Active Members;
- Volunteers who receive the Maryland Homestead Property Tax Credit on the property.

FISCAL IMPACT: To be determined. Based on current active volunteers that meet all qualifications.

RECOMMENDATION: Pass Ordinance 2025-30 on First Reading.



Excellent Service through a High Performing Town Organization

ALTERNATIVES: None suggested.

RESPONSIBLE STAFF: City Manager Terence McGean
Human Resources Director Katie Callan

COORDINATED WITH: City Solicitor Heather Stansbury

ATTACHMENT(S): 1 . ORD 2025 - Amend Chapter 82 - Taxation - OCVFC

First Reading _____

Second Reading _____

ORDINANCE 2025-**ORDINANCE TO AMEND CHAPTER 82, ENTITLED "TAXATION", TO ADD ARTICLE IV, "PROPERTY TAX CREDIT FOR ACTIVE MEMBERS OF THE OCEAN CITY VOLUNTEER FIRE COMPANY" TO THE CODE OF THE TOWN OF OCEAN CITY MARYLAND**

WHEREAS, pursuant to Section 9-260 of the Tax-Property Article of the Annotated Code of Maryland, local governments are authorized to grant a property tax credit for a dwelling owned by a volunteer firefighter; and

WHEREAS, Section C-414 (24) of the Charter of the Town of Ocean City empowers the City Council, "to levy, assess and collect ad valorem property taxes, and general fund, real and personal property taxes . . . ; to have general management and control of the finances of the Town; and

WHEREAS, a Memorandum of Understanding by and between the Ocean City Volunteer Fire Company, Inc. ("OCVFC") and the Mayor and City Council of Ocean City, Maryland ("Town") was entered into on October 6, 2025, and which, among other things, established a property tax credit for Active Members of the OCVFC; and

WHEREAS, the Mayor and City Council desires to provide a property tax credit for Active Members of the Ocean City Volunteer Firefighter Company residing within the corporate limits of the Town of Ocean City.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY THAT CHAPTER 82, ENTITLED "TAXATION" BE AMENDED TO ADD ARTICLE IV, "PROPERTY TAX CREDIT FOR ACTIVE MEMBERS OF THE OCEAN CITY VOLUNTEER FIRE COMPANY" TO THE CODE OF THE TOWN OF OCEAN CITY, BE AND IT IS HEREBY AMENDED AS FOLLOWS:

...

CHAPTER 82. – TAXATION

...

ARTICLE IV. - PROPERTY TAX CREDIT FOR ACTIVE MEMBERS OF THE OCEAN CITY VOLUNTEER FIRE COMPANY**Sec 82-63. – Definitions.**

LAW OFFICES

AYRES, JENKINS,
GORDY & ALMAND, P.A.SUITE 200
6200 COASTAL HIGHWAY
OCEAN CITY, MD 21842

The following words and terms, when used in this article shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning.

Active Member. An individual within the Ocean City Volunteer Fire Company (“OCVFC”) that meets the definition of “Active” as set forth in the By-Laws of OCVFC; however, if OCVFC modifies its definition of “Active Member” at any time after the Effective Date of this Ordinance and reduces the qualifications of “Active”, then to be an “Active Member”, shall, at minimum, mean an individual who has earned no less than fifty (50) points during the taxable year in at least two categories (no individual may be able to earn all required points in one category) as set forth by the “Worcester County Volunteer Fireman’s Association Point System for Determining Active Status” policy.

Dwelling. Real property that is the primary residence of the OCVFC Member located within the corporate limits of the Town of Ocean City.

Ocean City Volunteer Fire Company Member (“OCVFC Member”). A person who has been voted in and continues to be an active member of a volunteer fire company located within the corporate limits of the Town of Ocean City.

Sec. 82-64. - Creation.

In accordance with Section 9-260 of the Tax Property Article of the Annotated Code of Maryland, there shall be an Ocean City property tax credit for Active Members of the OCVFC against the tax imposed on a Dwelling that qualifies under this article.

Sec. 82-65. - Eligibility.

- (a) An OCVFC Member is eligible for a property tax credit under this article if the OCVFC Member meets the following requirements:
 - (1) Is at least one of the named individuals as an owner on the Deed to the Dwelling;
 - (2) Has maintained the Dwelling as his/her primary residence for the preceding property tax year and continues to maintain the Dwelling as his/her primary residence during the tax year for which the credit is received;
 - (3) Receives the Maryland Homestead Property Tax Credit for the Dwelling for which this property tax credit is sought;
 - (4) Is an Active Member of the OCVFC at the time of the application and has maintained active service status for the preceding property tax year. Active service status shall be as determined by the Ocean City Volunteer Fire Company President of the Board of Directors for OCVFC and the Fire Chief

for the Town of Ocean City in accordance with the definition of Active Member stated in this article; and

- (5) Does not have a rental license issued for the Dwelling in which the property tax credit is sought at the time the application is submitted and did not have a rental license issued for the Dwelling within the prior rental license year.

Sec. 82-66. - Amount of Credit.

- (a) Beginning property tax year, July 1, 2026, and subject to the conditions in this article, a property tax credit may be granted in an amount not to exceed the lesser of, (1) \$2,500.00 or (2) the amount of the tax imposed on the Dwelling in a given property tax year.
- (b) No Dwelling shall receive a property tax credit greater than the amount stated in subsection (a), even if there is more than one Active Member residing in the Dwelling as his/her primary residence.
- (c) No Active Member of the OCVFC may claim more than one primary Dwelling.

Sec. 82-67. - Termination of Credit.

- (a) The property tax credit created by this article shall terminate and the OCVFC Member will not be eligible if any of the following occurs:
 - (1) The OCVFC Member has failed to maintain active service status during the property tax year. In the event the OCVFC Member fails to maintain active service status throughout any given property tax year, the OCVFC Member shall be ineligible to receive the property tax credit for the subsequent property tax year;
 - (2) The OCVFC Member no longer occupies the Dwelling for which the property tax credit was granted as his/her primary residence;
 - (3) The OCVFC Member no longer receives the Maryland Homestead Property Tax Credit for the Dwelling for which this property tax credit was received; or
 - (4) The OCVFC Member obtains a rental license for the Dwelling for which the property tax credit was received.
- (b) The OCVFC Member shall have an obligation to immediately notify the Town of Ocean Finance Department if the OCVFC Member no longer meets the eligibility requirements for which the property tax credit was granted.

Sec. 82-68. - Application and Annual Verification.

- (a) The Town's Finance Department is hereby authorized and empowered to develop procedures as may be necessary to administer this article, including determining the form and substance of any application necessary for such administration and documentation the applicant must provide. The following shall be the minimum application requirements:
- (1) Each year, the application must be filed on or before April 1 immediately before the taxable year for which the credit is sought;
 - (2) The OCVFC Member shall provide proof to Town of Ocean City that the Member has received the Maryland Homestead Tax Credit/Exemption for the subject Dwelling and copy of the Deed to the Dwelling; and
 - (3) The President of the Board of Directors for OCVFC and the Fire Chief for the Town of Ocean City shall certify, in writing, no later than June 1st of each year, that an individual meets the qualifications to be an Active Member of the OCVFC.
- (b) The OCVFC Member must re-apply each year for the property tax credit to be received.

Sec. 82-69. - Appropriation.

The property tax credit established herein shall be subject to annual appropriation by the Town.

Sec. 82-70-73. – Reserved.

INTRODUCED at a meeting of the City Council of Ocean City, Maryland held on November 3, 2025.

ADOPTED AND PASSED by the required vote of the elected membership of the City Council and approved by the Mayor at its meeting held on _____, 2025.

ATTEST:

DIANA L. CHAVIS, Clerk

RICHARD W. MEEHAN, Mayor

Approved as to form:

MATTHEW M. JAMES, President

HEATHER STANSBURY
Ayres, Jenkins, Gordy & Almand, P.A.
Office of City Solicitor

ANTHONY J. DELUCA, Secretary



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.E

Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Diana Chavis, City Clerk, MMC
RE: Resolution 2025-27
DATE: October 27, 2025

ISSUE(S): Resolution 2025-27 establishes the periods and times that certain types of bicycles, Class I electric bicycles, non-motorized skateboards, roller skates, pushcarts and EPAMDs may be operated on the Boardwalk. This resolution coincides with Ordinance 2025-26. Periods and times do not change. Roller skates are added.

SUMMARY: This resolution coincides with Ordinance 2025-26. There is no change to period and times. Roller skates are added.

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Adopt Resolution 2025-27.



1st Class Resort and Tourist Destination

ALTERNATIVES: Not Applicable

RESPONSIBLE STAFF: Not Applicable

COORDINATED WITH: City Solicitor Heather Stansbury

ATTACHMENT(S): 1. RES 2025 - Bike Times on Boardwalk after Passage of New Ordinance (1).pdf

RESOLUTION NO. 2025 - ____

**RESOLUTION ESTABLISHING THE PERIODS AND TIMES THAT CERTAIN
TYPES OF BICYCLES, CLASS 1 ELECTRIC BICYCLES, NON-MOTORIZED
SKATEBOARDS, ROLLER SKATES, PUSHCARTS, AND EPAMDS MAY BE
OPERATED ON THE BOARDWALK**

WHEREAS, Section 90-193, "Boardwalk – Operation of bicycles, electric bicycles, skateboards, roller skates, pushcarts, and EPAMDS on Boardwalk" of Chapter 90, entitled "Traffic and Vehicles", of the Code of the Town of Ocean City, Maryland, authorizes and empowers the Mayor and City Council of Ocean City, by Resolution, to establish the periods and times during which bicycles, as defined in subsection (1), (5) and (6) of Section 90-191, Class 1 electric bicycles, non-motorized skateboards, roller skates, pushcarts, and EPAMDS may be operated on the Boardwalk.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY THAT THE PERIODS AND TIMES DURING WHICH BICYCLES, AS DEFINED IN SUBSECTION (1), (5) AND (6)¹ OF SECTION 90-191, CLASS 1 ELECTRIC BICYCLES, NON-MOTORIZED SKATEBOARDS, ROLLER SKATES, PUSHCARTS, AND EPAMDS MAY BE OPERATED ON THE BOARDWALK.

(1) From the Saturday of Memorial Day weekend through Labor Day, between Midnight and Noon.

(2) From the Tuesday after Labor Day through the Friday before Memorial Day, at any time.

RESOLVED AND EFFECTIVE this 3rd day of November, 2025.

ATTEST:

DIANA L. CHAVIS, Clerk

RICHARD W. MEEHAN, Mayor

Approved as to form:

MATTHEW M. JAMES, President

HEATHER E. STANSBURY
Ayres, Jenkins, Gordy & Almand, P.A.
Office of City Solicitor

ANTHONY J. DELUCA, Secretary

¹ Section 90-191 defines these types of bicycles as:

(1) a vehicle that: (i) is designed to be operated by human power; (ii) has at least two or three wheels; and (iii) handlebars for steering;

...

(5) surrey bikes; or

(6) unicycles.



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.F
Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Diana Chavis, City Clerk, MMC
RE: Resolution 2025-28 - Disposal of Surplus Personal Property
DATE: October 27, 2025

ISSUE(S): Resolution 2025-28 authorizes the sale of surplus personal property.

SUMMARY: Resolution 2025-28 authorizes the sale of miscellaneous items and vehicles as coordinated with various Town departments.

FISCAL IMPACT: To be determined.

RECOMMENDATION: Adopt Resolution 2025-28.



Financially Sound Town Government

ALTERNATIVES: None suggested.

RESPONSIBLE STAFF: Scott Wagner, Public Works Deputy Director
Dawn Webb, Purchasing Associate

COORDINATED WITH: Various departments

ATTACHMENT(S): 1. RES 2025 - Asset Disposal - November 3, 2025.pdf
2. November Asset Disposal - Resolution.pdf

RESOLUTION 2025 -

A RESOLUTION PURSUANT TO CHAPTER 2, ARTICLE VIII OF THE CODE OF THE TOWN OF OCEAN CITY, MARYLAND, AUTHORIZING THE DISPOSITION OF PERSONAL PROPERTY

WHEREAS, the Procurement Manager has determined that certain personal property owned by the Mayor and City Council of Ocean City has reached its useful life, is no longer needed for public use, and is, thereby, surplus property, a determination which is concurred with by the City Manager.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Ocean City that the personal property listed on the Asset Disposal List appended hereto be, and it is hereby declared to be surplus personal property.

AND BE IT FURTHER RESOLVED that said surplus vehicles/equipment be offered for sale by auction through "govdeals.com."

RESOLVED AND EFFECTIVE this 3rd day of November, 2025.

ATTEST:

DIANA L. CHAVIS, Clerk

RICHARD W. MEEHAN, Mayor

Approved as to form:

MATTHEW M. JAMES, President

HEATHER E. STANSBURY
Ayres, Jenkins, Gordy & Almand, P.A.
Office of City Solicitor

ANTHONY J. DELUCA, Secretary

LAW OFFICES

AYRES, JENKINS,
GORDY & ALMAND, P.A.

SUITE 200
6200 COASTAL HIGHWAY
OCEAN CITY, MD 21842

ASSET DISPOSAL LIST FOR RESOLUTION

Asset Disposal Date: November 3, 2025

Reference #	Equipment #	Year	Make	Description	Model	Serial/VIN Number	Disposal Reason	Department	Notes	Employee
206	3053	2012	Ford	Explorer	K8AR	1FM5K8AR4DGB63805	Damage exceeds value. End of Life	PW-Transportation		R.Sherman
2119	2940	2011	Eldorado National	Bus, 40ft	AXESS	1N9APACLXBC084163	End of Life	PW-Transportation		R.Sherman
2130	3130	2014	Eldorado National	Bus, 40ft	AXESS	1N9APACL2EC084078	End of Life	PW-Transportation		R.Sherman
2159	3780	2008	New Flyer	Bus, 60ft	CBU	5FYH5YU58C034913	End of Life	PW-Transportation		R.Sherman
2160	3781	2008	New Flyer	Bus, 60ft	CBU	5FYG5YU088C034887	End of Life	PW-Transportation		R.Sherman
2161	3782	2008	New Flyer	Bus, 60ft	CBU	5FYH5YU008C034916	End of Life	PW-Transportation		R.Sherman
527	2700	2008	Ford	Pick-up 1/2T 2WD	F122	1FTRF12278KD60375	End of Life	Parks & Rec		K.Gaddis+E3
534	3387	2016	Ford	Pick-up 1/2T 4x4	F150	1FTMF1E84GKF56816	End of Life	PW-Maintenance		T.Dy
12036	3218	2014	Toro	Triplex Mower	3150Q	04358-314000158	End of Life	Golf Course		J.McTavish
12037	3219	2014	Toro	Triplex Mower	3150Q	04358-314000156	End of Life	Golf Course		J.McTavish

Miscellaneous:

Description	Manufacturer	Model#	Quantity	Price When Purchased/Other	Disposal Reason	Department	Condition	Employee
L-Shaped Desk	Unknown	N/A	4	Unknown	No Longer Needed	Police	Fair	R.Austin
File Cabinets	Unknown	N/A	5	Unknown	No Longer Needed	Police	Poor	R.Austin
Corkboards	Unknown	N/A	3	Unknown	No Longer Needed	Police	Good	R.Austin
Rolling Office Chairs	Unknown	N/A	7	Unknown	No Longer Needed	Police	Poor	R.Austin
L-Shaped Desk	Unknown	N/A	1	Unknown	No Longer Needed	Fire Marshal	Good	J.Sexauer
Dry Fire Extinguishers	Unknown	N/A	6	Unknown	No Longer Needed	Fire Dept	Good	J.Bunting



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.G

Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: Charter Amendment for C-1406, Misdemeanors
DATE: October 27, 2025

ISSUE(S): Introduction of Charter Amendment for C-1406, Misdemeanors of Title XIV, Miscellaneous

SUMMARY: This proposed Charter amendment coincides with Ordinance 2025-27 which increases fines and penalties for municipal infractions and misdemeanors. This proposed legislation will amend Section C-1406, Misdemeanors, increasing the maximum monetary penalty for civil infractions and misdemeanors to \$5,000, and increasing the maximum length of imprisonment for misdemeanors up to 6 months. This legislation is necessary for clarity and consistency in the Town Code and is permitted by State law.

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Schedule a public hearing and formal presentation of the Charter Amendment Resolution on December 1, 2025.



Financially Sound Town Government

ALTERNATIVES: Not Applicable

RESPONSIBLE STAFF: Not Applicable

COORDINATED WITH: City Solicitor Heather Stansbury

ATTACHMENT(S): 1. RES 2025 - Charter Amendment Resolution - Misdemeanors (1).pdf

CHARTER AMENDMENT RESOLUTION 2025-

SUBJECT: "Misdemeanors". Resolution of the Mayor and City Council of Ocean City adopted pursuant to the authority of Article XI of the Constitution of Maryland and Section 4-304 of the Local Government Article of the Annotated Code of Maryland amending Section 1406 "Misdemeanors" of the Charter of the Town of Ocean City, Maryland. This amendment shall have the effect of updating Section C-1406 of the Charter to enhance the maximum fine to not exceed Five Thousand Dollars (\$5,000.00) and/or a period of imprisonment of no more than six (6) months for an offense declared to be a misdemeanor in the Town Charter and Town Code.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Ocean City that Section C-1406 of the Charter of the Town of Ocean City, Maryland be, and the same is hereby amended, to read as follows:

§ C-1406. Misdemeanors. (206)

Every act or omission which, by ordinance, is made a misdemeanor under the authority of this Charter, unless otherwise provided, shall be punishable upon conviction before the Circuit Court or any other appropriate judicial forum by a fine not exceeding [one thousand dollars (\$1,000.)] Five Thousand Dollars (\$5,000.00), or imprisonment [for ninety (90) days] of no more than six (6) months in the county jail, or both, in the discretion of the court or other appropriate judicial forum. The party aggrieved shall have the right to appeal as is now provided under the general laws of the State. Where the act of omission is of a continuing nature and is persisted in, a conviction for one (1) offense shall not be a bar to a conviction for a continuation of the offense subsequent to the first or any succeeding conviction.

(Res. No. 1976-42, 1-5-1976)

State law reference(s)—Violations of ordinances and resolutions, Ann. Code of Md., Local Government article, §6-101 *et seq.*

RESOLVED this ____ day of _____.

ATTEST:

DIANA L. CHAVIS, Clerk

RICHARD W. MEEHAN, Mayor

Approved as to form:

MATTHEW M. JAMES, President

HEATHER E. STANSBURY
Ayres, Jenkins, Gordy & Almand, P.A.
Office of City Solicitor

ANTHONY J. DELUCA, Secretary

LAW OFFICES

AYRES, JENKINS,
GORDY & ALMAND, P.A.

SUITE 200
6200 COASTAL HIGHWAY
OCEAN CITY, MD 21842

JOHN GEHRIG, JR

JACOB H. MITRECIC

CAROL L. PROCTOR

WILLIAM C. SAVAGE, III

LARRY R. YATES

The Charter Amendment enacted by this Resolution became effective on

_____.

ATTEST: _____
Diana L. Chavis, City Clerk



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.H
Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: Forfeiting Authority
DATE: October 30, 2025

ISSUE(S): Formal agreement showing continued support of the State's Attorney as the forfeiting authority for all civil forfeiture proceedings seeking the forfeiture of assets seized by the Ocean City Police Department in accordance with Title 12 of the Criminal Procedure Article of the Annotated Code of Maryland.

SUMMARY: The Mayor and Council have historically authorized the State's Attorney as the forfeiting authority. State's Attorney Kristin Heiser requests a letter of appointment to further demonstrate the ongoing agreement between the Mayor and Council and State's Attorney.

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Prepare documentation confirming Mayor and Council continued support of the State's Attorney as forfeiting authority for all civil forfeiture proceedings.



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ALTERNATIVES: None suggested.

RESPONSIBLE STAFF: Not Applicable

COORDINATED WITH: City Solicitor Heather Stansbury

ATTACHMENT(S): 1. request for letter of appointment for civil forfeitures - Town of OC.pdf
2. Prior Records.pdf

OFFICE OF THE STATE'S ATTORNEY FOR WORCESTER COUNTY

Kristin Heiser
State's Attorney



106 Franklin Street
Snow Hill, MD 21863

Circuit Court Division (410) 632-2166
Fax (410) 632-3250
www.worcestersao.com

District Court Division (410) 632-2177
Fax (410) 632-2175
sao@co.worcester.md.us

October 30, 2025

Mayor and City Council
Town of Ocean City, Maryland
301 Baltimore Avenue
Ocean City, Maryland 21842

Dear Mayor and City Council:

I write to request that you formally designate the State's Attorney as the forfeiting authority for all civil forfeiture proceedings seeking the forfeiture of assets seized by the Ocean City Police Department in accordance with Title 12 of the Criminal Procedure Article of the Annotated Code of Maryland. Historically, the Mayor and City Council and the State's Attorney have agreed that the State's Attorney (or Assistant State's Attorney designated by the State's Attorney) is the most appropriate official to determine whether and when to file a complaint for civil forfeiture of assets. In practice, I am not aware of any civil forfeiture proceedings in the past 2 decades which were initiated by a party other than the State's Attorney in Worcester County.

There are meeting records from past years indicating that the Mayor and City Council previously voted to authorize my predecessor, former State's Attorney Beau Oglesby, as the forfeiting authority for these proceedings, however, these votes did not result in any written agreement or letter of appointment, and even if they had, the authorization was given to my predecessor by name, and not by title. Therefore, at this time, I am seeking a letter of appointment to further demonstrate the ongoing agreement between the Mayor and City Council and the State's Attorney that the individual holding the position of Worcester County State's Attorney (or his/her designee) may act as the forfeiting authority for all civil forfeiture proceedings seeking the forfeiture of assets seized by the Ocean City Police Department. I have provided the City Solicitor with draft language that may be used in an appointment letter for your review and consideration.

I would be happy to answer any related questions in a closed session. I thank you in advance for your consideration of this request.

Regards,

Kristin Heiser

POLICE COMMISSION MEETING MINUTES

OPEN SESSION

February 9, 2011 3:00 P.M.

Present: City Manager Dennis Dare, Chairman Lloyd Martin, Councilman Jim Hall, Chief Bernadette DiPino, State's Attorney Beau Oglesby, Captains Bokinsky, Colbert and Kirstein, Risk Management Christine Parks. Records Supervisor Michelle Monico, Cpl Regina Custer, Crime Analyst Brandon Reim.

1. Worcester County State's Attorney Beau Oglesby asked the Police Commission for a formal letter of agreement designating the State's Attorney as a designated forfeiture authority. Councilman Jim Hall made a motion and was seconded by Councilman Cymek to accept the recommendation to designate the State's Attorney as a forfeiture authority. This is not a change only a formalization of the process.

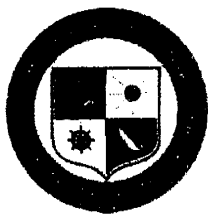
2. Minutes of January 12, 2011 Police Commission Open Session Minutes- Councilman Cymek made a motion to approve and seconded by Councilman Jim Hall.

3. Taxi Issues
 - A. Discussion of medallion owner's failure to notify OCPD of employees who leave their employment or notification of new hires. The Nite Club Taxi representative explained the circumstances for not notifying the OCPD. Chairman Martin and Council President Jim Hall stressed the importance of registering all taxi drivers, even if they are part time and on the first day of employment. This would avoid delays in the notification for random drug testing. We must keep the list current. The OCPD mailed out notification forms to the owners to update their driver lists.

Chairman Martin passed out a request from one of the taxi owners for a fare increase.

 - B. A motion was made by Councilman Hall and seconded by Councilman Cymek for Mr. Mohammed Eldwo to surrender his taxi medallion, taxi sticker and the taxi license due to Mr. Eldwo's failure to appear for drug testing. Mr. Eldwo must submit a clean drug test after April 1st along with his application for taxi license renewal.

4. False Alarm Hearings
 - A. Village Market requested a waiver of false alarm fees. Councilman Cymek made a motion and was seconded by Councilman Hall to have Village Market pay \$400 by the end of business on February 10, 2011 and if there are no false alarms for the next 90 days, the Town of Ocean City will refund \$200.
5. New Business
 - A. Crime Analyst Brandon Reim gave a presentation on crime stats for 2010 and a map of the "hot spots". Drug arrests increased 11% in 2010 compared to 2009. The month of June shows the highest activity for robberies. June, July and August were busy months for burglaries. In January 2010 - 81 burglaries occurred and in January 2011 only nine burglaries occurred. There was a 15.3 percent increase in the number of calls for service in 2010 compared to 2009. The number of citations (not including alcohol) increased in 2010. Alcohol citations decreased by 3.2 % in 2010.
 - B. Susan B. Komen Cancer Walk – It is projected to require 40-50 officers if the event is held using Baltimore Avenue. The OCPD recommends restricting the event to the boardwalk to reduce the significantly the number of officers needed to five.
 - C. Councilman Cymek raised the need to place six officers in the academy in July. Councilman Hall replied the salary and benefits issue should be resolved in thirty days and we could not hire anyone until these issues are resolved. Chief DiPino reiterated the need to begin hiring now to fill vacancies and anticipated future vacancies. She believes we will have to change the way the department operates and the level of service will be affected.
 - D. Sgt. Mark Paddock is to be commended for solving a large number of burglary cases.



March 15, 2011
Work Session
Mayor and Council
Town of Ocean City

In attendance: Mayor Rick Meehan, Council Secretary Lloyd Martin, Council Members Margaret Pillas, Mary Knight, Doug Cymek, Joe Hall and Brent Ashley, City Manager Dennis Dare, City Solicitor Guy Ayres, City Clerk Kathleen Mathias, Environmental Engineer Gail Blazer, Tourism Director Debbie Turk, Parks and Recreation Director Tom Shuster, Public Works Director Hal Adkins, City Engineer Terry McGean, Ocean City Police Chief Bernadette DiPino, Members of the Press and Interested Parties.

Council Secretary Lloyd Martin called this Work Session to order at 12:00 p.m., in the Council Chambers of City Hall, 301 Baltimore Avenue, Ocean City, Maryland 21842; then, **Council Member Cymek moved to convene into closed session to: (1) consult with counsel to obtain legal advice; (2) discuss the appointment, employment, assignment, removal or resignation of appointees, employees or officials over whom it has jurisdiction, or, any other personnel matter that affects one or more specific individuals; (3) conduct collective bargaining negotiations or consider matters that relate to the negotiations; seconded by Council Member Knight. The vote was 6-0 with Council President Jim Hall absent.**

1. Council Secretary Lloyd Martin re-opened the meeting at 1:00 p.m. and reported that legal, personnel and collective bargaining matters were discussed in the closed meeting. Persons present were Mayor Rick Meehan, Council Secretary Lloyd Martin, Council Members Margaret Pillas, Mary Knight, Doug Cymek, Joe Hall and Brent Ashley, City Manager Dennis Dare, City Solicitor Guy Ayres, City Clerk Kathleen Mathias, Tonja Sas, Stephen Silvestri of Miles & Stockbridge PC and Public Works Director Hal Adkins.

Council Member Ashley moved to appoint Tonja Sas to the Noise Control Board; seconded by Council Member Cymek. The vote was 6-0 with Council President Jim Hall absent.
Mayor Meehan issued the Oath of Office to Tonja Sas.

Council Member Cymek moved to appoint Planning and Community Development Director Jesse Houston to the Coastal Bay Resources Association; seconded by Council Member Knight. The vote was 6-0 with Council President Jim Hall absent.

2. Update from Ocean City Development Corporation – presented by Ocean City Development Corporation's Director Glenn Irwin, and President Todd Ferrante.

Mr.(s) Ferrante and Irwin gave a presentation on their current façade program, recent land acquisitions, green initiatives, marketing initiatives, the Community Incentive Tax Credit program, special events at Sunset Park and upcoming downtown projects. Council Member Pillas suggested putting their promotional video on the Town's website. Additionally, they requested approval for the following:

- (1.) lease of public right of way space at 8 Somerset Street for bicycle rental use

- (2.) lease of public right of way space at 6 Somerset Street for Segway mobility scooters and a new rental use of beach wheelchairs
- (3.) use of lease payments to be applied towards special events on Somerset Plaza this summer
- (4.) use of public right of way space at 4 Somerset Street for tables and chairs
- (5.) public use of chess set on Somerset Plaza
- (6.) Downtown Outdoor Displays Standards Fee
- (7.) revise downtown off the Boardwalk outdoor display permit to 100

Council Member Cymek moved to approve (1) the leases of public right of way space for a bicycle rental shop, a Segway mobility and beach chair rentals shop (may display up to 20), a life-size chess set, (2) the allocation of lease revenue to Somerset Street special events, (3) lower the Outdoor Display fees from \$250.00 to \$100.00, and, (4) ask Staff to review the proposed outdoor display standards; seconded by Council Member Knight. The vote was 6-0 with Council President Jim Hall absent.

- 3. Presentation on Stormwater Utility Study – presented by Environmental Engineer Gail Blazer and Joanne Throwe, Director of the Environmental Finance Center at University of Maryland, College Park.

Director Throwe explained that the Stormwater Utility Study addresses flooding, water pollution and the aging stormwater conveyance system. The study also reveals the need for all Towns to establish a dedicated revenue stream for improvements and maintenance. City Engineer McGean and Public Works Director Adkins affirmed that the Town's current drainage system is in critical condition.

- 4. Discussion of Golf Co-Op Marketing (see Attachment A) – presented by Tourism Director Debbie Turk

Council Member Knight moved to accept the Marketing Plan as presented on Attachment A; seconded by Council Member Cymek. The vote was 3-3 with Council Members Pillas, Ashley and Hall opposed and Council President Hall absent. The motion failed.

- 5. Report on proposed private event fees¹– presented by Parks and Recreation Director Tom Shuster

- 1) *Increase the Private Event Application Fee for Non Profit (NP) groups from \$15.00 to \$25.00. **Council Member Knight moved to approve; seconded by Council Member Pillas. The vote was 6-0 with Council President Jim Hall absent.***
- 2) *Increase the Private Event Application Fee for For Profit (FP) promoters from \$35.00 to \$100.00. **Council Member Cymek moved to approve; seconded by Council Member Knight. The vote was 6-0 with Council President Jim Hall absent.***

¹ Ocean City Private Event Fees, *Suggested Options*, page 42 of the March 15, 2011 Work Session Agenda

- 3) *Increase the Private Event One-Year Date Hold Fee from \$15.00 to \$40.00 for FP, with no increase for NP, and do not apply either Date Hold fee to the following year's application. **Council Member Cymek moved to approve; seconded by Council Member Knight. The vote was 6-0 with Council President Jim Hall absent.***
- 4) *Create a 3-Year Event Approval Fee for those events that meet Council's criteria*. For Profit promoters will pay \$100 per year for a total of \$300 and Non Profit groups will pay \$25 per year for a total of \$75. In following years, applicants seeking the third year approval must meet Council's criteria, submit an application and pay the \$100 FP or \$25 NP Application Fee. However, the Private Event Coordinator will report the third-year date and that the fee has been paid so the promoter does not have to appear before Council. Request Council place responsibility for offering 3-Year Event Approvals solely on the Private Event Coordinator, to ensure the criteria is met before it is recommend to Council. **Council Member Ashley moved to approve; seconded by Council Member Knight. The vote was 6-0 with Council President Jim Hall absent.***
- 5) *Create a Change Fee for all Private Event applicants who request a change of their requirements after their application has been submitted. Recommend FP promoters pay \$50.00 and NP groups pay \$25.00. **Council Member Knight moved to approve; seconded by Council Member Cymek. The vote was 6-0 with Council President Jim Hall absent.***
- 6) *Increase the Private Event Daily Usage Fee for NP from \$15.00 to \$25.00 per day and have this fee and the \$150.00 FP fee apply per ocean block of beach use. Races/runs/walks on the beach do not require a per block charge. **Council Member Knight moved to approve; seconded by Council Member Cymek. The vote was 6-0 with Council President Jim Hall absent.***
- 7) *Require that NP Groups provide annually a Letter of Proof of Non Profit Status. **Council Member Ashley moved to approve; seconded by Council Member Knight. The vote was unanimous.***
- 8) *Establish a Banner Placement Fee for NP of \$25.00 per banner. Currently, NP pay zero while FP pay \$50.00 per banner. **Council Member Knight moved to approve; seconded by Council Member Cymek. The vote was 6-0 with Council President Jim Hall absent.***
- 9) *Establish a Late Submission Fee of \$100.00 for any application received within the 90 day before the event. **Council Member Knight moved to approve; seconded by Council Member Cymek. The vote was 6-0 with Council President Jim Hall absent.***
- 10) *Establish a Refundable Damage/Repair Bond of \$100 be held for each major item being borrowed (generator, reviewing stand, stage, bleachers, etc.). The bond is requested for both NP and FP. **Council Member Knight moved to approve; seconded by Council Member Cymek. The vote was 6-0 with Council President Jim Hall absent.***

Council Member Knight moved to effect the changes immediately and ask City Solicitor Ayers to prepare a resolution for the next regular meeting; seconded by Council Member Pillas. The vote was unanimous.

6. Recommendation to remove the 66th Street water tower – presented by Public Works Director Hal Adkins

Council Member Knight moved to approve the removal and attempted sale of the 66th Street Water Tower; seconded by Council Member Joe Hall. The vote was 6-0 with Council President Jim Hall absent.

7. Recommendations on changes to Street Performer Permits – presented by City Clerk Kathleen Mathias

Council Member Cymek moved to ask City Solicitor Ayres to prepare, for First Reading, an ordinance adopting the proposed changes with the following modifications: (1) remove North Division Street as a designated location; (2) designate 20 performance locations (instead of the proposed 18) (3) limit back-up music to music-driven performances like singing or dance, and, (4) prohibit lighting fixtures; seconded by Council Member Knight. The vote was 5-1 with Council Member Joe Hall opposed and Jim Hall absent.

8. Request to allow State's Attorney's Office to act as the forfeiting authority for the Town – presented by Ocean City Police Chief Bernadette DiPino

Council Member Cymek moved to approve; seconded by Council Member Knight. The vote was 6-0 with Council President Jim Hall absent.

9. Discussion of guidelines for non-profit lottery for Springfest and Sunfest Beer Trucks – presented by City Clerk Kathleen Mathias (see Attachment B)

Council Member Knight moved to add one organization to the beer truck rotation; seconded by Council Member Cymek. The vote was 6-0 with Council President Jim Hall absent.

Council Member Knight moved to accept the proposed policy changes (see Attachment B); seconded by Council Member Ashley. The vote was 6-0 with Council President Jim Hall absent.

Council Member Knight moved to require that all organizations contribute a portion of their beer truck earnings to an Ocean City community charity; seconded by Council Member Ashley. The vote was 6-0 with Council President Jim Hall absent.

10. Council Member Cymek reported on the Police Commission Meeting held on February 9, 2011 (see Attachment C).

11. City Clerk Kathy Mathias recommended approval for the transfer of Medallion #163 from Assaf Alhmoud of Zig Zag Taxi, to Taha Bourgo of Academy Taxi. She advised that the \$500.00 transfer fee was paid. Council Member Cymek moved to approve; seconded by Council Member Knight. The vote was 6-0 with Council President Jim Hall absent.

Council Member Pillas moved to adjourn at 5:10 p.m.; seconded by Council Member Ashley. The vote was 6-0 with Council President Jim Hall absent.

Minutes prepared by Deputy City Clerk Kelly Allmond _____

Minutes certified by City Clerk Kathleen Mathias Kathleen Mathias

Meetings approved by the Mayor and Council on: _____



**WORK SESSION -MAYOR AND CITY COUNCIL
TUESDAY, MARCH 15, 2011**

- 8 – Request to Allow State’s Attorney’s Office to Act as the
Forfeiting Authority for the Town
Presented by: Chief Bernadette DiPino**



INTERDEPARTMENTAL MEMO

DATE : March 1, 2011
TO : Mayor and City Council
Dennis Dare, City Manager
FROM : Bernadette A. DiPino, Chief of Police
SUBJECT : Forfeiting Authority Request

Enclosed please find correspondence from State's attorney Beau Oglesby allowing the State's Attorney's Office to act as the *Forfeiting Authority* and having jurisdiction to act on behalf of the Town of Ocean City over assets which are subject to forfeiture according to Maryland Code.

This was discussed and agreed upon by the Police Commission on February 9, 2011. The Police Commission requested this document so the issue could be discussed and approved by the full Mayor and Council.

As a reminder, the State's Attorney will act on the Town's behalf at no cost and on whichever cases we deem appropriate.

Please consider this request to formalize the already accepted and practiced agreement.

Bernadette A. DiPino
Chief of Police



BEAU H. OGLESBY
STATE'S ATTORNEY



OFFICE OF THE STATE'S ATTORNEY FOR WORCESTER COUNTY
106 FRANKLIN STREET
SNOW HILL, MARYLAND 21863
410-632-2166 • FAX 410-632-3250
E-MAIL • sao@co.worcester.md.us

Dear Mayor, City Council and Police Commission,

Please accept and approve this request that I be the person designated by this agreement in accordance with Title 12, §12-101 of the Maryland Criminal Procedure as the *Forfeiting Authority* having jurisdiction to act on behalf of this governing body over assets which are subject to forfeiture according to the Maryland Code.

Please understand that this petition is merely a formal request to place this already accepted and practiced agreement on the record.

As always, I greatly appreciate your time and consideration regarding this matter.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Beau H. Oglesby", written in a cursive style.

Beau H. Oglesby
State's Attorney for
Worcester County, Maryland



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 10.A

Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Diana Chavis, City Clerk, MMC
RE: Public Comments
DATE: October 27, 2025

ISSUE(S): Comments from the Public

SUMMARY: Any person who may wish to speak on any matter at the Regular Meeting may be heard during Comments from the Public for a period of five (5) minutes or such time as may be deemed appropriate by the Council President. Anyone wishing to be heard shall state their name, address and the subject on which he or she wishes to speak.

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Not Applicable



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ALTERNATIVES: Not Applicable

RESPONSIBLE STAFF: Not Applicable

COORDINATED WITH: Not Applicable

ATTACHMENT(S): None



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 11.A

Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Diana Chavis, City Clerk, MMC
RE: Comments from the City Manager
DATE: October 27, 2025

ISSUE(S): City Manager Comments

SUMMARY: There is no meeting the week of November 10. The next Mayor and Council meeting is the November 17 Regular Session.

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Not Applicable



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ALTERNATIVES: Not Applicable

RESPONSIBLE STAFF: Terence J. McGean, PE, City Manager

COORDINATED WITH: Not Applicable

ATTACHMENT(S): None



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 12.A

Council Meeting November 3, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Diana Chavis, City Clerk, MMC
RE: Comments from the Mayor and City Council
DATE: October 27, 2025

ISSUE(S): Mayor and Council Comments

SUMMARY: Not Applicable

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Not Applicable



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ALTERNATIVES: Not Applicable

RESPONSIBLE STAFF: Not Applicable

COORDINATED WITH: Not Applicable

ATTACHMENT(S): None