



MAYOR AND CITY COUNCIL

REGULAR MEETING Monday, October 20, 2025 - 6:00 PM

AGENDA

- 1. CALL TO ORDER**
- 2. PRAYER AND PLEDGE**
- 3. ITEMS PRESENTED BY THE MAYOR AND CITY COUNCIL**
- 4. CONSENT AGENDA**
 - A. Request to Approve Minutes
 1. Work Session dated October 14, 2025
 - B. Acknowledgement of Standing Committee Reports
 1. Police Commission - October 15 - Minutes to be reported August 28
 2. Transportation Committee - October 14
 3. Bicycle and Pedestrian Advisory Committee - October 15
 - C. Private Event Approval Request for Ocean City Jeep Week - May 27-31, 2026
- 5. MISCELLANEOUS REPORTS AND PRESENTATIONS**
 - A. Private Event Approval Request for the Ocean City Criterium - March 28, 2026
 - B. Request to Approve Sole Source Contract for Northside Park Playground Phase II Equipment and Installation presented by Recreation and Parks Superintendent Gary Collier and Procurement Manager Matt Perry
- 6. PUBLIC HEARINGS**
 - A. Baltimore Ave Right of Conveyance from North Division to 15th Street
- 7. ITEMS REFERRED TO AND PRESENTATIONS FROM THE CITY MANAGER AND STAFF**
- 8. ITEMS REFERRED TO AND PRESENTATIONS FROM THE CITY SOLICITOR**
 - A. First 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. First 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. First Reading - Ordinance 2025-28 Extends Ordinance 2025-05 (and Ordinance 2025-06 that amended Ordinance 2025-05) which Established a Moratorium on the Issuance of New Short-term Rental Licenses in R-1 and MH Districts (extends moratorium through January 3, 2027, as approved at the October 14 work session)
- D. First 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)
- E. Resolution 2025-26 to Authorize the Disposition of Surplus Personal Property

9. 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.

10. COMMENTS FROM THE CITY MANAGER

- A. Comments from the City Manager
 - A. Review of the October 28, 2025, draft Work Session agenda
 - B. Department Activity Report

11. COMMENTS FROM THE MAYOR AND CITY COUNCIL

- A. Comments from the Mayor and Council

12. ADJOURN



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 4.A

Council Meeting October 20, 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 15, 2025

ISSUE(S): Request to Approve Minutes

SUMMARY: 1. Work Session dated October 14, 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 # 4.B

Council Meeting October 20, 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 Reports
DATE: October 15, 2025

ISSUE(S): Acknowledgement of Standing Committee Reports

SUMMARY:

1. Police Commission - October 15 - Minutes to be reported August 28
2. Transportation Committee - October 14
3. Bicycle and Pedestrian Advisory Committee - October 15

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. 2025-10-14 Transportation Committee Minutes.pdf
2. 2025.10.15 BPAC Meeting Minutes #83.pdf

TRANSPORTATION COMMITTEE
PUBLIC WORKS ADMINISTRATION CONFERENCE ROOM
224 65th STREET, OCEAN CITY, MARYLAND
TUESDAY, OCTOBER 14, 2025 @ 9:00 AM
TRANSPORTATION COMMITTEE MINUTES

Call to Order: The meeting was called to order at 9:00 am by Mayor Meehan

Present were: Mayor Rick Meehan, City Manager Terry McGean, Public Works Director Hal Adkins, Council Secretary Tony DeLuca, Council Member Will Savage, Council Member Carol Proctor, Transit Manager Rob Shearman, Operations Manager George Peake, Deputy Director of Public Works Scott Wagner, Parking Manager Jon Anthony, and Bethany Hooper, OCToday Dispatch.

A. Approval of August 12, 2025 Transportation Committee Meeting minutes

Motion made by Council Secretary DeLuca to approve the minutes; seconded by Council Member Savage, vote was unanimous

B. Special Event Update

1. Past

a. Rock and Ride

Park N Ride had 2,096 riders from Wednesday to Sunday during Rock and Ride.

Staff recommends not having a dedicated Park N Ride Service for the Rock and Ride event in the future. People are using the Park N Ride lot to park their trailers but are riding their motorcycles into Town.

In lieu of a dedicated Park N Ride Service for this event; staff would recommend that we have our buses meet the Shore Transit buses to bring riders into Town; approximately 7 trips per day

b. Oceans Calling

Ridership for Oceans Calling on the Coastal Highway Beach Bus was 76,524 and an additional 14,112 riders from Park N Ride Shuttle. In the Coastal Highway Beach Bus figures of 76,524 is also included the riders from the Concert on the C3 provided buses

Felt the Transportation for the concerts went well

We had adequate staffing to put out needed deployments

C3 also provided 20 school buses to help with the moving of people from Downtown to the north once the Concerts let out each night

c. Country Calling

Ridership for Country Calling on the Coastal Highway Beach Bus was 66,693 and from the Park N Ride shuttle was 7,700

2. Future

a. Sunfest

Staff will be providing Park N Ride shuttle service for Sunfest

C. Requested Discussions (from September 15th Mayor and Council Meeting)

1. Proposal to allow golf carts to operate on MD-528 Bicycle and Bus Lanes

At the September 15th Council Meeting there was discussion about allowing Golf Carts to utilize the bus lane. Town has been exploring options to reduce traffic in the bus lane. Transportation Staff would encourage the Town to find an alternative solution to allowing utilization of the bus lane due to safety concerns for the buses

2. Proposal for non-senior Bus Passes

Also brought up during public discussion at the Council Meeting was a Non-Senior Bus Pass. Staff would not recommend any additional criteria for discounted fares; if we allow it for one group, we will have multiple other groups requesting the same.

Rob Shearman stated that since his employment with the Town of Ocean City (approximately 3 years); he has had requested from various groups for discounted fares; such as:

Active military members

Veterans

Non-TOC Law Enforcement Officers

Volunteer Firefighters and EMT's

Doctors

Nurses

Other Medical Technicians

Crisis Counselors

Social Workers

Teachers

School Administrators

Students

Employees of any of the private businesses in Town

D. General Updates and "Follow-Ups"

1. Bus Division

a. Ridership and Deployments

There was a spike in deployments due to music festivals

Ridership is 2.2% above 2024 figures

b. Expenses

Part time salaries are tracking slightly ahead for both year over year and over projected FY026 figures; however, we have had a savings in premium overtime this year due to having adequate staffing

Fuel and maintenance expenses are tracking on budget to date

c. Revenue – Farebox

Bus revenue down approximately 1% from projected bus revenue for FY2026

Bus revenue down approximately 4% from FY2025

d. Revenue – Advertising

Advertising revenue is still tracking ahead of last year

e. Fleet

Currently have 11 articulating buses in the fleet; two of them are the older buses from MTA; we are trying to keep them running for another year

Working with MTA to order 4 additional articulating buses two with FY2025 grant funds and 2 with FY2026 grant funds. Hope to begin taking delivery of them by the end of 2026 or beginning of 2027

Will need to start requesting replacements for the 40-foot fleet; buses are reaching useful life

2. Parking Division

a. Revenue

Parking revenue is up 17% over last year; revenue for fines has also increased

Mayor Meehan stated that there were not as many complaints regarding changes to paying for parking as staff had anticipated

E. Adjourn (next meeting Tuesday, December 9, 2025)

Motion to close the Transportation Committee Meeting made by Council Secretary DeLuca, seconded by Council Member Proctor; meeting adjourned at 9:30 am. The next meeting is Tuesday, December 9th.



Town of Ocean City, Maryland
Bicycle & Pedestrian Advisory Committee (BPAC)
Meeting Minutes

OCEAN CITY BICYCLE & PEDESTRIAN ADVISORY COMMITTEE (OC BPAC)
Meeting Minutes

DATE: Wednesday, October 15, 2025
TIME: 2:00 PM to 3:00PM
LOCATION: 65th Street Public Works Campus
Procurement Conference Room
214 65th Street, Ocean City, MD 21842
RE: OC BPAC Meeting #83

OC BPAC MEMBERS:

X	Sergeant Nathan Kutz (President / Police)
X	Mary Wiedorfer (Vice President / Resident)
X	Tony DeLuca (Chair, Council Liaison)
	Hal Adkins (Public Works)
	Joe Marx (Business Owner)
	Lisa Stashak (Resident)

X	George Bendler (Planning & Zoning)
X	Zach Bankert (OCDC)
X	Dan Wilson (SHA Member)
X	Mike Steinen (Resident)
X	Joe Kurtz (Engineering)

Note: Quorum is majority of members present. X = In attendance at meeting

OC BPAC GENERAL ATTENDEES:

X	Linda Stevens (MDOT)
X	Lisa Stevens

ACTION ITEMS:

#:	Name:	Action Item:	Due By:
1	Nathan	Revise light donation flyer	12/17/25
2	Joe	Continue work on easement survey	12/17/25
3	Nathan	Ask Hal for bike lane marking updates	12/17/25
4	Nathan	Remove DuraDeck from agenda	12/17/25

ANNOUNCEMENTS:

DISCUSSION ITEMS:

- 83.1 Review of 2025.09.17 Meeting Minutes and Action Items:
- Committee reviewed meeting minutes and action items with the Committee.
 - Tony motioned to approve. Motion seconded by Joe Kurtz. None opposed. Motion passed.
- 83.2 SHA Pedestrian Safety Committee:
- Dan reported MDOT is collecting data for PSAP
 - Dan reported an upcoming public workshop is planned; date TBA
- 83.3 Boardwalk Bike Rack Dedication Program
- Joe has talked to GIS for locations
 - Joe has talked to Bill F. for website



Town of Ocean City, Maryland
Bicycle & Pedestrian Advisory Committee (BPAC)
Meeting Minutes

- 83.4 Oceanside Street End Bike Racks
- Joe turned over locations to Construction unit
 - Construction unit to install
- 83.5 Bike Light, Donations, and Promotional Items
- We are out of bike lights
 - Joe to coordinate sending donation letters for bike lights
 - Nathan to create donation flyer
 - Lisa Stevens can assist with J1 outreach
 - The goal is to get information to J1s in the Spring
 - Lisa Stevens and Zach to assist with bike light grant
- 83.6 Atlantic Avenue Easement
- Joe reported Town survey will identify exact easement location
 - Joe to see which properties encroached on easement
 - Storm prevented tractors using beach; easement would have benefited beach travel
- 83.7 St. Louis Ave Bike Lane / Paint Markings
- Hal has been working on lane markings
 - Nathan to ask Hal for update
- 83.8 Bicycles on Sidewalks
- Ordinance is pending.
- 83.9 E-Devices/Micromobility Devices/Low Speed Scooters
- Nathan to work on TSS program study over the winter
- 83.10 DuraDeck Ground Protection Mats
- Nathan to add this topic to Easement discussion
 - There are different options for ground protection
- 83.11 Low Speed Vehicle Lane / Golf Carts
- Discussion on pros and cons
 - Motion by Mary to recommend not allowing LSVs or golf carts in the bus lane. Second by Joe K. None opposed. Motion passes.
- 83.12 Open Session
- Mary reports a "Roadway Management Conference" Bike Ride on October 27th at 9AM in coordination with Joe Marx, \$35/participate
 - Mike and Lisa to help Mary with the Bike Ride
 - BPAC will suspend November meeting and reconvene in December

MEETING ADJOURNMENT:



Town of Ocean City, Maryland
Bicycle & Pedestrian Advisory Committee (BPAC)
Meeting Minutes

There being no further business to discuss, a motion was made by Tony to adjourn the meeting. Seconded by Joe K. None opposed. The meeting was adjourned at 3:00PM.

If there are any corrections to the Meeting Minutes, please notify the author within seven (7) calendar days. The next meeting is planned to be held on Wednesday, December 17 2025.

Best Regards,
Sergeant Nathan Kutz
Ocean City Police Department | Town of Ocean City



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item #	<u>4.C</u>
Council Meeting	<u>October 20, 2025</u>

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: Ocean City Jeep Week
DATE: August 26, 2025

ISSUE(S): Amanda Cropper, representing OC4WD, LLC, requests Council approve Ocean City Jeep Week, tentatively scheduled to take place Thursday through Sunday, May 28-31, 2026 in rows AA-D in the Inlet Lot and on the beach north of the pier to Dorchester St., as well as daily parades from the Inlet to 30th Street.

SUMMARY: Ms. Cropper requests to hold the following events:

- * Morning beach Jeep parades, Thursday through Sunday, beginning at 6:30 am from the Inlet to 30th St.
- * Vendor Village in the Inlet Lot, 12-5 pm on Thursday and 9 am-5 pm Friday and Saturday
- * Sand Course rides Thursday through Saturday; 9-11 am, 12-2 pm and 3-5 pm
- * Jeep Show and Shine on the beach, Saturday, 11 am-3 pm

Public Works will provide cones for event use in the northeast corner of the Inlet Lot.

Risk Management stated the minimum amount of insurance required is \$1M per occurrence/\$5M aggregate. The Mayor and City Council must be named additional insured and certificate holder.

Beach Patrol (OCBP) stated that while this event is during their season, they are not yet fully staffed, so OCBP will be severely limited in the support they can provide during the morning beach parades. Ms. Cropper must ensure participants in the parade do not throw items from their vehicles, causing spectators to run toward the parade. OCBP has scheduled pre-employment physical skills evaluations on May 30 at Dorchester St., and registration for this is on the beach directly off the Boardwalk. OCBP will be using the beach and ocean between the jetty and Talbot St. for testing. They continued, stating Ms. Cropper will need to ensure this main vehicular beach access at the Dorchester St. ramp remains open and accessible throughout the duration of their event. Also, a driving lane must be maintained with barriers and a monitor as Jeeps move between the Inlet Lot to north of the

pier. Lastly, Ms. Cropper must provide adequate safety and security for beach patrons.

FISCAL IMPACT: Ms. Cropper shall pay the Town \$6,400 in private event fees and \$2,880 in asset and support fees, for a total of 9,280.

RECOMMENDATION: Approve the event as presented.



1st Class Resort and Tourist Destination

ALTERNATIVES: No staff alternatives suggested.

RESPONSIBLE STAFF: Lisa Mitchell, Private Event Coordinator
Matt Thompson, Acting Public Works Maintenance Manager

COORDINATED WITH: Amanda Cropper, Ocean City 4WD, LLC

ATTACHMENT(S):

1. Draft Permit
2. Processing Costs and Fees
3. Event Impact Calculation
4. May 2026 Calendar
5. Application
6. Beach Course Map
7. Vendor Map



TOWN OF OCEAN CITY

The White Marlin Capital of the World

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

PRIVATE EVENT PERMIT**APPROVED BY**

THE MAYOR AND CITY COUNCIL OF OCEAN CITY, MARYLAND

GRANTED TO

AMANDA CROPPER FOR OC4WD

SUBJECT: OCEAN CITY JEEP WEEK 2026

Having appeared before Council, receiving approval, and paying all fees, this permit defines the terms by which this event shall occur.

PURPOSE: Jeep festival with daily parades, a vendor village, and a sand course

PLACE, DATE, TIME:

Beach Parade: Thursday through Sunday, May 28-31, beginning at 6:30 am on the beach from the Inlet to 30th St., with staging in the Inlet Lot. No more than 250 jeeps per day.

Vendor Village: In rows AA-D in the Inlet Lot, Thursday, May 28 from 12-5 pm, Friday and Saturday, May 29-30 from 9 am-5 pm.

Beach Course: On the beach north of the Pier, between Wicomico and Dorchester Streets. No more than 250 Jeeps per session.

- Thursday through Saturday, May 28-30: (1) 9-11 am, (2) 12-2 pm, (3) 3-5 pm

Show 'n' Shine: Saturday, May 30, 11 am-2 pm in the beach parking footprint. No more than 250 participating Jeeps.

SET-UP: Wednesday, May 27, beginning at 7 am.

TEARDOWN: Sunday, May 31, beginning at 12 pm. Teardown to include the reopening of the event footprint to the public by staging the cones used to create the footprint in the northeast corner of the Inlet Lot.

RESPONSIBILITIES OF EACH PARTY:Amanda Cropper for OC4WD

1. Serve as the event manager.
2. Coordinate the events.
3. Ensure clearance is high enough that all participants can traverse under the pier.
4. Ensure each participating Jeep has valid insurance coverage.
5. Ensure participants do not throw items from the vehicle during the Beach Parades.
6. Create, maintain and secure a Jeep beach course. The primary course design factors will be the safety of the drivers and public.
7. Work closely with the Town in regard to the sand course, and make any necessary safety modifications the Town deems necessary.
8. Keep beach access at Dorchester St. open for emergency vehicles to enter the beach and move to the water's edge easily.
9. Have dedicated staff monitor the entire beach drive path and the Sand Course for the entirety of the events.
10. Contact the affected Beach Stand Operators twice, advising about the event: Once after the event is approved by Council and a second time one (1) week prior to the event.

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

11. Release Jeeps in the Sand Course in groups to both enter and exit the beach. There is not to be a constant flow of vehicles on the beach.
12. Return the beach to the same condition it was previously, prior to the creation of the beach course, and the inflation/deflation and Jeep inspection area.
13. Ensure the area around “Wally Whale” is monitored and kept clear to prevent damage to the structure during staging for the sand course as well as the actual event series.
14. Inspect all Jeeps participating for fluid leaks, not allowing access to the beach if one is found.
15. Provide a hazardous spill procedure to the Town’s Private Event Coordinator.
16. Post informational signs at each beach entrance to the parade route and beach course 24-hours in advance of the event.
17. If the beach is cleared, event staff, participants and spectators must leave the beach until Beach Patrol (OCBP) gives the “all clear.”
18. Provide the Certificate of Insurance to include coverage for personal injury in the amount of \$1M per occurrence, \$5M 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.
19. Abide by all Guidelines and Obligations listed on the Private Event Application, unless otherwise noted in this permit.

The Town of Ocean City, Maryland

1. OCBP shall provide personnel for each parade.
2. Public Works (DPW) shall block off rows AA through D in the Inlet Lot for event use.
3. DPW shall place cones in the Northeast corner of the Inlet Lot for event use by Tuesday morning, May 26.
4. Special Event shall provide Inlet Lot parking codes to the Event Manager for staff and participant use.
5. The Private Event Coordinator, shall serve as the liaison for this event. Any questions regarding it should be directed to her. The liaison can be reached at 443-235-5275, LMitchell@oceancitymd.gov, or on the city radio system at #9010.

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

Amanda Cropper, on Behalf of OC4WD

Date: _____

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

Date: _____

Ocean City's Private Event at a Glance

EXECUTIVE SUMMARY

rev. 240415

Event Name: **Ocean City Jeep Week**
Start Date: **Wednesday, May 27, 2026**
Set Start: **Tuesday, May 26, 2026**
Strike End: **Monday, June 1, 2026**
Location(s): **Rows AA-D of the IPL
Beach, Wicomico - Dorchester Sts.**

Duration: **5** Days
7 Days
Est. Ttl. Attend: **13,589**
Spectators: **1,000**
Participants: **2,500**
Vendors: **30**

ASSIGNED TIER: Tier 2

Assigned via standardized calculation

1. Daily Beach Jeep Parades
2. Thursday through Saturday, Vendor Village
3. Daily Jeep Beach Course
4. Saturday only, Jeep Show N Shine and Awards

Key Details & Other Events:

Requests 200 parking cones for use in the Inlet Lot	

Contact: **Amanda Davis-Cropper**
Organization: **Ocean City 4WD, LLC**

New Event? **NO**
Event Type: **Vehicular**
In-Season? **YES**
Non-Profit? **YES**
Crowd Draw: **Out of Town**
Annual Event? **YES**

	Internal Est. Costs:	Billable Costs:
DPW-M:	\$ 2,166.17	\$ 2,880.00
DPW-TRANS:	\$ -	
DPW-CON:	\$ -	
DPW-ELECT:	\$ -	
FIRE:	\$ -	
EMS:	\$ -	
OCPD:	\$ -	
OCBP:	\$ -	
FM:	\$ -	
PARKS:	\$ -	
P&Z:	\$ -	
Other:	\$ -	

Conveyed Fees:

Application Fee:	\$ 250.00	If annual: Previous Year's Cost:	\$ 7,030.00
Late Fee Applied:	\$ -		
Other Initial Credit/Fee:	\$ -		

Applied Assessment Fee:	\$ -	Cost/Event:	\$ 9,030.00
Estimated Space Fee:	\$ 6,000.00	# of Events:	1
Estimated Vendor Fee:	\$ 150.00	TOTAL COST DUE:	\$ 9,030.00
Departmental Costs:	\$ -		
Equipment & Labor Charges:	\$ 2,880.00		
IPL Lost Revenue Assessment:	\$ -		
Other Fees/Charges/Credits:	\$ -		

EVENT DETAILS

Alcohol? **NO**
Food Sales? **YES**
Parking Req? **YES**
Entry Fee? **YES**
Estimated # of Vendors:
of 10x10s: **9**
#>100sf: **11**

Participant Registration Fee



EVENT IMPACT CALCULATOR DETAIL - OCEAN CITY JEEP WEEK - 10/09/2025

Event Summary				
Key Parameters			Key Results	
Event Name	Ocean City Jeep Week	Business Sales (Direct)		\$1,554,173.64
Organization	OC4WD	Business Sales (Total)		\$2,152,043.20
Event Type	FCE: Other cultural	Jobs Supported (Direct)		398
Start Date	05/28/2026	Jobs Supported (Total)		466
End Date	05/31/2026	Local Taxes (Total)		\$53,671.67
Overnight Attendees	3356	Net Direct Local Tax ROI		\$50,981.89
Day Attendees	2237	Est. Room Nights Demand		5,084

Direct Business Sales				
Sales by Source				
Attendees Spending	\$1,461,827.05	Exhibitor Spending		\$70,120.77
Organizer Spending	\$22,225.82	Total Event Spending		\$1,554,173.64
Business Sales by Sector				
Industry	Attendees	Organizer	Media/Sponsors	Total
Lodging	\$858,010.77	\$4,103.52*	\$0.00	\$862,114.29
Transportation	\$61,726.81	\$83.62*	\$308.58	\$62,119.01
Food & Beverage	\$348,182.79	\$0.00*	\$870.48	\$349,053.27
Retail	\$104,921.37	\$0.00	\$0.00	\$104,921.37
Recreation	\$88,985.31	\$0.00	\$0.00	\$88,985.31
Space Rental	\$0.00	\$3,434.00*	\$348.19	\$3,782.19
Business Services	\$0.00	\$14,604.68*	\$68,593.52	\$83,198.20
Totals	\$1,461,827.05	\$22,225.82	\$70,120.77	\$1,554,173.64
* indicates that the calculator's model defaults were used				

Economic Impact Details			
	Direct	Indirect/Induced	Total
Business Sales	\$1,554,173.64	\$597,869.56	\$2,152,043.20
Personal Income	\$498,641.44	\$184,528.84	\$683,170.28
Jobs Supported			
Persons	398	68	466
Annual FTEs	13	2	16
Taxes And Assessments			
<u>Federal Total</u>	<u>\$138,128.41</u>	<u>\$52,304.87</u>	<u>\$190,433.27</u>
<u>State Total</u>	<u>\$100,275.13</u>	<u>\$15,097.22</u>	<u>\$115,372.35</u>
Sales	\$84,080.63	\$8,968.04	\$93,048.67
Income	\$6,881.83	\$2,546.71	\$9,428.55
Bed	\$0.00		\$0.00
Other	\$9,312.67	\$3,582.46	\$12,895.13
<u>Local Total</u>	<u>\$50,981.89</u>	<u>\$2,689.78</u>	<u>\$53,671.67</u>
Sales	\$0.00	\$0.00	\$0.00
Income	\$5,548.82	\$2,053.42	\$7,602.24
Bed	\$42,900.54		\$42,900.54
Per Room Charge	\$0.00		\$0.00
Tourism District	\$0.00		\$0.00
Restaurant	\$1,305.69	\$164.41	\$1,470.10
Other	\$1,226.84	\$471.95	\$1,698.79
Property Tax	\$29,304.57	\$6,764.44	\$36,069.01

Event Return On Investment (ROI)		
Direct Total Tax ROI		
Direct Tax Receipts	\$50,981.89	
DMO Hosting Costs	\$0.00	
Direct ROI	\$50,981.89	
Net Present Value	\$49,959.00	
Direct ROI (%)	-	
Total		
Total Local Tax Receipts	\$53,671.67	
Total ROI	\$53,671.67	
Net Present Value	\$52,594.81	
Total ROI (%)	-	

Estimated Room Demand Metrics			
Room Nights Sold	5,084		
Room Pickup (block only)	0		
Peak Room Nights	1,766		
Total Visitor Days	11,337		

2026

CALENDAR YEAR

MAY

CALENDAR MONTH

SUNDAY

FIRST DAY OF WEEK

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
26	27	28	29	30 <i>PE - Cruisin' OC - TENTATIVE</i>	01 <i>PE - Cruisin' OC - TENTATIVE</i>	02 <i>PE - Cruisin' OC - TENTATIVE</i>
03 <i>PE - Cruisin' OC - TENTATIVE</i>	04	05	06	07	08	09
10	11	12	13	14	15 PE - Boardwalk Rock	16 PE - Boardwalk Rock
17 PE - Boardwalk Rock	18	19	20	21	22	23
24	25	26	27 <i>PE - OC Jeep Week - TENTATIVE</i>	28 <i>PE - OC Jeep Week - TENTATIVE</i>	29 <i>PE - OC Jeep Week - TENTATIVE</i>	30 <i>PE - OC Jeep Week - TENTATIVE</i>
31 <i>PE - OC Jeep Week - TENTATIVE</i>	01	02	03	04	05	06

Private Event Permit Application

#581897

Ocean City Jeep Week ○○○ Other

APPLICANT

Amanda @ jeepweekoc@gmail.com

DATES AND TIMES

 Event date and time:

05/27/2026 6:00am — 05/31/2026 9:00pm

FEEES

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 Master Card-2343 on 08/22/2025 **-\$250.00**

Due: **\$0.00**

FEE SCOPING

Which type of event organization will run your event?

For-Profit

GENERAL INFORMATION

Event Name

Ocean City Jeep Week

Event Locations

- ✓ Somerset St. Beach
- ✓ Wicomico Beach to end of walkway
- ✓ Inlet Parking Lot (with fire lanes)

Event Times

 Event date and time:

05/27/2026 6:00am — 05/31/2026 9:00pm

Event Summary

Beach Parade each Morning Thursday-Sunday, Beach Sand Course Daily (3-2 hour sessions, Vendors at Inlet Parking Lot

Applicant Organization

Ocean City 4WD, LLC

Organization Phone

(410) 641-3990

Organization Website

www.ocmdjeepweek.com

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

Public Works - Cones for Inlet Parking Lot
Beach Patrol - Beach Parade

Who will be the beneficiary of the event?

Ocean City 4WD, LLC

Who will sponsor the event?

Commander Hotel & Suites, Cropper's Towing, CC Customs, The Metal Shop, The Metal Shop Off Road & Speed, Atlantic Hotel, Crawl Street Tavern, Cork Bar, Wild Bill's, Jolly Roger's, Jolly Roger's at the Pier, Trimper's Rides, Skyjacker Suspension

What type of marketing will be done for the event?

Ocean City 4WD LLC

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).

 [OCJW 2026 Event Schedule.png](#)

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).

 [OCJW 26 Final Vendor Mapping 1.png](#)

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).

 [OCJW 26 Beach Mapping 1.png](#)

Does your event require police support?

No

CONTACT

Contact Name

Amanda DavisCropper

Contact Mobile Number

(443) 614-0141

Contact Address

1401 Atlantic Avenue Ocean City MD 21842

Contact Email

@ jeepweekoc@gmail.com

Contact Office Number

(443) 614-0141

ARRIVAL AND DEPARTURE DATES

Provide the date that staff arrives onsite for the event
 May 27, 2026

Vendor Departure
 May 31, 2026

Provide the date that staff departs the event
 May 31, 2026

Participant/Spectator Arrival
 May 24, 2026

Vendor Arrival
 May 27, 2026

Participant/Spectator Departure
 May 31, 2026

ROOM BLOCKS

Will you have an HQ hotel?

Yes

Will you establish hotel room blocks?

Yes

Hotel name

Hotel name
Commander Hotel & Suites

Hotel Location(s)

1401 Atlantic Ave

Block Size/Occupants per Room

50 - 4 per room

EVENT ATTENDANCE ESTIMATES

Geographic Reach

Primarily Out of Town

Staff Estimates

Total Staff
50
% Staying Overnight
100
% Traveling Alone
100

Participant Estimates

Total Participants
4000
Participants Staying Overnight
4000
Average Guests
4

Exhibitor Estimates

Total Exhibitors
30
Exhibitors Staying Overnight
60
Exhibitors Traveling Alone
30

Spectator Estimates

Total Spectators
2500
Spectators Staying Overnight
2500
Average Party Size
4

Total Overnight Guests

% Lodge in Ocean City
90
% Use Condos
5
% Camp
5

ENTERTAINMENT/OFFERINGS

Will you charge any entry fees?

Registration Fee

Vendor Fee

Free Entry

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 14x14 or smaller (under 200 sq ft)

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

Yes

Describe your street/private parking closure.

Closing of AA-D Parking Lanes at the Inlet

Will you sell items within the footprint of the event?

Yes

Please describe the items you will sell.

Jeep Parts & Accessories

Will you provide sampling of products?

No

Will you serve or distribute alcohol?

No

Will you have onsite cooking or food trucks?

Yes

Will you provide portolets?

No

PARKING/ACCESS

Parking Information

% Utilizing Public Parking

80

% Parking at Hotels

20

% That Will Use Bus Service

5

% That will Use Town Lot

10

Will you have special parking requests?

Yes

Please explain your special parking requests

Parking Codes for Inlet Parking Lot during event
scheduled days & times

Will you need vehicular beach access?

Yes

Will you need vehicular access to the Boardwalk?

No

Please explain access requirements.

Access to beach from Inlet parking lot to 30th St. -
coming off beach onto Coastal Highway

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.

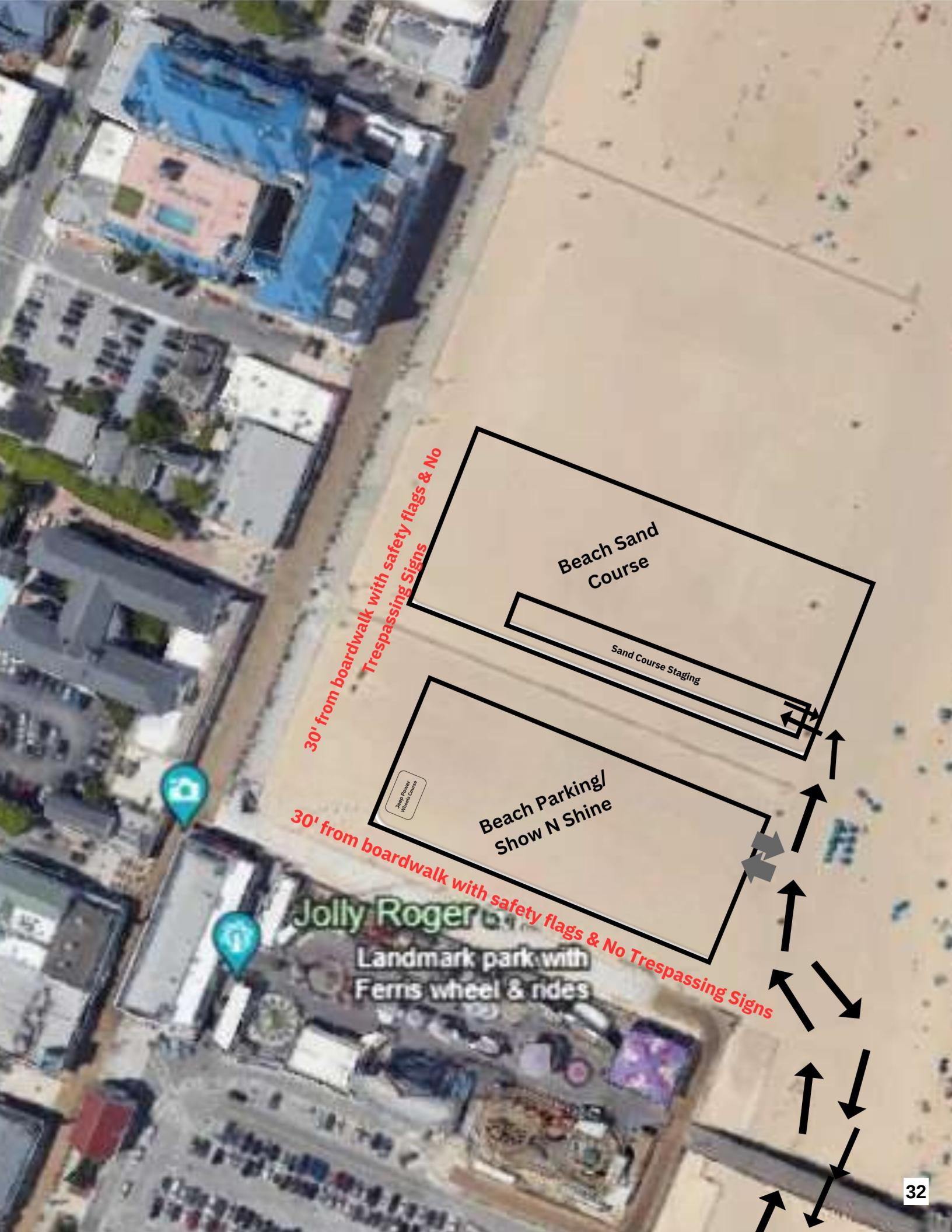


The applicant agrees to take full responsibility for all city-owned property, whether existing within the event footprint, add-ons thereto, borrowed, leased or rented. Applicant further agrees that they are responsible for the proper behavior of their crowd base and that damage or defacement caused to 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.



30' from boardwalk with safety flags & No Trespassing Signs

Beach Sand Course

Sand Course Staging

30' from boardwalk with safety flags & No Trespassing Signs

Beach Parking/
Show N Shine

Jolly Roger
Landmark park with
Ferris wheel & rides

**Indicates
Food
Vendor**

**Indicates
Non Food
Vendor**

VC1

VC2

VC3

VC4

VC5

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TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 5.A
Council Meeting October 20, 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: Ocean City Criterium
DATE: June 27, 2025

ISSUE(S): Jason Chance, representing Revolution3, requests Council approve the Ocean City Criterium, tentatively scheduled to take place Saturday, March 28, 2026 in the West Ocean City Park and Ride, 6 am-7 pm.

SUMMARY: A Criterium is a bicycle race consisting of several laps around a closed circuit, the length of each lap ranging from a 1/4-mile to 6-miles. This event would showcase a 1/2-mile course that will have cyclists racing in the outer lanes of the parking lot with parking and spectators in the center. Spectators may also view the races under the covered wooden bridge. Mr. Chance will place barricades to separate the course from the spectators. While Inlet Isle Lane will remain open to vehicular traffic, the entrance at Old Bridge Road will be closed to traffic.

Mr. Chance will provide portolets, and food and beverage sales, including alcohol. Mr. Chance will also utilize a PA System for event announcements and music. Lastly, Mr. Chance will erect 10'x10' tents for event use.

Mr. Chance asks that the Town sweep the lot prior to the event and place signage, letting the public know the lot is closed for the event. Public Works confirmed they will do so.

Risk Management stated the minimum insurance required is \$1M/\$3M Aggregate with a Liquor Liability of \$1M/\$2M Aggregate, and the Mayor and Council listed as additional insured on a primary and non-contributory basis. Also, given the nature of this event, participants must sign a Waiver of Liability to participate.

FISCAL IMPACT: Mr. Chance shall pay the Town \$900 in private event fees.

RECOMMENDATION: Approve the event as presented.



1st Class Resort and Tourist Destination

ALTERNATIVES: No staff alternatives suggested.

RESPONSIBLE STAFF: Lisa Mitchel, Private Events Coordinator
Matt Thompson, Acting Public Works Maintenance Manager

COORDINATED WITH: Jason Chance, Revolution3

ATTACHMENT(S):

1. Draft Permit
2. Processing Costs and Fees
3. Event Impact Calculation
4. March 2026 Calendar
5. Application
6. Event Timeline
7. Event Footprint



TOWN OF OCEAN CITY

The White Marlin Capital of the World

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

PRIVATE EVENT PERMIT**APPROVED BY**

THE MAYOR AND CITY COUNCIL OF OCEAN CITY, MARYLAND
GRANTED TO

JASON CHANCE FOR REVOLUTION3

SUBJECT: OCEAN CITY CRITERIUM 2026

Upon appearing before the Mayor and City Council, receiving approval and paying all fees, this permit defines the terms by which this event shall occur.

PURPOSE: ½ mile bicycle course races

Place, Date, Time: Saturday, March 28, 10 am-7 pm

SET-UP: Saturday, beginning at 6 am

BREAKDOWN: Saturday, beginning at 7 pm and complete by end of day

RESPONSIBILITIES OF EACH PARTY:**Jason Chance for Revolution3**

1. Serve as event manager.
2. Coordinate the event.
3. Shall be easily accessible throughout the event, including set-up and breakdown.
4. Maintain the cleanliness of the event footprint during the entire event, including set-up and breakdown.
5. Provide liners for 55-gallon trash receptacles located within the event footprint.
6. Obtain all necessary city, county and state permits, including any tent or air inflated structure permits required by the Ocean City Office of the Fire Marshal.
7. Utilize a PA system.
8. Provide a detailed layout, including food truck and tent locations no later than February 1, 2026.
9. May have food trucks within the event footprint, provided approvals from the Worcester County Health Department and the Ocean City Office of the Fire Marshal have been obtained.
10. Subject to the approval of the Worcester County Board of License Commissioners for the sale of alcohol by a non-profit organization and all conditions and requirements of any license issued thereunder, the Event may have alcohol. It is the event manager's responsibility to age identify and obtain the necessary permits from the Worcester County Board of License Commissioners.
11. Provide portolets for the expected attendance.

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

12. Provide the Certificate of Insurance to include, at minimum, General Liability \$1M/\$3M Aggregate, and Liquor Liability \$1M/\$2M Aggregate. Mayor and City Council of Ocean City, MD to be named Additional Insured on all policies on a primary and non-contributory basis.
13. Abide by all Guidelines and Obligations listed on the Private Event Application, unless otherwise noted in this permit.

Town of Ocean City, Maryland

1. Public Works will fine clean the Park and Ride and post it as “No Public Parking” during the event time.
2. The Private Events Coordinator shall serve as the 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 Revolution3

Date: _____

Tom Perlozzo
On behalf of the Mayor and City Council of Ocean City, MD

Date: _____

Ocean City's Private Event at a Glance

EXECUTIVE SUMMARY

rev. 240415

Event Name:	Ocean City Criterium
Start Date:	Saturday, March 28, 2026
Set Start:	<i>Saturday, March 28, 2026</i>
Strike End:	<i>Saturday, March 28, 2026</i>
Location(s):	West OC Park n Ride

Duration:	1 Days	Est. Ttl. Attend:	1,264
	1 Days	Spectators:	500
		Participants:	250
		Vendors:	4

1/2-mile bicycle races in the West OC Park and Ride

ASSIGNED TIER: Tier 2

Assigned via standardized calculation

Contact:	Jason Chance
Organization:	Revolution3

New Event?	YES
Event Type:	Race
In-Season?	NO
Non-Profit?	NO
Crowd Draw:	Primarily Out of Town
Annual Event?	NO

	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:

DPW shall clean the lot prior to the event.	

Conveyed Fees:

If annual: Previous Year's Cost:

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

EVENT DETAILS

Alcohol?	YES
Food Sales?	YES
Parking Req?	YES
Entry Fee?	YES
Estimated # of Vendors:	
# of 10x10s:	0
#>100sf:	0

Participant Registration Fee
Non-Music Event Admission

Applied Assessment Fee:	\$ -	Cost/Event: \$ 650.00
Estimated Space Fee:	\$ 500.00	# of Events: 1
Estimated Vendor Fee:	\$ 150.00	TOTAL COST DUE:
Departmental Costs:	\$ -	\$ 650.00
Equipment & Labor Charges:	\$ -	
IPL Lost Revenue Assessment:	\$ -	
Other Fees/Charges/Credits:	\$ -	



EVENT IMPACT CALCULATOR DETAIL - OCEAN CITY CRITERIUM - 08/12/2025

Event Summary

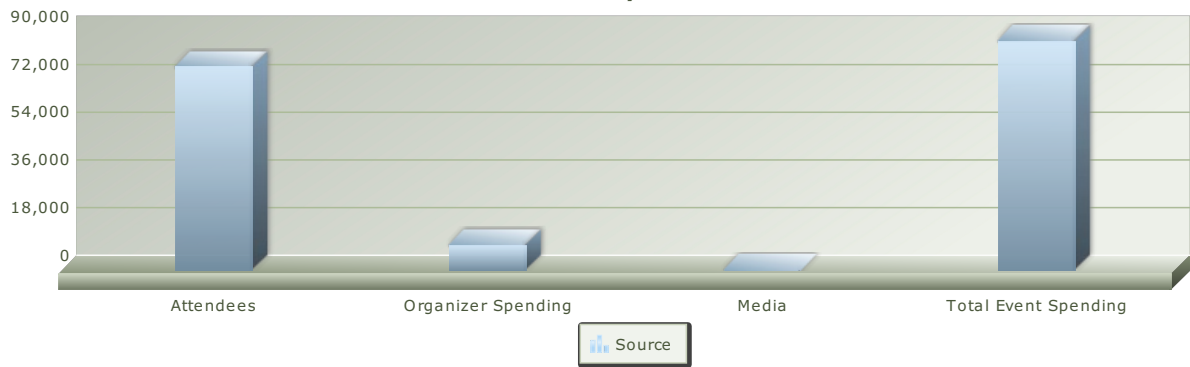
Key Parameters		Key Results	
Event Name	Ocean City Criterium	Business Sales (Direct)	\$86,249.53
Organization	TCR Event Management	Business Sales (Total)	\$123,339.94
Event Type	Sports: Adult Amateur	Jobs Supported (Direct)	70
Start Date	03/28/2026	Jobs Supported (Total)	77
End Date	03/28/2026	Local Taxes (Total)	\$1,099.28
Overnight Attendees	85	Net Direct Local Tax ROI	\$958.08
Day Attendees	675	Est. Room Nights Demand	79

Direct Business Sales

Sales by Source

Attendees Spending	\$76,676.34	Exhibitor Spending	\$23.42
Organizer Spending	\$9,549.77	Total Event Spending	\$86,249.53

Sales by Source



Business Sales by Sector

Industry	Attendees	Organizer	Media/Sponsors	Total
Lodging	\$8,970.79	\$0.00*	\$0.00	\$8,970.79
Transportation	\$3,735.28	\$220.01*	\$14.97	\$3,970.26
Food & Beverage	\$30,522.89	\$4,890.00*	\$0.00	\$35,412.89
Retail	\$21,778.96	\$0.00	\$0.00	\$21,778.96
Recreation	\$11,668.42	\$0.00	\$0.00	\$11,668.42
Space Rental	\$0.00	\$1,897.00*	\$0.00	\$1,897.00
Business Services	\$0.00	\$2,542.76*	\$8.45	\$2,551.21
Totals	\$76,676.34	\$9,549.77	\$23.42	\$86,249.53

* indicates that the calculator's model defaults were used

Sales By Sector



Economic Impact Details

	Direct	Indirect/Induced	Total
Business Sales	\$86,249.53	\$37,090.41	\$123,339.94
Personal Income	\$29,384.85	\$9,141.95	\$38,526.80
Jobs Supported			
Persons	70	6	77

Annual FTEs	1	0	1
Taxes And Assessments			
<u>Federal Total</u>	<u>\$7,860.72</u>	<u>\$2,982.01</u>	<u>\$10,842.73</u>
<u>State Total</u>	<u>\$5,371.33</u>	<u>\$904.77</u>	<u>\$6,276.10</u>
Sales	\$4,448.97	\$556.36	\$5,005.33
Income	\$405.55	\$126.17	\$531.71
Bed	\$0.00		\$0.00
Other	\$516.81	\$222.25	\$739.06
<u>Local Total</u>	<u>\$958.08</u>	<u>\$141.21</u>	<u>\$1,099.28</u>
Sales	\$0.00	\$0.00	\$0.00
Income	\$326.99	\$101.73	\$428.72
Bed	\$448.54		\$448.54
Per Room Charge	\$0.00		\$0.00
Tourism District	\$0.00		\$0.00
Restaurant	\$114.46	\$10.20	\$124.66
Other	\$68.08	\$29.28	\$97.36
Property Tax	\$1,626.27	\$440.95	\$2,067.22

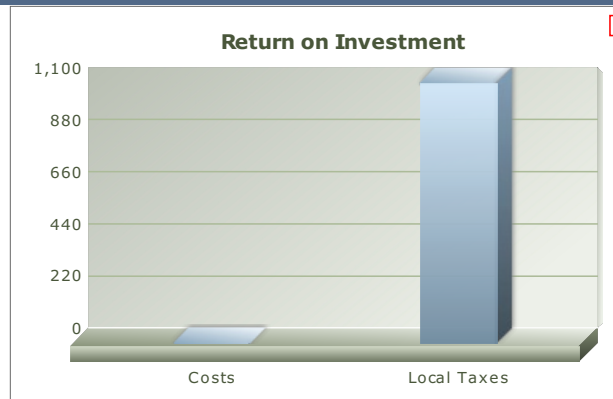
Event Return On Investment (ROI)

Direct Total Tax ROI

Direct Tax Receipts	\$958.08
DMO Hosting Costs	\$0.00
Direct ROI	\$958.08
Net Present Value	\$938.85
Direct ROI (%)	-

Total

Total Local Tax Receipts	\$1,099.28
Total ROI	\$1,099.28
Net Present Value	\$1,077.23
Total ROI (%)	-



Estimated Room Demand Metrics

Room Nights Sold	79		
Room Pickup (block only)	0		
Peak Room Nights	45		
Total Visitor Days	656		

2026

CALENDAR YEAR

MARCH

CALENDAR MONTH

SUNDAY

FIRST DAY OF WEEK

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
01	02	03	04	05	06	07
08	09	10	11	12	13	14 <i>PE - St. Patrick's Day Parade - TENTATIVE</i> <i>PE - Shenanigans 5K - TENTATIVE</i>
15	16	17	18	19	20	21
22	23	24	25	26	27	28 <i>PE - OC Criterium - TENTATIVE</i>
29	30	31	01	02	03	04
05	06	07	08	09	10	11

Private Event Permit Application

#557853

Ocean City Criterium  Open Athletic Competition

APPLICANT

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

DATES AND TIMES

 Event date and time:

03/28/2026 7:00am — 03/28/2026 7:00pm

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 06/25/2025 **-\$250.00**

Due: **\$0.00**

FEE SCOPING

Which type of event organization will run your event?

For-Profit

GENERAL INFORMATION

Event Name

Ocean City Criterium

Event Locations

📍 West OC Park & Ride

Event Times

📅 **Event date and time:**

03/28/2026 7:00am — 03/28/2026 7:00pm

Event Summary

A cycling racing event with a full day of activities in the West Ocean City Parking Lot. The 1/2 mile course will have cyclists racing on the outer lanes of the parking lot with parking and spectators in the center. We will also allow spectators along the Boardwalk on the east side of the lot.

We will leave Inlet Isle Lane open to vehicular traffic and place barricades to separate the course from the spectators. We will also barricade the entrance at Old Bridge Road, so no vehicles can enter the lot from that location.

We will offer some kind of food through either Bad Monkey or food trucks and place in the north section of the lot, closest to Rte. 50. We will also have an announcer and a DJ.

We will provide portolets in the spectator area as well as the north end of the lot.

Applicant Organization

TCR Event Management LLC dba Revolution3

Organization Phone

(443) 783-4145

Organization Website

www.Rev3Bike.com

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

Sweep/clear the lot of debris. Signage closing the lot to general public during event.

Who will be the beneficiary of the event?

We are trying to find a charity partner that would align with cycling safety in the area

Who will sponsor the event?

We will solicit sponsors and work with Maryland Sports to sponsor the event.

What type of marketing will be done for the event?

Online marketing and with other cycling events in the DC/Maryland area

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).

📎 [Ocean City Criterium Timeline.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).

📎 [Ocean_City_Crit_West_OC_Lot \(003\).pdf](#)

Does your event require police support?

No

CONTACT

Contact Name

Jason Thomas Chance

Contact Mobile Number

(443) 783-4145

Contact Address

405 W Belle Rd, Unit 10, Ridgely, MD 21660

Contact Email

@ jason@tcreventmanagement.com

Contact Office Number

(443) 783-4145

ARRIVAL AND DEPARTURE DATES

Provide the date that staff arrives onsite for the event Mar 28, 2026**Vendor Departure** Mar 28, 2026**Provide the date that staff departs the event** Mar 28, 2026**Participant/Spectator Arrival** Mar 28, 2026**Vendor Arrival** Mar 28, 2026**Participant/Spectator Departure** Mar 28, 2026

ROOM BLOCKS

Will you have an HQ hotel?

No

Will you establish hotel room blocks?

Yes

EVENT ATTENDANCE ESTIMATES

Geographic Reach

Primarily Out of Town

Staff Estimates

Total Staff
6
% Staying Overnight
50
% Traveling Alone
50

Participant Estimates

Total Participants
250
Participants Staying Overnight
100
Average Guests
2

Exhibitor Estimates

Total Exhibitors
4
Exhibitors Staying Overnight
4
Exhibitors Traveling Alone
4

Spectator Estimates

Total Spectators
500
Spectators Staying Overnight
200
Average Party Size
3

Total Overnight Guests

% Lodge in Ocean City
100
% Use Condos
N/A
% Camp
N/A

ENTERTAINMENT/OFFERINGS

Will you charge any entry fees?

Registration Fee

Free Entry

Will your event include live music?

Yes

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

Yes

Where will your entertainers come from?

Primarily Local

What is your expected average ticket price?

💰 60.00

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

No

Will your event include bleachers, risers or other temporary structure accessible by the consumer?

No

Will your event include tents/temporary structures?

Yes

Select the temporary structures that are a part of your event

Tents 14x14 or smaller (under 200 sq ft)

Other

Describe and specify the temporary structures at your event

10 foot long by 40 inch tall pedestrian barricade.
Aluminum truss structure for start/finish line

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

Yes

Describe your street/private parking closure.

Inlet will be closed for entry/exit during each event.
There will be a 15 minute time, at the end of each event, to allow for cars to enter/exit the lot

Will you sell items within the footprint of the event?

No

Will you provide sampling of products?

No

Will you serve or distribute alcohol?

Yes

Please explain what types of alcohol you will offer.

Will have a non profit come in to serve beer on site

Will you have onsite cooking or food trucks?

Yes

Will you provide portolets?

Yes

Please explain where the portolets will be located and how many you will provide.

5 portos (at least one handicap accessible) will be on the inside of the course. Other bathrooms on boardwalk may be utilized if open

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

100

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.

Timeline of Ocean City Criterium Race

March 28th, 2026

6am – Setup and final clean of course

10am – Novice Rider Open Race

1015am– Beginner/Novice Women, Non Binary Open

1115am – Beginner/Novice Men Open

1215pm – FREE KIDS RACE

1:00pm Master Women Cat 1/2/3/4

2:00pm Master Men Cat 1/2/3/4

3:00pm Intermediate Women (Cat 3)

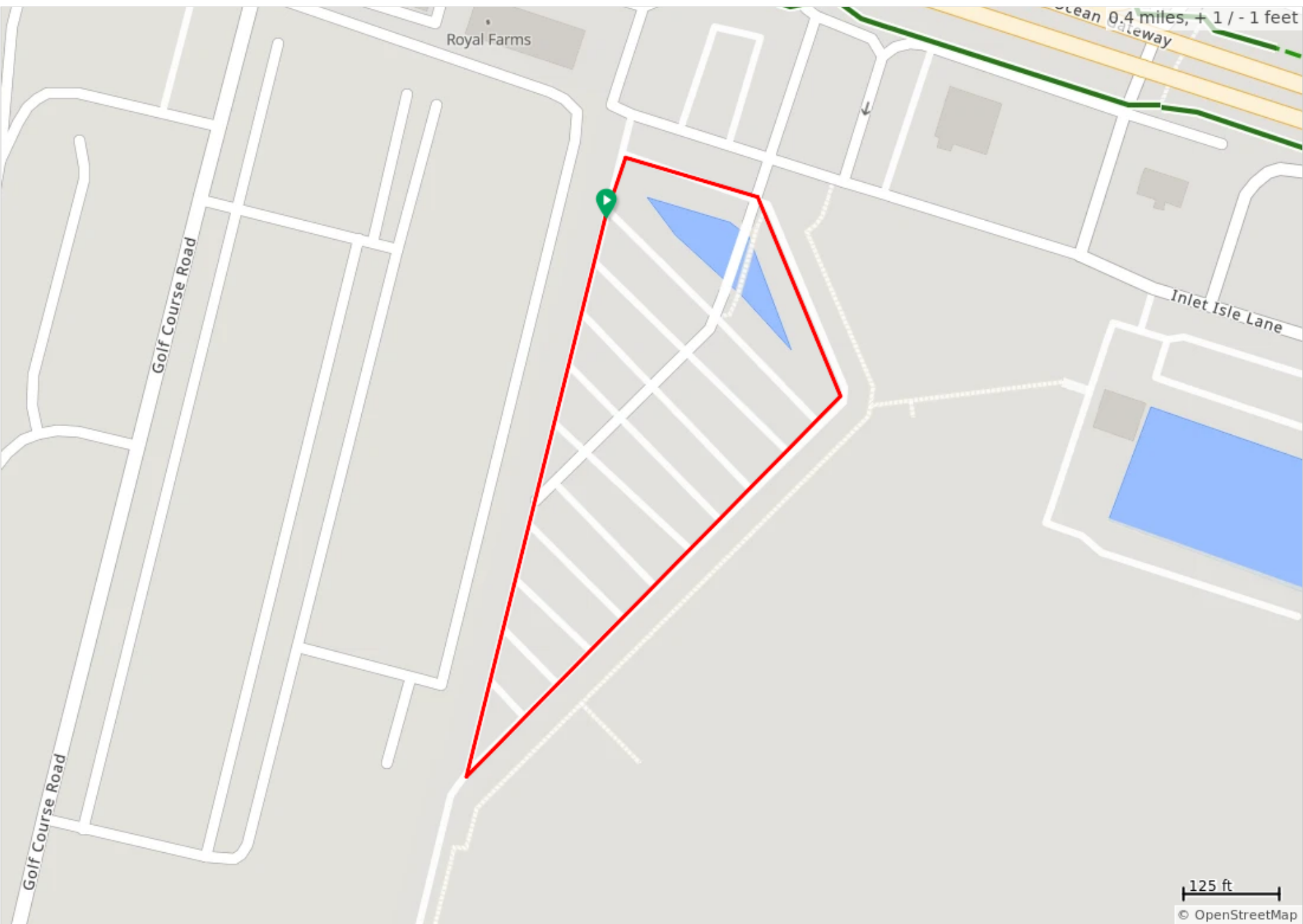
4:00pm Intermediate Men (Cat 3)

5:00pm Elite Women (Cat 1/2/3)

6:00pm Elite Men (Cat 1/2/3)

7:00pm CLEAN UP OF COURSE

Ocean City Crit West OC Lot





TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 5.B

Council Meeting October 20, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Kate Gaddis, Recreation and Parks Director
RE: Northside Park Playground Phase II - Playground Equipment and Installation
DATE: October 7, 2025

ISSUE(S):

The Recreation and Parks Department possesses two separate and/or adjacent age-appropriate playground infrastructure(s), located at Northside Park that were originally installed in phases beginning approximately ~2002-2005. This infrastructure has surpassed a two-decade original installation date and have been identified as in need of replacement. The Recreation and Parks Department made a determination in approximately ~2023 to replace the five (5) to twelve (12) year-old playground in phased developments in 2023 and 2026 to meet this replacement lifecycle. The second phase of the project construction anticipated for 2026 will include replacement of the five (5) to twelve (12) year-old elevated ADA-compliant ramping system, replace original playground equipment installed in ~2005, and newly install a bonded rubber surfacing system for increased safety measures.

SUMMARY:

The Recreation and Parks Department Superintendent Gary Collier discussed historical conditions, involving the establishment of established brand and/or manufacturer and Vendor of record for the region and/or geographical location for the Town of Ocean City, Maryland, as a basis for Mayor and City Council, Town of Ocean City Maryland consideration for approval of a sole source declaration. Procurement Manager Matt Perry requested Recreation and Parks Department Superintendent Gary Collier to provide documentation from the Vendor for further review to determine if a sole source procurement could be authorized. Procurement Manager Matt Perry reviewed the documentation provided and deemed a Waiver of Competition justification was supported. Due to the monetary valuation of the project exceeding \$100,000.00, Mayor and City Council approval is being sought to proceed with Awarding the Vendor for this effort and subsequently developing a Contract with the Vendor as a result.

FISCAL IMPACT:

Up to estimated valuation of \$268,000.00. Per discussion with Recreation and Parks Department Superintendent Gary Collier and Grants Manager Leah Dyson, this procurement would be eligible for a Maryland Department of Natural Resources - Community Parks and Playgrounds grant funding Award in the

amount of \$267,140.00 which has been included in the State of Maryland's Fiscal Year 2026 budget. Additionally, Gametime has Awarded the Town of Ocean City, Maryland a Community Champions grant in the amount of \$73,536.00 to reflect a discount attributed to the intended equipment purchase. The Procurement Department has also reviewed the OMNIA Partners cooperative purchasing network to verify that the Town of Ocean City, Maryland would receive best potential pricing for this effort. Consequently, the same valuation has been approved and secured for funding efforts in the Recreation and Parks Fiscal Year 2026 operating budget in the event that grant funding was not secured.

RECOMMENDATION: Gametime is the established brand and/or manufacturer as well as the Vendor of record for the region and/or geographical location for the Town of Ocean City, Maryland. The Recreation and Parks and Procurement Department(s) formally recommends Mayor and City, Council, Town of Ocean City, Maryland Award a Sole Source Contract to Gametime with expenditure approval up to \$268,000.00.



Revitalized Ocean City: Development and Redevelopment

ALTERNATIVES: Not Applicable

RESPONSIBLE STAFF: Gary Collier, Recreation and Parks Department Superintendent

COORDINATED WITH: Matt Perry, Procurement Manager

ATTACHMENT(S): 1. MCC Sole Source Request to Approve Letter.pdf
2. Sole Source Documentation.pdf



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Tuesday, October 7TH, 2025

Mayor and City Council, Town of Ocean City, Maryland
301 North Baltimore Avenue
Ocean City, Maryland 21842
United States of America

RE: Request to Approve Sole Source Contract Pursuant to Northside Park Playground
Phase II – Playground Equipment and Installation

Dear Mayor and City Council, Town of Ocean City, Maryland,

The Recreation and Parks Department possesses two separate and/or adjacent age-appropriate playground infrastructure(s), located at Northside Park that were originally installed in phases beginning approximately ~2002-2005. This infrastructure has surpassed a two-decade original installation date and have been identified as in need of replacement. Subsequent to discussion involving historical conditions of the aforementioned equipment with Recreation and Parks Department Superintendent Gary Collier, Procurement determined that this purchasing effort involved an established brand and/or manufacturer and Vendor of record for the region and/or geographical location for the Town of Ocean City, Maryland that could be considered for approval of a sole source declaration by the Mayor and City Council, Town of Ocean City, Maryland.

Subsequent to the request by the Procurement Department to the Recreation and Parks Department to furnish documentation from the Vendor for further review and analysis, the Procurement Department determined that a Waiver of Competition justification was supported due to the aforementioned justification(s). Due to the monetary valuation of the project exceeding \$100,000.00, Mayor and City Council approval is being sought for consideration to proceed with Awarding the Vendor for this effort.

Per discussion with Recreation and Parks Department Superintendent Gary Collier and Grants Manager Leah Dyson, this procurement is eligible for a Maryland Department of Natural Resources – Community Parks and Playground grant funding Award in the amount of \$267,140.00, which has been included in the approved State of Maryland Fiscal Year 2026 budget. Additionally, the Vendor Awarded the Town of Ocean City, Maryland a Community Champions grant in the amount of \$73,536.00 to reflect a discount attributed to the intended equipment purchase. The Procurement Department has also reviewed the OMNIA Partners cooperative purchasing network to verify that the Town of Ocean City, Maryland would receive best potential Contract pricing for this effort. Consequently, the same valuation has been

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

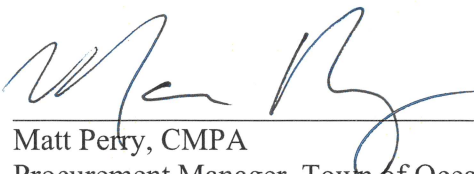
Terence J. McGean, PE

CITY CLERK

Diana L. Chavis, MMC

approved and secured by the Mayor and City Council, Town of Ocean City, Maryland for funding efforts in the Recreation and Parks Department Fiscal Year 2026 operating budget in the event that grant funding was not secured.

The Procurement Department's formal recommendation to the Mayor and City Council, Town of Ocean City, Maryland is to fully Award a Sole Source Contract to Gametime with expenditure approval up to \$268,000.00. With Mayor and City Council, Town of Ocean City, Maryland approval, Town personnel's position and responsibility will be to ensure that cost(s) do not exceed the requested amount. Please reach out to me with any questions at your earliest convenience. Thank you for your attention to this request to approve.



Matt Perry, CMPA

Procurement Manager, Town of Ocean City Procurement Department
(410) 723-6647

mperry@oceancitymd.gov



WC-16-26

Waiver of Competition Justification

Procurement Department:
204 65th Street, Bldg. A
Ocean City, MD 21842
Phone: 410-723-6643
Email: ocpurchasing@oceancitymd.gov

DEPARTMENT NAME: Recreation & Parks SUPPLIER NAME: Gametime / Cunningham Recreation
PRODUCT/SERVICE GENERAL DESCRIPTION: Northside Park Playground Phase II playground equipment & installation
MANUFACTURER (IF APPLICABLE): Gametime
MODEL (IF APPLICABLE): 5 to 12-year-old playground ESTIMATED VALUE: \$268,000

Type of Sole Source Justification (X the Appropriate Type)		
X	Sole Source Type/Description:	*Documentation
	Across the Counter or Resale Procurements	Validation in Requisition Comments
	Authorized Cooperative Contract with another Agency	Cooperative Agency Contract
	Conditional Grants (required to contract w/Vendors as stipulated in grant documentation)	Grant Documents
	Direct Employment Contract	In Coordination w/HR Director & City Solicitor-with substantiated documentation to HR & Legal – Not Procurement
	Donation	Donation Documentation
	Educational, Training, Experimental, or Developmental work	Validation in Requisition Comments
	Emergency purchase	Compliant with Section I.J. of the Procurement Policy
	Entertainers, Performers, Artist, Musicians, Actors, and Other Talent	Event Name & Description in Requisition Comments
X	Established Brand or Manufacturer (based on previous procurement and/or standardization/brand requirements)	Solicitation documentation and/or Requirement Documentation (Tests, Studies, Analysis, etc.)
	Federal, State, or Local Government Services & Grants	Federal, State, or Local Government Service Documentation or Grant Documentation
	Legal Services	In Coordination with City Manager & City Solicitor with substantiated documentation to Legal – Not Procurement
	OEM maintenance/service contracts purchased from the OEM (original equipment manufacturer)	Maintenance/Service Contract
	Only one source of supply	Market Research establishing this is the only vendor that provides the goods/services requested
	Other, please specify	To Be Determined-Contact Purchasing
	Patent, Copyright, Trademark, or Proprietary Information	Patent #, Copyright and/or Trademark Information, or Proprietary declaration by Vendor
	Personal/Professional Services (must meet certain requirements)	To Be Determined-Contact Purchasing; By way of supporting documentation only one vendor can provide requested services.
	Piggy Back Purchase (must meet certain requirements)	Solicitation Documentation and Contract
	Previous Solicitation and No Pricing Changes within the last six (6) months	Solicitation, Requisition, or Purchase Order Number
	Professional development conferences, seminars, professional licenses	Validation in the Requisition Comments
	Professional publications	Validation in the Requisition Comments
	Public utility services (gas, water, and electricity)	Validation in the Requisition Comments
	Software	Upgrading Software or Renewing Software Contract with an existing system



Waiver of Competition Justification

Procurement Department:
204 65th Street, Bldg. A
Ocean City, MD 21842
Phone: 410-723-6643
Email: ocpurchasing@oceancitymd.gov

	Telephone and Cable Services	Validation in the Requisition Comments
X	Vendor of Record for Region or Geographical Location	Manufacturer Documentation

***DOCUMENTATION:** Ensure supportable documentation is attached.

Contact your Procurement Department early in the purchasing process. Urgent requirements for sole source purchase caused by poor planning or the non-availability of funds will not normally be approved unless the benefits of expediting the request outweighs the harm of restricting competition, as determined by the Procurement Manager. For information please review the Procurement Policy and Procedure Manual.

I am aware of and agree to abide by the Town's policies and procedures governing conflict of interest. I confirm that this disclosure abides by the limits specified in these policies and procedures and does not interfere with my primary obligation to the Town. I do not have, nor does any member of my family, any financial interest in the supplier under consideration.

Gary Collier
Digitally signed by Gary Collier
Date: 2025.09.12 14:02:39
-04'00'

Requestor Signature and Date

AUTHORIZED

Procurement Sole Source Authorized/Declined

MATT PERRY

Procurement Printed Name

Gary Collier

Requestor Printed Name

[Signature]

Procurement Signature

PROCUREMENT MANAGER

Procurement Printed Title

COMPLETION OF THIS FORM DOES NOT GUARANTEE THE APPROVAL OF THE PROCUREMENT REQUEST.

THE PROCUREMENT DEPARTMENT RESERVES THE RIGHT TO COMPETITIVELY BID, NEGOTIATE PRICING, OR TO SOLICIT ADDITIONAL INFORMATION AND REMAINS THE FINAL AUTHORITY ON ALL PROCUREMENT ISSUES.

PROCUREMENT FILE:

Procurement Threshold	Required Documentation	File Location
Under \$2,500.00	Receipts	Using Department
Above \$2,500 but under \$15,000	Three quotes and/or required information per Type of Sole Source Justification	Using Department
Above \$15,000	Formal Quotes, or Solicitation Documentation, and/or required information per Type of Sole Source Justification	Procurement Department

150 PlayCore Drive, SE
Fort Payne, Alabama 35967
Direct telephone: 423.425.3162
Direct Facsimile: 423.425.3124
Email: clint.whiteside@gametime.com
www.gametime.com



A PLAYCORE Company

September 12, 2025

To Whom It May Concern

RE: AUTHORIZED REPRESENTATIVE AND SOLE SOURCE

GameTime is pleased to certify Cunningham Recreation as our exclusive distribution partner and sole source authorized to represent and sell GameTime branded equipment and surfacing products in the State of Maryland.

Please refer all inquiries for product information, pricing, safety surfacing and installation to GameTime C/O Cunningham Recreation.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Clint Whiteside".

Clint Whiteside
PlayCore Wisconsin, Inc.,
DBA GameTime



GameTime c/o Cunningham Recreation
 PO Box 240981
 Charlotte, NC 28224
 800.438.2780
 704.525.7356 FAX

09/11/2025
 Quote #
 155641-05-05

North Side Park - Phase II (REV) - GT Grant

Town of Ocean City Rec & Parks
 Attn: Gary Collier
 200 125th Street
 Ocean City, MD 21842
 United States
 Phone: 410-520-5403
 Fax: 410-250-4028
 gcollier@oceancitymd.gov

Ship to Zip 19701

Quantity	Part #	Description	Unit Price	Amount
1	RDU	GameTime - PowerScope Modular Unit for Ages 5-12 (per attached drawing) [Accent: _____] [Basic: _____] [Deck:Pvc: _____] [RotoPlastic: _____] [MetalRoof: _____] [Accent2: _____] [HDPE: _____] [Arch: _____] [Tube: _____] [2ColorHDPE: _____]	\$147,073.00	\$147,073.00
		(2) 16465 -- Slide Transfer (Ada)		
		(3) 16700 -- Ada49"Sq Punch Steel Deck		
		(5) 16701 -- Ada 49"Tri Punch Steel Dk		
		(1) 16712 -- Grade-1'-0"Deck Ramp		
		(2) 16717 -- 147" Ada Ramp Link		
		(1) 32022 -- Hex Pod Step (1')		
		(1) 80001 -- 49"Tri Punched Steel Deck		
		(2) 80206 -- Tin Roof Hex		
		(1) 80612 -- Deck Curb		
		(3) 80687 -- Handhold/Kick Plate Pkg		
		(1) 81510 -- Horiz Loop Lad Link 98"Lk		
		(1) 81680 -- Single Seat		
		(1) 81688 -- Therapeutic Rings Attch		
		(1) 81691 -- Single Steering Wheel		
		(1) 81695 -- Train Whistle		
		(2) 90005 -- Two Piece Hex Deck, Ada Ramp Access		
		(1) 90055 -- 4' Corkscrew Climber		
		(1) 90182 -- Ada Crow'S Nest W/ Thunderring		
		(1) 90193 -- 2-6"/3' Single Curved Zip Slide		
		(1) 90207 -- Overhead Ladder Access Package		
		(1) 90251 -- 3' Leaning Wall Climber		
		(2) 90264 -- 6' Upright, Alum		
		(3) 90266 -- 8' Upright, Alum		
		(3) 90267 -- 9' Upright, Alum		



GameTime c/o Cunningham Recreation
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North Side Park - Phase II (REV) - GT Grant

Quantity	Part #	Description	Unit Price	Amount
		(9) 90268 -- 10' Upright, Alum		
		(8) 90269 -- 11' Upright, Alum		
		(4) 90270 -- 12' Upright, Alum		
		(1) 90305 -- Climber Archway W/Socket & Guardrail		
		(1) 90306 -- Climber Archway W/Socket & Barrier		
		(1) 90429 -- Ada Crow'S Nest Molded Steer Wheel		
		(1) 90508 -- 4' Double Zip Slide, Std Dk		
		(1) 90530 -- 2'2'-6" Little Foot Slide W/Enclosu		
		(1) 90584 -- 3'-6"/4' 90 Deg Funnel Bridge Bar 1		
		(1) 90592 -- Ridge Climber (Single)		
		(1) 90666 -- Spiral Step Climber (2'-0" & 2'6")		
		(1) 90834 -- 3-in-a-Row Panel		
		(3) 91139 -- Entryway - Barrier		
		(1) 91563 -- Flower Spinner Half Panel		
		(1) 91580 -- Animal Race Half Panel		
		(1) 91716 -- Modern Transfer w/Barrier 2' Rise		
		(1) 95162 -- Inchworm Climber		
		(4) G90262 -- 4' Upright, Galv		
		(2) G90269 -- 11' Upright, Galv		
		(2) G90270 -- 12' Upright, Galv		
1	5703RP	GameTime - Critter Panel	\$1,968.00	\$1,968.00
1	5700SP	GameTime - Playcast Critters Post Mount	\$2,200.00	\$2,200.00
10	804710	GameTime - 3/8" 16 Unc Thread Insert	\$1.71	\$17.10
1	818312	GameTime - 3/8"-16 Placing Tool	\$69.32	\$69.32
1	6254	GameTime - Rock A Bout [Basic:_____] [Deck:Pvc:_____]	\$5,884.00	\$5,884.00
1	81736	GameTime - Track Ride 3-Deck F/S [Accent:_____] [Basic:_____]	\$6,520.00	\$6,520.00
1	28004	GT-Site - 6' P/S Bench W/O Back S/M [Basic:_____] [Coated Site:_____]	\$605.00	\$605.00
1	28010	GT-Site - 6' P/S Bench W/Back S/M [Basic:_____] [Coated Site:_____]	\$1,124.00	\$1,124.00
1	ADUIT	Playground Guardian - Playground Guardian - Safety Audit- *Performed by a CPSI with Park Protector. Inspection Software with report of findings.	\$1,531.00	\$1,531.00
1	178749	GameTime - Owner's Kit	\$92.08	\$92.08



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09/11/2025
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North Side Park - Phase II (REV) - GT Grant

Quantity	Part #	Description	Unit Price	Amount
1	2025 GT- Grant	MISC - 2025 GameTime Community Champions Grant- Grant Rules and Limitations: To qualify for up to 100% matching grant, list price of the qualifying playground system must exceed \$75,000, and payment in full must accompany your order. For play systems with a list price of less than \$75,000 and greater than \$25,000 with payment in full, GameTime playground grants are available with matching funds up to 80%. For play systems that exceed \$25,000, and purchased with credit terms, matching funds are available up to 65%. Matching funds are subject to rounding rules and may vary based on qualified purchase. No other offer, discount, or special programs can be used with this grant program. This special matching fund offer applies to PowerScape®, PrimeTime®, Xscape®, and Modern City® systems only. Up to 50% matching funds for select outdoor fitness equipment, including THRIVE®, Challenge Course, KidCourse, and The Stadium®. VistaRope®, freestanding net structures, TuffForms, Landmark Design, GTSymphony freestanding, other freestanding play products, and Play On! non-system events are not eligible for funding. All applications must be received and validated by the project administrator by October 17, 2025. GameTime reserves the right to decline any application for a GameTime grant. GameTime will accept grant orders until October 24, 2025, or until all eligible funds are disbursed, whichever comes first. Customers must be able to receive order by December 31, 2025, subject to transportation availability. GameTime reserves the right to terminate this offer at any time without notice. GameTime playground grants can only be applied to additional GameTime purchases and only in conjunction with the original purchase. Standard policies and warranties as listed in the 2025 GameTime Playground Design Guide apply. Freight and applicable sales tax are extra and not included. Other terms and restrictions may apply. Contact your local GameTime representative for complete details.		
Contract: OMNIA #2017001134			Sub Total	\$167,083.50
			Grant	(\$75,580.38)
			Material Surcharge	\$4,974.41
			Freight	\$3,000.00
			Total	\$99,477.53

Comments

* MATERIALS ONLY: Quotation does not include any site work, off-loading, storage, safety surfacing, or installation.

* Cash with Order (CWO) discount requires payment (in full), via check or money order, at the time of order.



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PO Box 240981
Charlotte, NC 28224
800.438.2780
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09/11/2025
Quote #
155641-05-05

North Side Park - Phase II (REV) - GT Grant

GAMETIME - TERMS & CONDITIONS:

- **PRICING:** Due to fluctuating economic conditions, pricing is valid for 30 days and is subject to change. Please request updated pricing if your quote is older than 30 days before making a purchase.
- **TERMS OF SALE:** For equipment & material purchases, Net 30 days from date of invoice for governmental agencies and those with approved credit. All others, full payment for equipment, taxes and freight up front. Balance for services & materials due upon completion or as otherwise negotiated upon credit application review. Pre-payment may be required for equipment orders totaling less than \$5,000. Payment by VISA, MasterCard, or AMEX is accepted (**If you elect to pay by credit card, GameTime charges a 2.50% processing fee that is assessed on the amount of your payment. This fee is shown as a separate line item and included in the total amount charged to your credit card. You have the option to pay by check, ACH or Wire without any additional fees.**). Checks should be made payable to Playcore Wisconsin, Inc. dba GameTime unless otherwise directed. **Any order exceeding \$300,000 will require progress payments during the course of completion.**
- **CREDIT APPLICATION:** Required for all non-governmental agencies and those entities who have not purchased from GameTime within the previous twelve calendar months.
- **FINANCE CHARGE:** A 1.5% monthly finance charge (or maximum permitted by law) will be added to all invoices over 30 days past due.
- **CASH WITH ORDER DISCOUNT:** Orders for GameTime equipment paid in full at time of order via check or electronic funds transfer (EFT) are eligible for a 3% cash-with-order (CWO) discount. Consult local sales representative for CWO terms.
- **ORDERS:** All orders shall be in writing by purchase order, signed quotation or similar documentation. Purchase orders must be made out to Playcore Wisconsin, Inc. dba GameTime.
- **FREIGHT CHARGES:** Shipments shall be F.O.B. destination. Freight charges prepaid and added separately.
- **SHIPMENT:** Standard Lead time is **6-8 weeks (some items may take longer)** after receipt and acceptance of purchase order, credit application, color selections and approved drawings or submittals.
- **PACKAGING:** All goods shall be packaged in accordance with acceptable commercial practices and marked to preclude confusion during unloading and handling.
- **RECEIPT OF GOODS:** Customer shall coordinate, receive, unload, inspect and provide written acceptance of shipment. Any damage to packaging or equipment must be noted when signing delivery ticket. If damages are noted, receiver must submit a claim to Cunningham Recreation within 15 Days. Receiver is also responsible for taking inventory of the shipment and reporting any concealed damage or discrepancy in quantities received within 60 days of receipt.
- **RETURNS:** Returns are only available on shipments delivered within the last 60 days. A 25% (min.) restocking fee will be deducted from any credit due. Customer is responsible for all packaging & shipping charges. Credit is based on condition of items upon return. All returns must be in unused and merchantable condition. GameTime reserves the right to deduct costs associated with restoring returned goods to merchantable condition. Uprights & custom products cannot be returned.
- **TAXES:** Sales tax is shown as a separate line item when included. A copy of your tax exemption certificate must be submitted at time of order or taxes will be added to your invoice.

SUPPLY ONLY:

- All items are quoted supply only.
- Installation services are not included.
- Customer is responsible for coordinating delivery, receipt, unloading, and inventory equipment.
- Missing or damaged equipment must be reported within 60 days of delivery.



GameTime c/o Cunningham Recreation
PO Box 240981
Charlotte, NC 28224
800.438.2780
704.525.7356 FAX

09/11/2025
Quote #
155641-05-05

North Side Park - Phase II (REV) - GT Grant

ACCEPTANCE OF QUOTATION:

Acceptance of this proposal indicates your agreement to the terms and conditions stated herein.

Accepted By (printed): _____ Title: _____

Telephone: _____ Fax: _____

P.O. Number: _____ Date: _____

Purchase Amount: **\$99,477.53**

SALES TAX EXEMPTION CERTIFICATE #: _____

(PLEASE PROVIDE A COPY OF CERTIFICATE)

Salesperson's Signature

Customer Signature

BILLING INFORMATION:

Bill to: _____

Contact: _____

Address: _____

Address: _____

City, State: _____ Zip: _____

Tel: _____ Fax: _____

E-mail: _____

SHIPPING INFORMATION:

Ship to: _____

Contact: _____

Address: _____

Address: _____

City, State: _____ Zip: _____

Tel: _____ Fax: _____

E-mail: _____



GameTime c/o Cunningham Recreation
 PO Box 240981
 Charlotte, NC 28224
 800.438.2780
 704.525.7356 FAX

09/11/2025
 Quote #
 155641-06-02

North Side Park - Phase II - Install and Surfacing (Revised)

Town of Ocean City Rec & Parks
 Attn: Susan Petito
 200 125th Street
 Ocean City, MD 21842
 United States
 Phone: 410-250-0125
 Fax: 410-250-5409
 spetito@ococean.com

Ship to Zip 21842

Quantity	Part #	Description	Unit Price	Amount
2261	Bonded	GT-Impax - Bonded Rubber Safety Surfacing (per SF)- Price Includes: • 3.75" thick for 8' CFH • Standard Color Options • Trash Removal • Freight • Installation	\$29.05	\$65,682.05
1	INSTALL	MISC - Installation of All Equipment on Quote#155641-05-05	\$50,660.00	\$50,660.00
1	INSTALL	MISC - R&D of Existing EWF Surfacing	\$9,090.00	\$9,090.00
1	INSTALL	MISC - Installation of Fill Dirt to bring bonded rubber to existing EWF height- * Customer is responsible for supplying the fill dirt materials.	\$5,115.00	\$5,115.00
1	INSTALL	MISC - Supply/Install Crushed Stone Sub-base	\$13,545.00	\$13,545.00
1	INSTALL	MISC - Supply & attach to current drain with 4" pipe and 1' x 1' stone french drainage outer edge of play area	\$3,500.00	\$3,500.00
1	INSTALL	MISC - Removal and prep current bonded edge to receive new base for Bonded	\$1,940.00	\$1,940.00
1	INSTALL	MISC - R&D of Existing Equipment to be replaced	\$10,785.00	\$10,785.00
1	INSTALL	MISC - Supply and Installation of 4' x 7' concrete pad and stainless anchors	\$875.00	\$875.00
Contract: OMNIA #2017001134			Sub Total	\$161,192.05
			Total	\$161,192.05

Comments

* Site must be clear, level, free of obstructions, and accessible. Site should permit installation equipment access. Purchaser shall be responsible for unknown conditions such as buried utilities, tree stumps, bedrock or any concealed materials or conditions that may result in additional costs.

*Pricing does not include bonding or permitting. If required, additional fees will apply

*Install and Surfacing for Quote#155641-05-05



GameTime c/o Cunningham Recreation
PO Box 240981
Charlotte, NC 28224
800.438.2780
704.525.7356 FAX

09/11/2025
Quote #
155641-06-02

North Side Park - Phase II - Install and Surfacing (Revised)

GAMETIME - TERMS & CONDITIONS:

- **PRICING:** Due to fluctuating economic conditions, pricing is valid for 30 days and is subject to change. Please request updated pricing if your quote is older than 30 days before making a purchase.
- **TERMS OF SALE:** For equipment & material purchases, Net 30 days from date of invoice for governmental agencies and those with approved credit. All others, full payment for equipment, taxes and freight up front. Balance for services & materials due upon completion or as otherwise negotiated upon credit application review. Pre-payment may be required for equipment orders totaling less than \$5,000. Payment by VISA, MasterCard, or AMEX is accepted (**If you elect to pay by credit card, GameTime charges a 2.50% processing fee that is assessed on the amount of your payment. This fee is shown as a separate line item and included in the total amount charged to your credit card. You have the option to pay by check, ACH or Wire without any additional fees.**). Checks should be made payable to Playcore Wisconsin, Inc. dba GameTime unless otherwise directed. **Any order exceeding \$300,000 will require progress payments during the course of completion.**
- **CREDIT APPLICATION:** Required for all non-governmental agencies and those entities who have not purchased from GameTime within the previous twelve calendar months.
- **FINANCE CHARGE:** A 1.5% monthly finance charge (or maximum permitted by law) will be added to all invoices over 30 days past due.
- **CASH WITH ORDER DISCOUNT:** Orders for GameTime equipment paid in full at time of order via check or electronic funds transfer (EFT) are eligible for a 3% cash-with-order (CWO) discount. Consult local sales representative for CWO terms.
- **ORDERS:** All orders shall be in writing by purchase order, signed quotation or similar documentation. Purchase orders must be made out to Playcore Wisconsin, Inc. dba GameTime.
- **FREIGHT CHARGES:** Shipments shall be F.O.B. destination. Freight charges prepaid and added separately.
- **SHIPMENT:** Standard Lead time is **6-8 weeks (some items may take longer)** after receipt and acceptance of purchase order, credit application, color selections and approved drawings or submittals.
- **PACKAGING:** All goods shall be packaged in accordance with acceptable commercial practices and marked to preclude confusion during unloading and handling.
- **RECEIPT OF GOODS:** Customer shall coordinate, receive, unload, inspect and provide written acceptance of shipment. Any damage to packaging or equipment must be noted when signing delivery ticket. If damages are noted, receiver must submit a claim to Cunningham Recreation within 15 Days. Receiver is also responsible for taking inventory of the shipment and reporting any concealed damage or discrepancy in quantities received within 60 days of receipt.
- **RETURNS:** Returns are only available on shipments delivered within the last 60 days. A 25% (min.) restocking fee will be deducted from any credit due. Customer is responsible for all packaging & shipping charges. Credit is based on condition of items upon return. All returns must be in unused and merchantable condition. GameTime reserves the right to deduct costs associated with restoring returned goods to merchantable condition. Uprights & custom products cannot be returned.
- **TAXES:** Sales tax is shown as a separate line item when included. A copy of your tax exemption certificate must be submitted at time of order or taxes will be added to your invoice.

SUPPLY ONLY:

- All items are quoted supply only.
- Installation services are not included.
- Customer is responsible for coordinating delivery, receipt, unloading, and inventory equipment.
- Missing or damaged equipment must be reported within 60 days of delivery.



GameTime c/o Cunningham Recreation
PO Box 240981
Charlotte, NC 28224
800.438.2780
704.525.7356 FAX

09/11/2025
Quote #
155641-06-02

North Side Park - Phase II - Install and Surfacing (Revised)

ACCEPTANCE OF QUOTATION:

Acceptance of this proposal indicates your agreement to the terms and conditions stated herein.

Accepted By (printed): _____ Title: _____

Telephone: _____ Fax: _____

P.O. Number: _____ Date: _____

Purchase Amount: **\$161,192.05**

SALES TAX EXEMPTION CERTIFICATE #: _____

(PLEASE PROVIDE A COPY OF CERTIFICATE)

Salesperson's Signature

Customer Signature

BILLING INFORMATION:

Bill to: _____

Contact: _____

Address: _____

Address: _____

City, State: _____ Zip: _____

Tel: _____ Fax: _____

E-mail: _____

SHIPPING INFORMATION:

Ship to: _____

Contact: _____

Address: _____

Address: _____

City, State: _____ Zip: _____

Tel: _____ Fax: _____

E-mail: _____



CERTIFICATE OF GRANT AWARD

This certificate entitles

Town of Ocean City Rec & Parks- North Side Park Phase II

to a GameTime Community Champions™
Playground Grant Funding Award of

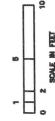
\$73,536.13

Funds must be claimed, and orders must be received no later than October 24, 2025,
and must accompany a qualifying play system purchase. Award may not be
combined with any other order or special offer. Other terms and conditions apply.
Contact your local GameTime representative at 800-235-2440 for complete details
about this grant award.

S. Spencer Cheak
President, GameTime



~~BLUE - PHASE I - INSTALLED IN 2023 TO REMAIN
BLACK - PHASE II - INCLUDED IN THIS PROJECT~~



Drawing Name:
155641-05-05

Scale: This drawing can be scaled only when in an 11" x 17" format

5-12

A PLAYCORE COMPANY
GameTime®
Enriching Childhood Through Play.
150 PlayCore Drive SE
Fort Payne, AL 35967
www.gametime.com

**STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG**

**SIXTEENTH AMENDMENT TO THE AGREEMENT TO PROVIDE
PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING,
AND RELATED PRODUCTS AND SERVICES**

THIS SIXTEENTH AMENDMENT TO THE AGREEMENT TO PROVIDE PLAYGROUND AND OUTDOOR FITNESS EQUIPMENT, SITE ACCESSORIES, SURFACING, AND RELATED PRODUCTS AND SERVICES (this "Sixteenth Amendment") is made and entered into this 22 of January 2025, by and between Playcore Wisconsin, Inc., dba GameTime an Alabama corporation doing business in North Carolina (the "Company"), and the City of Charlotte, a North Carolina municipal corporation (the "City").

Statement of Background and Intent

- A. The City of Charlotte and the Company entered into an Agreement for Playground and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Products and Services dated July 1, 2017 (the "Contract") pursuant to which the Company agreed to provide Playground and Outdoor Fitness Equipment, Site Accessories, Surfacing, and Related Products and Services for the City of Charlotte.
- B. The parties amended the Contract on January 1, 2018, to incorporate unit price adjustments and freight rate adjustments.
- C. The parties amended the Contract on July 1, 2018, to incorporate unit price adjustments due to tariffs on steel and aluminum.
- D. The parties amended the Contract on September 1, 2018, to incorporate federal contract terms and conditions.
- E. The parties amended the Contract on January 1, 2019, to incorporate unit price adjustments and freight rate adjustments.
- F. The parties amended the Contract on April 1, 2019, to incorporate new products and pricing.
- G. The parties amended the Contract on January 1, 2020, to incorporate unit price adjustments and freight rate adjustments.
- H. The parties amended the Contract on January 1, 2021, to incorporate new products, unit price adjustments, and freight rate adjustments.
- I. The parties amended the Contract on March 16, 2021, to incorporate a [REDACTED] material surcharge.
- J. The parties amended the Contract on May 17, 2021, to incorporate a [REDACTED] material surcharge.
- K. The parties amended the Contract on July 14, 2021, to incorporate a [REDACTED] material surcharge.
- L. The parties amended the Contract on December 1, 2021, to add new Products and Services and to incorporate the 2022 Master Price List and Freight Rate Schedule.

- M. The parties amended the Contract on July 1, 2022, to extend the Term of the Contract by the first of two (2) two-year renewal terms and to incorporate certain other changes.
- N. The parties amended the Contract on December 5, 2022, to add new Products and Services and to incorporate the 2023 Master Price List and Freight Rate Schedule, the 2022 Network of Distributors, and incorporate certain other changes.
- O. The parties amended the Contract to extend the Term of the Contract by the second of two (2) two-year renewal terms and to incorporate certain other changes.
- P. The amended the Contract to add new Products and Services and, incorporate the 2024 Master Price List and Freight Rate Schedule and incorporate certain other changes.
- Q. The parties now desire to amend the Contract to add new Products and Services, and incorporate the 2025 Master Price List and Freight Rate Schedule and incorporate certain other changes.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties hereby agree to the following:

AGREEMENT

- 1. The terms of the Contract are restated by and incorporated into this Sixteenth Amendment by reference.
- 2. Defined terms used in this Sixteenth Amendment shall have the same meaning as are assigned to such terms in the Contract.
- 3. The Pricing Sheets in Exhibit A of the Contract are hereby replaced in their entirety to the adjustments in the 2025 Master Price List which are attached hereto as Exhibit A.3.
- 4. The Freight Rate Schedules in Exhibit D of the Contract are hereby replaced in their entirety to the adjustments in the 2025 GameTime OMNIA Contract Freight Rates which are attached hereto as Exhibit D.3.
- 5. Except to the extent specifically provided above, this amendment shall not be interpreted or construed as waiving any rights, obligations, remedies, or claims the parties may otherwise have under the Contract.
- 6. In all other respects and except as modified herein, the terms of the Contract shall remain in force and effect.

[Signature Page Follows]

IN WITNESS WHEREOF, and in acknowledgment that the parties hereto have read and understood each and every provision hereof, the parties have caused this Sixteenth Amendment to be executed as of the date first written above.

**PLAYCORE WISCONSIN INC.
DBA GAMETIME:**

BY: 
(Signature)

PRINT NAME: Clint Whiteside

TITLE: Director of Sales

DATE: 12/20/2024

**CITY OF CHARLOTTE:
CITY MANAGER'S OFFICE**

BY: See attachment below
(Signature)

PRINT NAME: _____

TITLE: _____

DATE: _____



**Digital Contract Routing Form
Non-Encumbered**

Date Submitted: January 21, 2025

Submitted by: Angelica Witherell

Submitter email: angelica.witherell@charlottenc.gov

Contract #: 2017001134

Amendment #: 16

Contract Name: Playground and Outdoor Fitness Equipment, Site Accesories, Surfacing, and Related

Vendor Legal Name: Playcore Wisconsin, Inc., dba GameTime

Vendor #: 121531

REQUIRED ATTACHMENT(S):

Use the Paperclip icon to attach a full Contract Document Routing Packet for review by the authorized City individual with signature authority. The Routing Packet MUST include all required components per the direction provided at:

The following signatures, once completed, shall be incorporated by reference into the contractual document identified above.

City of Charlotte

Digitized by Seamlines.com
Liz Babson
Key: 0092b8210d20f0c0404836a6d9db0



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

12/11/2024

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER MARSH USA, LLC. Two Alliance Center 3560 Lenox Road, Suite 2400 Atlanta, GA 30326 Attn: Atlanta.CertRequest@marsh.com / Fax: 212-948-4321 CN102325389-CAS-GAUWX-23-24	CONTACT NAME: PHONE (A/C. No. Ext.) FAX (A/C. No.) E-MAIL ADDRESS:																					
INSURED Playcore Wisconsin, Inc. dba: GameTime 150 PlayCore Drive SE Fort Payne, AL 35967	<table><tr><th colspan="2">INSURER(S) AFFORDING COVERAGE</th><th>NAIC #</th></tr><tr><td>INSURER A:</td><td>Evansion Insurance Company</td><td>35378</td></tr><tr><td>INSURER B:</td><td>Continental Casualty Company</td><td>20443</td></tr><tr><td>INSURER C:</td><td>American Casualty Company Of Reading, Pa</td><td>20427</td></tr><tr><td>INSURER D:</td><td>Transportation Insurance Co</td><td>20494</td></tr><tr><td>INSURER E:</td><td>National Union Fire Ins Co. of Pittsburgh PA</td><td>19445</td></tr><tr><td>INSURER F:</td><td>The Continental Insurance Company</td><td>35289</td></tr></table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A:	Evansion Insurance Company	35378	INSURER B:	Continental Casualty Company	20443	INSURER C:	American Casualty Company Of Reading, Pa	20427	INSURER D:	Transportation Insurance Co	20494	INSURER E:	National Union Fire Ins Co. of Pittsburgh PA	19445	INSURER F:	The Continental Insurance Company	35289
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INSURER F:	The Continental Insurance Company	35289																				

COVERAGES

CERTIFICATE NUMBER:

ATL-004719473-28

REVISION NUMBER: 9

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDITIONAL SUBROGATION WAIVED	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	☒ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS-MADE ☒ OCCUR ☒ SIR \$250,000 Per Occ. GENL AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PROJECT ☐ LOC OTHER:	☒	MLV2PBC002267	08/01/2024	08/01/2025	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMPROP AGG \$ 4,000,000 POLICY AGGREGATE \$ 10,000,000
B	☒ AUTOMOBILE LIABILITY ☒ ANY AUTO ☐ OWNED AUTOS ONLY ☐ SCHEDULED AUTOS ☐ HIRED AUTOS ONLY ☐ NON-OWNED AUTOS ONLY		BJA 7039895327	08/01/2024	08/01/2025	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ Comp/Coll. Ded.: \$1,000 \$
F	☒ UMBRELLA LIAB ☒ OCCUR ☐ EXCESS LIAB ☐ CLAIMS-MADE DED ☒ RETENTION \$ 0		7039984805 RETENTION Umb Catastrophe \$25,000	08/01/2024	08/01/2025	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000 \$
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	WC 7 39895530 WC 7 39895544 WC 7 39818871 WC 7 39829062	08/01/2024 08/01/2024 08/01/2024 08/01/2024	08/01/2025 08/01/2025 08/01/2025 08/01/2025	☒ PER STATUTE ☐ OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
E	Excess Umbrella		84772119	08/01/2024	08/01/2025	Each Occurrence 15,000,000 Aggregate 15,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

RE: Contract 2017001134-15 - Playground and Outdoor Fitness Equipment, Site Accessories, Surfing, and Related Products and Services
City of Charlotte, its officers, officials, agents, and employees are listed as additional insured with respect to general liability as their interests may appear, during and until completion of the referenced project, on a primary and non-contributory basis via CG 2010 04/13, when required by written contract. A Waiver of Subrogation applies in favor of the additional insured on the Workers Compensation policy where required by written contract.

CERTIFICATE HOLDER

City of Charlotte
500 East Fourth Street
Charlotte, NC 28202

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE
of Marsh USA LLC

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ADDITIONAL REMARKS SCHEDULE

Page 2 of 2

AGENCY MARSH USA, LLC.		NAMED INSURED Playcore Wisconsin, Inc. dba GameTime 150 PlayCore Drive SE Fort Payne, AL 35967
POLICY NUMBER		
CARRIER	NAIC CODE	EFFECTIVE DATE:

ADDITIONAL REMARKS

THIS ADDITIONAL REMARKS FORM IS A SCHEDULE TO ACORD FORM.

FORM NUMBER: 25 FORM TITLE: Certificate of Liability Insurance

Workers' Compensation (Continued):

Carrier: Transportation Insurance Company

Policy Number: WC 7039910003

Dates: 08/01/2024 - 08/01/2025

WC 7 39935530 - AL, CO, FL, GA, ID, IL, IN, KS, KY, MA, ME, MD, MI, MN, MO, MT, NV, NY, NC, OK, PA, SC, TN, TX, UT, VA

WC 7 39935544 - CA

WC 7 39916871 - AZ, OR, WI

WC 7039916825 - OH, ND, WY, WA

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY

**ADDITIONAL INSURED – OWNERS, LESSEES OR
CONTRACTORS – SCHEDULED PERSON OR
ORGANIZATION**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s)	Location(s) Of Covered Operations
As required by written contract executed by both parties prior to loss	All locations
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.	

A. Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by:

1. Your acts or omissions; or
2. The acts or omissions of those acting on your behalf;

In the performance of your ongoing operations for the additional insured(s) at the location(s) designated above.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following additional exclusions apply:

This insurance does not apply to "bodily injury" or "property damage" occurring after:

1. All work, including materials, parts or equipment furnished in connection with such work, on the project (other than service, maintenance or repairs) to be performed by or on behalf of the additional insured(s) at the location of the covered operations has been completed; or
2. That portion of "your work" out of which the injury or damage arises has been put to its intended use by any person or organization other than another contractor or subcontractor engaged in performing operations for a principal as a part of the same project.

C. With respect to the insurance afforded to these additional insureds, the following is added to Section III – Limits Of Insurance:

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or

2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

This endorsement shall not increase the applicable Limits of Insurance shown in the Declarations.

Matthew Perry

From: Gary Collier
Sent: Monday, September 29, 2025 8:51 AM
To: Matthew Perry; Kate Gaddis
Cc: Kate Gaddis; Leah Dyson
Subject: FW: Gametime Grant - NSP Playground

Matt,

Per Brian Lewis' email below, Gametime has approved the extension for the Gametime grant related to the Northside Park Phase II playground project. Brian and I discussed requesting an extension through November 5th.

With that said, although the Monday, October 20, 2025 regular meeting of the Mayor & Council is a little more inconvenient to attend than a Tuesday afternoon work session, I will be glad to attend the October 20th evening meeting if you can / want to get it on agenda for that meeting.

Thanks!
Gary

From: Brian Lewis <blewis@cunninghamrec.com>
Sent: Friday, September 26, 2025 2:53 PM
To: Gary Collier <GCollier@oceancitymd.gov>
Subject: Gametime Grant - NSP Playground

Gary,

We are good on the extension as we discussed. Gametime approved it without much discussion. Have a relaxing and restful weekend my friend.

Thank You,

Brian Lewis, CPSI
Cunningham Recreation
Territory Manager/Consultant

Honored to Serve Eastern Maryland, Delaware and Virginia's Eastern Shore

Cell: 410-490--9003

blewis@cunninghamrec.com



Who We Are

Connect with us on:

<https://www.facebook.com/cunninghamrecreation>

<http://www.cunninghamrec.com/flickr>

<https://www.youtube.com/user/CunninghamRecreation>

<https://www.Gametime.com>

Matthew Perry

From: Gary Collier
Sent: Friday, September 26, 2025 1:28 PM
To: Matthew Perry
Cc: Leah Dyson; Kate Gaddis
Subject: RE: Northside Park Playground Project
Attachments: 155641-05-05_Northside Park Phase II (09112025).pdf; 155641-06-02_Install and Surfacing (09112025).pdf; 2025 GameTime Grant Award Certificate- North Side Park.pdf; 155641-05-05-NSP Phase II-Model (003).pdf

Matt,

Attached are four documents, along with other information, related to the Northside Park 5 to 12-year-old Playground Phase II project.

- The first two attachments are quotes, reflecting the project costs broken down into two components.
 - Quote #155641-05-05 in the amount of \$99,477.53, is for the play structure & other associated equipment.
 - Quote #155641-06-02 in the amount of \$161,192.05, is for the costs associated with the surfacing, removal & disposal of the old equipment and installation of the new equipment.
 - The total combined cost of the two quotes is \$260,669.58.
 - The quotes were intentionally presented in this format by Gametime, to reflect a grant discount which attributed to the equipment being discounted \$75,580. The majority of the discount was based upon a Gametime Community Champions grant we applied for, and were awarded, in the amount of \$73,536. This resulted in a 50% savings on the main play structure and ADA ramping system. In addition, Omnia Partners cooperative purchasing network pricing was applied to the remaining equipment pieces for an additional \$2,044 saving. It is worth noting that Cunningham Recreation also applied Omnia Partners contract pricing for the surfacing, removal & disposal of the old equipment and installation of the new equipment.
 - Website for Gametime Omnia Partners is at:
<https://www.omniapartners.com/suppliers/gametime/public-sector/contract-documents>
 - Link to Omnia Partners Contract extension for 2025 is at:
https://www.omniapartners.com/suppliers-files/E-J/GameTime/Contract_Documents/2017001134/Contract_2017001134_Amendment_16.pdf
 - We have been awarded a Maryland Department of Natural Resources Community Parks & Playgrounds grant in the amount of \$267,140 for this project. This is a 100% grant, with no matching funds required.
- The third attachment is the Gametime Community Champions Grant award certificate.
- The fourth attachment is a model illustrating the equipment that was installed in 2023 during phase I (in blue), and what is to be replaced as part of this phase II project, showing the connection point where the new equipment will marry to the equipment installed in 2023.
- This project is proposed to be a sole source project, utilizing a Waiver of Competition, based upon the fact that the new Gametime ADA ramping system and equipment will be attached to existing Gametime equipment installed in 2023, which effectively splits the 5 to 12-year-old playground in half. It is prudent to utilize GameTime equipment for the replacement ADA ramping system and equipment, as attaching another manufacturer's ADA ramping system and equipment to the existing equipment manufactured by GameTime would void any warranty from either playground manufacturer, and create a very grey area from a liability aspect for both the manufacturer and the Town.
 - The WOC has been submitted to you in a prior email. I used an estimated cost of \$268,000 on the Waiver of Competition, the total award from the Community Parks & Playgrounds grant was \$267,140, and the total cost of the project as it stands is \$260,670.

- These discrepancies are intentional to allow headroom for unforeseen costs and / or to add other elements such as trash cans, more benches, etc. as part of this project. We may or may not order additional amenities from Gametime, but if we do we are covered on the Waiver of Competition.
- The difference between the grant and the current project cost is \$6,470 to cover these other amenities. Leah - We will do our best to consume as much of the grant funding as possible. Trash cans, benches and other site amenities have traditionally been allowable expenses covered by CP&P grant monies for playgrounds.
- As I mentioned in my previous email, there is some urgency to move this forward to Mayor & Council if it needs their approval, based upon a deadline for placing the order by the expiration date of October 24, 2025 noted on the Gametime grant award certificate. I am in the process of applying for an extension to the grant; however, there is not guarantee that it will be approved. It may be necessary to move this up to the regular meeting agenda on Monday, October 20, 2025 in order to meet that deadline. If the extension is granted it could go on the October 28th work session agenda. I will let you know as soon as I find out about the extension.

Please acknowledge receipt of this email, and reach out to me if you need any additional information.

Thank you!

Gary

From: Gary Collier

Sent: Friday, September 26, 2025 9:45 AM

To: Matthew Perry <MPerry@oceancitymd.gov>

Cc: Leah Dyson <LDyson@oceancitymd.gov>; Kate Gaddis <KGaddis@oceancitymd.gov>

Subject: RE: Northside Park Playground Project

Matt,

We have worked through finalizing the proposal with Cunningham Recreation and are in a position to move forward with Phase II of the Northside Park 5 to 12-year-old Playground Replacement. Attached is a new Waiver of Competition request for this project. I will forward the proposal under separate cover to avoid any confusion. Please sign & return at your earliest opportunity. I have some deadlines to meet, which I will include in my follow up email.

Thanks!

Gary

From: Gary Collier

Sent: Wednesday, May 14, 2025 2:13 PM

To: Matthew Perry <MPerry@oceancitymd.gov>

Cc: Leah Dyson <LDyson@oceancitymd.gov>; Susan Petito <SPetito@oceancitymd.gov>; Kate Gaddis <KGaddis@oceancitymd.gov>

Subject: RE: Northside Park Playground Project

Matt,

I just spoke with the Cunningham representative Brian Lewis to work out a timeline for obtaining update pricing. We already have a final design completed, just need to work out a few minor details. Below are the factors taken into consideration.

- GameTime, as most vendors, will only guarantee pricing for more than 30 days due to market volatility.
- With the summer crowds at Northside Park, immediately followed by Winterfest (which runs through December 31st), the best timeframe to close the playground to perform the removal is early January through March of 2026.
- GameTime typically implements any annual price increases on January 1st each year, with a cutoff date for ordering to beat the price increase of the Friday before Thanksgiving (November 21, 2025).

- GameTime's current delivery dates are 8 weeks after the order is placed.
- The best process is to deliver new equipment direct to work site.
- Bonded rubber surfacing installation is temperature dependent upon a minimum of 40 degrees through the curing process. (Average Ocean City Hi / Low temps in February 42/31 and March 49/38)

So, it looks like I'm way ahead of the game..... the best timeframe for us to work through is as follows:

- obtain updated pricing in early to mid-September of 2025
- go to Mayor & Council for approval to use Gametime through a WOC (Regular meeting September 15th or Work Session September 9th or 30th)
- place order early to mid-November for a mid-January delivery
- early January, remove and dispose of old equipment / surfacing / concrete footings
- mid to late-January begin installation of new equipment
- mid to late-February complete installation of equipment
- install bonded rubber as soon as temps permit – early March hopefully

I'll follow up with you on this as this timeframe gets closer!

Thanks!

Gary

From: Gary Collier

Sent: Wednesday, May 14, 2025 12:56 PM

To: Matthew Perry <MPerry@oceancitymd.gov>

Cc: Leah Dyson <LDyson@oceancitymd.gov>; Susan Petito <SPetito@oceancitymd.gov>; Kate Gaddis <KGaddis@oceancitymd.gov>

Subject: RE: Northside Park Playground Project

You're welcome Matt, understood on having to go to Mayor & Council. As far as other costs, I didn't point out in my earlier email that Public Works also provided dumpsters, hauled & disposed of old equipment / concrete footings / wood fiber after removal. Other than that I don't recall there being any other associated costs related to the first phase, and don't anticipate any other associated costs with the second phase.

Thanks for your assistance with this project! I'll follow up once I work through the updated quote with Cunningham / GameTime.

Gary

From: Matthew Perry <MPerry@oceancitymd.gov>

Sent: Wednesday, May 14, 2025 12:04 PM

To: Gary Collier <GCollier@oceancitymd.gov>

Cc: Leah Dyson <LDyson@oceancitymd.gov>; Susan Petito <SPetito@oceancitymd.gov>; Kate Gaddis <KGaddis@oceancitymd.gov>

Subject: RE: Northside Park Playground Project

Thanks Gary – this synopsis is very well written and your justification is more than sufficient for Procurement to consider approving a waiver of competition for this effort. As I am sure you are aware, the current estimated price tag exceeds \$100,000.00 in potential spend, so along with an updated figure from our Cunningham point of contact, we will need to anticipate going before Mayor and City Council to present and receive approval (similar to the redesign and build waiver of competition at Little Salisbury Park in FY24). Procurement will support an Agenda item to do so with the justification below.

One question for the interim for my own knowledge – as it relates to the mention of Public Works assistance during removal of existing equipment/concrete footings/wood fiber surfacing during first phase in 2023, are there any additional associated costs we need to consider for the second phase?

Thanks,



Matt Perry, CMPA

Procurement Manager

Procurement Department

214 65th Street, Ocean City, MD, 21842

O: (410) 723-6647

F: (410) 524-1482

E: mperry@oceancitymd.gov

W: www.oceancitymd.gov

From: Gary Collier <GCollier@oceancitymd.gov>

Sent: Wednesday, May 14, 2025 11:21 AM

To: Matthew Perry <MPerry@oceancitymd.gov>

Cc: Leah Dyson <LDyson@oceancitymd.gov>; Susan Petito <SPetito@oceancitymd.gov>; Kate Gaddis <KGaddis@oceancitymd.gov>

Subject: Northside Park Playground Project

Good morning Matt,

Per our brief telephone conversation several weeks ago, and a follow up email including you and Leah, pertaining to the replacement of playground equipment at Northside Park as a sole source (Waiver of Competition) project, here is the background / support information that I promised to send to you:

History – beginning 2002

Inside Northside Park there are two separate, but adjacent, age-appropriate playgrounds. One 2 to 5-year-old playground and one 5 to 12-year-old playground. The two playgrounds are installed in such a fashion that at first glance they may appear to be one playground. They were originally installed in two phases at a total cost of \$212,000 (the best I can tell); however, the construction was not the traditional two-phase process used when installing two separate age-appropriate playgrounds.

The first phase, installed in 2002 at a cost of \$62,000, included the replacement of previously existing, outdated 5 to 12-year-old playground equipment. The equipment was manufactured by GameTime and installed by West Recreation.

The second phase, installed in 2005, connected an elevated ramping system onto the existing 5 to 12-year-old playground to allow handicap users to fully interact with other users, added additional 5 to 12-year-old accessible equipment alongside the ramping system, and also added a new 2 to 5-year-old accessible playground. A late change order was added to include a few additional elements to both playgrounds to bring the total cost of this phase to \$160,000. The equipment was also manufactured by GameTime and was installed by West Recreation.

History - 2022 to 2023

As the equipment installed in the 2002 first phase was 20 years old, an estimate of \$496,565 was obtained in 2022 to replace the complete 5 to 12-year-old playground, including the equipment installed in 2002 and the elevated ramping system / additional 5 to 12-year-old accessible equipment installed in 2005. This estimate did *not* include replacement of *any* the 2 to 5-year-old play equipment that was installed in 2005. Based upon the almost half a million

dollar price tag for the 5 to 12-year-old playground & elevated ramping system alone, Ocean City Recreation & Parks decided to replace the 5 to 12-year-old playground in two phases (2023 and 2026) and then replace the 2 to 5-year old playground as a stand-alone project in 2027 as opposed to the two non-traditional phases used in the original sequence of construction.

In 2023, the first phase of the two phase 5 to 12-year-old equipment replacement was completed at a cost of \$300,400, and was funded by a \$265,400 Community Parks & Playgrounds (CP&P) grant and \$35,000 from the General Fund. It is worth noting that the cost did not include removal and disposal of existing equipment, concrete footings and existing wood fiber surfacing. The Town of Ocean City Public Works Department performed these tasks as in-kind services to aid in keeping the playground replacement costs as low as possible. The value of these in-kind services was estimated to be \$27,000, which is roughly 9% of the total project cost.

The new equipment installed in 2023 was manufactured by GameTime and installed by Cunningham Recreation. A Waiver of Competition (WOC) was issued by former Procurement Manager Scott Wagner to utilize GameTime equipment for this project due to the fact that we basically split the 5 to 12-year-old playground in half, and attached new play equipment to the existing ADA ramping system manufactured by GameTime. We determined it was prudent to utilize GameTime equipment for the replacement equipment, as the replacement equipment would be connecting to the GameTime ADA ramping system, and attaching another manufacturer's equipment to the ADA ramping system manufactured by GameTime would void any warranty from either playground manufacturer, and create a very grey area from a liability aspect for both the manufacturer and the Town.

Sidebar - West Recreation, the original GameTime installer went out of business sometime around 2013 and was bought by Cunningham Recreation. Cunningham Recreation is the GameTime vendor of record for our geographical region. We have maintained a very good long-term relationship with both GameTime and Cunningham Recreation as we have multiple playgrounds in Town in which we have utilized GameTime equipment.

Present

The second phase of the 5 to 12-year-old construction, scheduled for 2026, will include replacement of the 5 to 12-year-old elevated ramping system and additional 5 to 12-year-old equipment that was originally installed in 2005, along with bonded rubber surfacing. We acquired an estimate from GameTime in the fall of 2025 for this second phase project in the amount of \$267,140. Consequently, we have received notification that Community Parks & Playgrounds grant funding in the amount of \$267,140, has been included in the State of Maryland's FY26 budget. Funding in the amount of \$267,140 has been approved in the Park FY26 operating budget in case the grant did not come through.

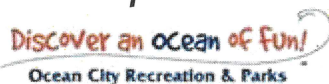
As previously noted, all of the play equipment installed in both phases was manufactured by GameTime. As we are going to be basically splitting the 5 to 12-year-old playground in half once again, and attaching a new ramping system / play equipment to the existing GameTime equipment installed in 2023, I feel it would be prudent to utilize GameTime equipment as the replacement equipment. Connecting another manufacturer's equipment would void any warranty from either playground manufacturer and create a very grey area from a liability aspect for both the manufacturer and the Town.

A new Waiver of Competition form will be forthcoming, however, it is worth noting that the \$267,140 estimate was obtained in 2025 so it is very possible with the market volatility that this cost will increase, therefore, I will begin working with the Cunningham representative to obtain a new quote and submit a new WOC once I have obtained that pricing.

I am hopeful that I have provided adequate information to justify a WOC for this project when the time comes. Please feel free to reach out to me via phone at extension 5266 or email if you need clarification on any of the information that I provided. I look forward to hearing your thoughts on this request.

Thanks,

Gary Collier
Parks Superintendent



Matthew Perry

From: Gary Collier
Sent: Friday, September 26, 2025 9:45 AM
To: Matthew Perry
Cc: Leah Dyson; Kate Gaddis
Subject: RE: Northside Park Playground Project
Attachments: Waiver of Competition Justification - 2025 Gametime NSP 2to5 Phase II.pdf; Cunningham Recreation_MD Sole Source.pdf

Matt,

We have worked through finalizing the proposal with Cunningham Recreation and are in a position to move forward with Phase II of the Northside Park 5 to 12-year-old Playground Replacement. Attached is a new Waiver of Competition request for this project. I will forward the proposal under separate cover to avoid any confusion. Please sign & return at your earliest opportunity. I have some deadlines to meet, which I will include in my follow up email.

Thanks!

Gary

From: Gary Collier
Sent: Wednesday, May 14, 2025 2:13 PM
To: Matthew Perry <MPerry@oceancitymd.gov>
Cc: Leah Dyson <LDyson@oceancitymd.gov>; Susan Petito <SPetito@oceancitymd.gov>; Kate Gaddis <KGaddis@oceancitymd.gov>
Subject: RE: Northside Park Playground Project

Matt,

I just spoke with the Cunningham representative Brian Lewis to work out a timeline for obtaining update pricing. We already have a final design completed, just need to work out a few minor details. Below are the factors taken into consideration.

- GameTime, as most vendors, will only guarantee pricing for more than 30 days due to market volatility.
- With the summer crowds at Northside Park, immediately followed by Winterfest (which runs through December 31st), the best timeframe to close the playground to perform the removal is early January through March of 2026.
- GameTime typically implements any annual price increases on January 1st each year, with a cutoff date for ordering to beat the price increase of the Friday before Thanksgiving (November 21, 2025).
- GameTime's current delivery dates are 8 weeks after the order is placed.
- The best process is to deliver new equipment direct to work site.
- Bonded rubber surfacing installation is temperature dependent upon a minimum of 40 degrees through the curing process. (Average Ocean City Hi / Low temps in February 42/31 and March 49/38)

So, it looks like I'm way ahead of the game..... the best timeframe for us to work through is as follows:

- obtain updated pricing in early to mid-September of 2025
- go to Mayor & Council for approval to use Gametime through a WOC (Regular meeting September 15th or Work Session September 9th or 30th)
- place order early to mid-November for a mid-January delivery
- early January, remove and dispose of old equipment / surfacing / concrete footings
- mid to late-January begin installation of new equipment
- mid to late-February complete installation of equipment
- install bonded rubber as soon as temps permit – early March hopefully

I'll follow up with you on this as this timeframe gets closer!
Thanks!
Gary

From: Gary Collier
Sent: Wednesday, May 14, 2025 12:56 PM
To: Matthew Perry <MPerry@oceancitymd.gov>
Cc: Leah Dyson <LDyson@oceancitymd.gov>; Susan Petito <SPetito@oceancitymd.gov>; Kate Gaddis <KGaddis@oceancitymd.gov>
Subject: RE: Northside Park Playground Project

You're welcome Matt, understood on having to go to Mayor & Council. As far as other costs, I didn't point out in my earlier email that Public Works also provided dumpsters, hauled & disposed of old equipment / concrete footings / wood fiber after removal. Other than that I don't recall there being any other associated costs related to the first phase, and don't anticipate any other associated costs with the second phase.

Thanks for your assistance with this project! I'll follow up once I work through the updated quote with Cunningham / GameTime.

Gary

From: Matthew Perry <MPerry@oceancitymd.gov>
Sent: Wednesday, May 14, 2025 12:04 PM
To: Gary Collier <GCollier@oceancitymd.gov>
Cc: Leah Dyson <LDyson@oceancitymd.gov>; Susan Petito <SPetito@oceancitymd.gov>; Kate Gaddis <KGaddis@oceancitymd.gov>
Subject: RE: Northside Park Playground Project

Thanks Gary – this synopsis is very well written and your justification is more than sufficient for Procurement to consider approving a waiver of competition for this effort. As I am sure you are aware, the current estimated price tag exceeds \$100,000.00 in potential spend, so along with an updated figure from our Cunningham point of contact, we will need to anticipate going before Mayor and City Council to present and receive approval (similar to the redesign and build waiver of competition at Little Salisbury Park in FY24). Procurement will support an Agenda item to do so with the justification below.

One question for the interim for my own knowledge – as it relates to the mention of Public Works assistance during removal of existing equipment/concrete footings/wood fiber surfacing during first phase in 2023, are there any additional associated costs we need to consider for the second phase?

Thanks,



Matt Perry, CMPA
Procurement Manager
Procurement Department
214 65th Street, Ocean City, MD, 21842
O: (410) 723-6647
F: (410) 524-1482
E: mperry@oceancitymd.gov
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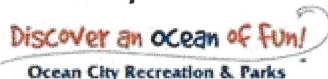
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Thanks,

Gary Collier

Parks Superintendent





TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 6.A
Council Meeting October 20, 2025

TO: The Honorable Mayor, Council President and Members of Council
FROM: Terence J. McGean, PE, City Manager
RE: Baltimore Ave Right of Conveyance Public Hearing
DATE: October 15, 2025

ISSUE(S): Public Hearing to take public comment on the proposed conveyance of a portion of the Unimproved Right of Way along Baltimore Ave to the adjacent property owners.

SUMMARY: The proposed Baltimore Ave improvement project from N Division to 15th Street will result in a portion of the existing right of way remaining unimproved. The City Council has voted to take public comment on conveying that remaining unimproved right of way to the adjacent property owners. The purpose of the hearing is to allow input for the Mayor and Council's consideration as to whether or not it is in the public's best interest to determine that the property is no longer needed for public use and move forward with the abandonment and conveyance of said right of way.

FISCAL IMPACT: Conveyance will result in additional property tax.

RECOMMENDATION: Open Public Hearing for comments.



Revitalized Ocean City: Development and Redevelopment

ALTERNATIVES: None, the Public Hearing is required.

RESPONSIBLE STAFF: City Manager Terence McGean
Public Works Director Hal Adkins
City Solicitor Heather Stansbury

COORDINATED WITH: Not Applicable

ATTACHMENT(S): 1. PH Notice, Balt Ave ROW.pdf
2. Baltimore Ave present 10.20.25.pdf

cilities and services. It is administered by the Department of Housing and Community Development in close cooperation with the Department of Business and Economic Development.

The Maryland CDBG Program reflects the State's economic and community development priorities and provides public funds for activities which meet one of the following national objectives, in accordance with the federal Housing Community Development Act of 1974, as amended:

- 1. benefit low and moderate income persons and households;
- 2. aid in the prevention or elimination of slums or blight;
- 3. meet other community development needs of an urgent nature, or that are an immediate threat to community health and welfare.

Efforts will be made to accommodate the disabled and non-English speaking residents with 7 days' advance notice to Sara Gorfinkel, 410-641-3858.

Zack Tyndall, Mayor
OCD-9/25/1t

NOTICE
OF APPOINTMENT
NOTICE TO CREDITORS
NOTICE TO UNKNOWN HEIRS
Estate No. 20815
TO ALL PERSONS INTERESTED
IN THE ESTATE OF
STEPHEN K. YOVANOV
AKA: STEPHEN KARL YOVANOV

Notice is given that Robert F. Yovanov, 840 Arden Ct., West Chester, PA 19382-7992, was on September 15, 2025 appointed Personal Representative of the estate of Stephen K. Yovanov who died on August 26, 2025, with a will.

Further information can be obtained by reviewing the estate file in the office of the Register of Wills or by contacting the personal representative or the attorney.

All persons having any objection to the appointment (or to the probate of the decedent's will) shall file their objections with the Register of Wills on or before the 15th day of March, 2026.

Any person having a claim against the decedent must present the claim to the undersigned personal representative or file it with the Register of Wills with a copy to the undersigned on or before the earlier of the following dates:

(1) Six months from the date of the decedent's death; or

(2) Two months after the personal representative mails or otherwise delivers to the creditor a copy of this published notice or other written notice, notifying the creditor that the claim will be barred unless the creditor presents the claims within two months from the mailing or other delivery of the notice. A claim not presented or filed on or before that date, or any extension provided by law, is unenforceable thereafter. Claim forms may be obtained from the Register of Wills.

Robert F. Yovanov
Personal Representative
True Test Copy
Terri Westcott
Register of Wills for

Worcester County
One W. Market Street
Room 102 - Court House
Snow Hill, MD 21863-1074
Name of newspaper designated by personal representative:
Ocean City Digest
Date of publication:
September 25, 2025
OCD-9/25/3t

BID
SOLICITATION
Whaleville Recycling Center
Concrete Pad

Worcester County is seeking Bids from qualified Vendors to contract for a concrete pad at the Whaleville Recycling Center in conformity with the requirements contained herein Bid Documents.

Bid Documents for the above referenced project may be obtained from the Worcester County Commissioner's Office by either e-mailing the Procurement Officer at purchasing@worcestermd.gov or by calling 410-632-1194 during normal business hours, or via the County's Bids page on the County's website. Vendors are responsible for checking this website for addenda prior to submitting their bids. Worcester County is not responsible for the content of any Bid Document received through any third party bid service. It is the sole responsibility of the vendor to ensure the completeness and accuracy of their Completed Bid Documents.

A pre-bid meeting will be held on Thursday, October 2, 2025 at 10:30am on site at the Whaleville Recycle Center located at Rt 610 and Shepards Crossing Rd. Whaleville Md. 21872. The last day for questions will be noon on Friday, October 17, 2025. Sealed Bid Documents are due no later than Monday, October 27, 2025 at 2:30pm and will be opened and read aloud in the Office of the County Commissioners, Worcester County Government Center – Room 1103, One West Market Street, Snow Hill, Maryland 21863.

Late Bid Documents will not be accepted.

Envelopes shall be marked " Bid Solicitation – Whaleville Recycling Center Concrete Pad" in the lower left-hand corner.

Minority vendors are encouraged to compete for award of the solicitation.

OCD-9/25/1t

BID
SOLICITATION
Dump Truck

Worcester County is seeking Bids from qualified Vendors to purchase a dump truck with stainless steel 10-foot dump body in conformity with the requirements contained herein Bid Documents.

Bid Documents for the above referenced project may be obtained from the Worcester County Commissioner's Office by either e-mailing the Procurement Officer at purchasing@worcestermd.gov or by calling 410-632-1194 during normal business hours, or via the County's Bids page on the County's website. Vendors are responsible for checking this website for addenda prior to submitting their bids. Worcester County is not responsible for the content of any Bid Document received through any third party bid service. It is the sole responsibility of the vendor to ensure the completeness and accuracy of their Completed Bid Documents.

Late Bid Documents will not be accepted.

The last day for questions will be noon on Wednesday, October 8, 2025. Sealed Bid Documents are due no later than Tuesday, October 16, 2025 at 2:30pm and will be opened and read aloud in the Office of the County Commissioners, Worcester County Government Center – Room 1103, One West Market Street, Snow Hill, Maryland 21863.

Late Bid Documents will not be accepted.

Envelopes shall be marked " Bid Solicitation – Dump Truck" in the lower left-hand corner.

Minority vendors are encouraged to compete for award of the solicitation.

OCD-9/25/1t

SMALL ESTATE
NOTICE
OF APPOINTMENT
NOTICE TO CREDITORS
NOTICE TO UNKNOWN HEIRS
ESTATE NO. 20831
TO ALL PERSONS INTERESTED
IN THE ESTATE OF
RENEE SERRA

Notice is given that Chris Serra, 580 Sunshine Way, Westminster, MD 21157-4664, was on September 19, 2025 appointed personal representative of the small estate of Renee Serra who died on September 09, 2025, without a will.

Further information can be obtained by reviewing the estate file in the office of the Register of Wills or by contacting the personal representative or the attorney.

All persons having any objection to the appointment shall file their objections with the Register of Wills within 30 days after the date of publication of this Notice. All persons having an objection to the probate of the will shall file their objections with the Register of Wills within six months after the date of publication of this Notice.

All persons having claims against the decedent must serve their claims on the undersigned personal representative or file them with the Register of Wills with a copy to the undersigned on or before the earlier of the following dates:

(1) Six months from the date of the decedent's death; or

(2) Thirty days after the personal representative mails or otherwise delivers to the creditor a copy of this published notice or other written notice, notifying the creditor that the claim will be barred unless the creditor presents the claim within thirty days from the mailing or other delivery of the notice. Any claim not served or filed within that time, or any extension provided by law, is unenforceable thereafter.

Chris Serra
Personal Representative

True Test Copy
Register of Wills for
Worcester County
Terri Westcott
One W. Market Street
Room 102 - Court House
Snow Hill, MD 21863-1074
Name of newspaper designated by personal representative:
Ocean City Digest
Date of publication:
September 25, 2025
OCD-9/25/1t

NOTICE
OF PUBLIC HEARING
OCTOBER 20, 2025, AT 6:00 PM
TOWN OF OCEAN CITY
RE: BALTIMORE AVENUE
RIGHT OF WAY CONVEYANCE

A Public Hearing is scheduled on Monday, October 20, 2025, at 6:00 p.m., at the Regular Meeting of the Mayor and City Council, in the Council Chambers of City Hall located at 301 Baltimore Avenue, Ocean City, Maryland 21842. The purpose of this public hearing is to consider the abandonment and conveyance of a portion of the public right of way on the eastern and western side of Baltimore Avenue from North Division to 15th Street, with the exact distances varying in width and length. The hearing will allow public input for Mayor and Council consideration as to whether or not it is in the public's interest to determine that the property is no longer needed for public use and move forward with the abandonment and conveyance of said right of way. Additional information can be obtained by accessing the September 9, 2025, Mayor and Council agenda packet at <http://oceancitymd.igm2.com/Citizens/Default.aspx> or by contacting the City Clerk at dchavis@oceancity.gov or 410-289-8842.

OCD-9/25/1t

TIMOTHY J. OURSLER ESQ.
MCALLISTER, DE TAR,
SHOWWALTER & WALKER LLC
706 GIDDINGS AVE., STE. 305
ANNAPOLIS, MD 21401-1425

NOTICE
OF APPOINTMENT
NOTICE TO CREDITORS
NOTICE TO UNKNOWN HEIRS

To all persons interested in the estate of **JOSEPH C. COURTNEY IV** Estate No. **20829** Notice is given that **LISA COURTNEY** whose address is **9811 WINDING TRAIL DR., OCEAN CITY, MD 21842-9332** was on **SEPTEMBER 18, 2025** appointed Personal Representative of the estate of **JOSEPH C. COURTNEY IV** who died on **AUGUST 11, 2025** with a will.

Further information can be obtained by reviewing the estate file in the office of the Register of Wills or by contacting the personal representative or the attorney.



Baltimore Ave

Project Update and Next Steps



Baltimore Ave Scope of Work

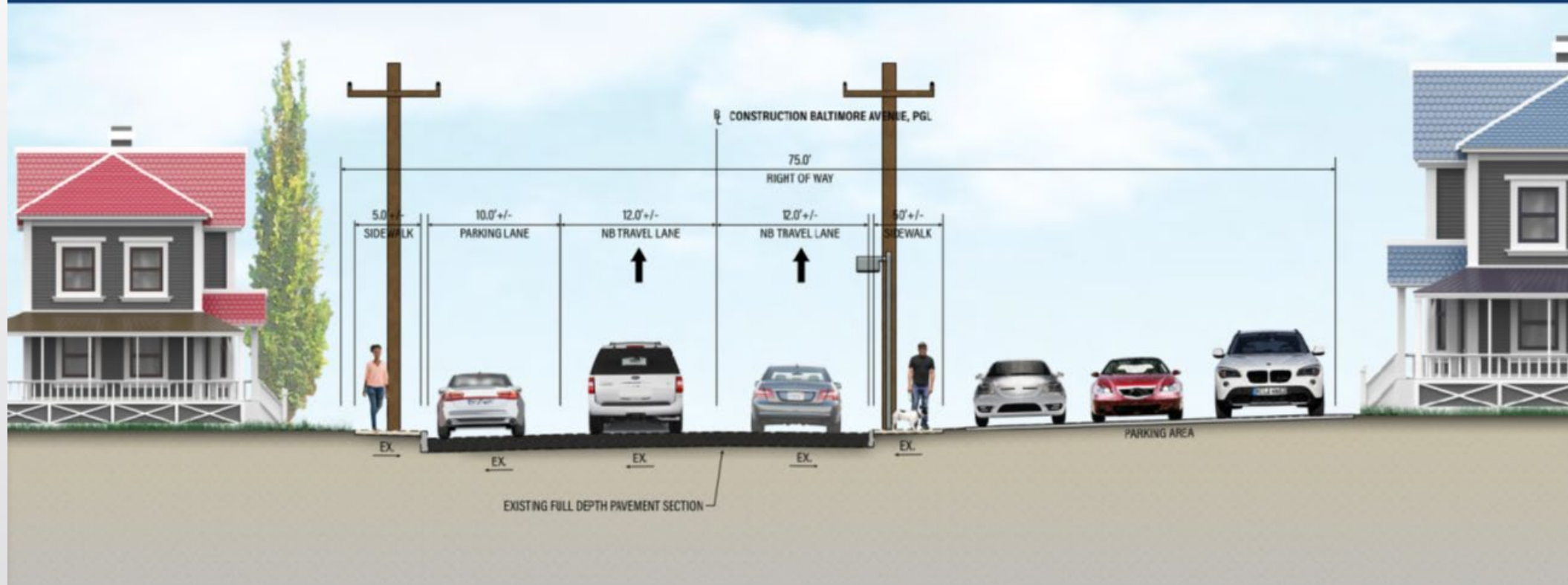
- Project Area
 - Baltimore Ave: North Division to 15th Street
 - Side streets from Baltimore Ave to the Boardwalk*: 1st, 2nd, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th
 - Underground all utilities – complete project area
 - Repave Streets – complete project Area
 - Relocate signal from 7th to 5th street
 - Replace storm drain pipe and relocate inlets
 - Add fire hydrants along East side of Baltimore Ave
 - Replace street lights
- * 3rd, 4th, 5th, 14th & 15th already underground and improved



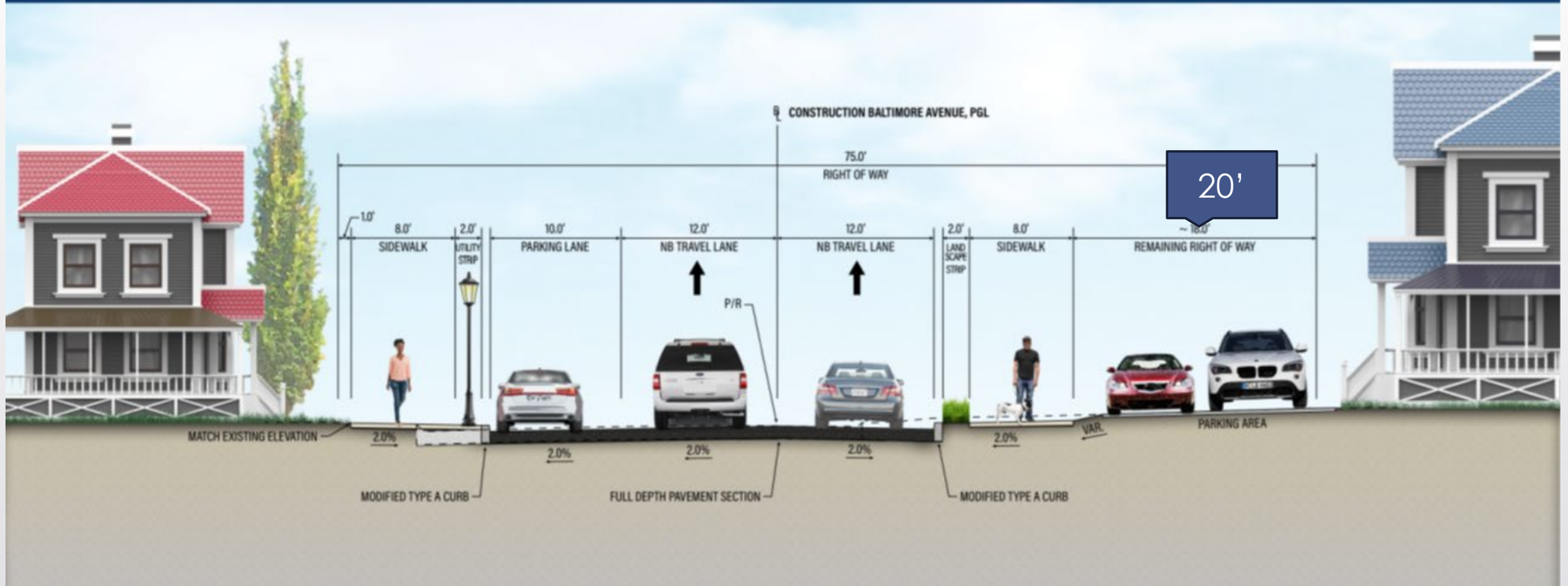
Baltimore Ave Scope of Work (continued)

- Widen sidewalks:
 - Baltimore Ave: from 5' to 10' both sides
 - 1st St: 5' to 6' both sides
 - 2nd St: 5' to 8' both sides
 - 13th St: 5' to 8' North side (in cooperation with new development)
 - 14th St: 5' to 8' South side (in cooperation with new development)
- Street grades adjusted to Boardwalk level
 - 1st, 2nd, 6th, 8th, 10th, 12th, 13th

BALTIMORE AVENUE - EXISTING CONDITIONS (12TH STREET - 13TH STREET)



BALTIMORE AVENUE - ALTERNATIVE 2 (12TH STREET - 13TH STREET)





Baltimore Ave Right of Way Impacts

- Current:
 - Total ROW width: 75'
 - Pavement width: 34'
 - Sidewalks : $2 \times 5' = 10'$
 - Unimproved ROW: 31'
- Proposed
 - Total ROW width: 55'
 - Pavement width: 34'
 - Sidewalks: $2 \times 10' = 20'$
 - Unimproved ROW: 1'
 - Existing ROW width abandoned to adjacent property owners: 20'
 - Utility easements will be required at most corners

6TH STREET

RIGHT OF WAY LINE

BALTIMORE AVENUE (MD 378)

7TH STREET

102



6TH STREET

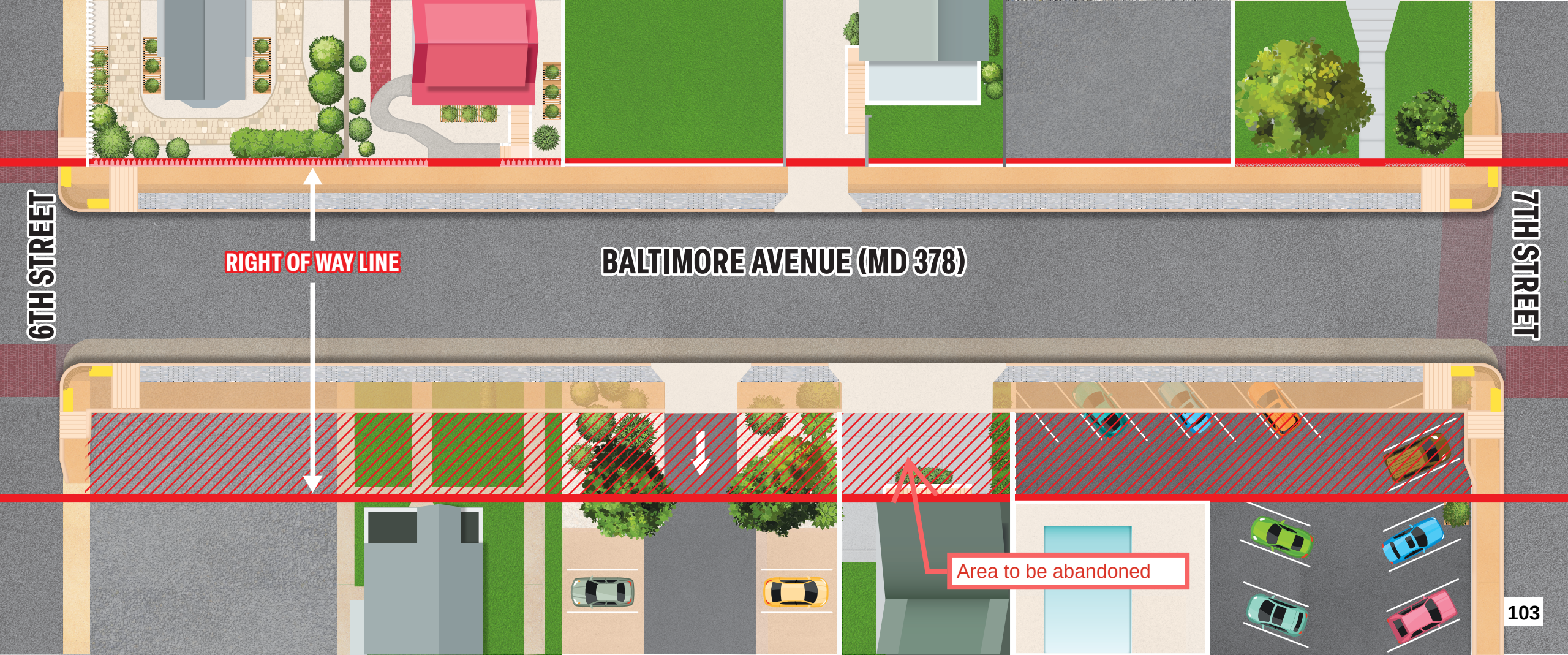
7TH STREET

RIGHT OF WAY LINE

BALTIMORE AVENUE (MD 378)

Area to be abandoned

103





Right of Way Abandon Process

- Council declare no public need: Sept 9, 2025
- **Advertise and hold Public Hearing: Sept – Oct 2025**
- Draft and approve abandonment ordinance – Oct 2025 – Nov 2025
- Prepare revised plat for each property showing new ROW lines and easements and mail plat and release letter to owners: Oct 2025
- Meet with property owners, adjust easements: Oct 2025 – March 2026
- Record revised plats for each property: March 2026 – May 2026
- ROW Certification for Grant: June 2026 (Deadline is 9.30.27)



Construction Schedule

- Contract award and material order: Jan 2027 – July 2027
- Phase 1: Oct 18, 2027 to March 31, 2027
 - 15th to 10th : Underground conduits, stormdrain work and hydrant additions
- Phase 2: Oct 16, 2028 to March 31, 2029
 - 15th to 11th : Cable pulls, above ground utility demo, streetscaping, paving.
 - 10th to 5th : Underground conduits, stormdrain work and hydrant additions
- Phase 3: Oct 15, 2029 to March 31, 2030
 - 11th to 5th : Cable pulls, above ground utility demo, streetscaping, paving
 - 5th to N. Division: Underground conduits, stormdrain work and hydrant additions
- Phase 4: Oct 15, 2030 to March 31, 2031
 - 5th to N. Division: Cable pulls, above ground utility demo, streetscaping, paving



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 8.A

Council Meeting October 20, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: First Reading - Ordinance 2025-26 to Amend Article V entitled Bicycles, Skateboards and Similar Conveyances of Chapter 90
DATE: September 29, 2025

ISSUE(S): First 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: Pass Ordinance 2025-26 on First Reading.



More Livable Community for Residents

ALTERNATIVES: Amend the Ordinance on First Reading.

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;

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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, scooter, 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 # 8.B
Council Meeting October 20, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: First Reading Ordinance 2025-27 to Amend Multiple Sections of the Town Code to Increase Municipal Infraction and Town Misdemeanor Fines and Penalties
DATE: October 15, 2025

ISSUE(S): First 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: Pass Ordinance 2025-27 on First Reading.



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.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 DEFECATION 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, 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 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

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
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 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.

...

Chapter 6 - ANIMALS

ARTICLE I.- IN GENERAL

...

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.

...

Chapter 10 - BUILDINGS AND BUILDING REGULATIONS¹

...

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.

...

CHAPTER 14 – BUSINESSES

...

ARTICLE II. – LICENSED OCCUPATIONS

...

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. 14-3940-14-60. – Reserved.

...

ARTICLE III. – TATOO 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 DISPLACMENT 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. 30-312—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 civil 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. 30-1812—30-200. - Reserved.

...ARTICLE V. - NOISE²

²Ord. 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.

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

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

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

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.

...

Chapter 34 – FIRE PREVENTION AND PROTECTION

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ARTICLE II.- ADMINISTRATION

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Sec. 34-27. Violations.

- (a) Any ~~person who shall violate any~~ 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.~~
- ~~(dc)~~ 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;

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

- (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.
- (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.

...

Chapter 39 – FRANCHISES

...

ARTICLE IV. - CABLE TELEVISION

...

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

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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 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 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 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 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 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.

...

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

State law reference(s)—Flood control and watershed management, Ann. Code of Md., Environment a

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)

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 of 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

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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.

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 up to \$5,000.00. Each day a violation continues is a separate offense.

Secs. ~~74-5~~74-6—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 up to \$5,000.00. Each day a violation continues is a separate offense.

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

...

Chapter 78 - SUBDIVISIONS¹

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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

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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.

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ARTICLE VI. - TOWING OF VEHICLES

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DIVISION 8. - PENALTIES AND SEVERABILITY⁴

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~~ 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 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.

⁴State 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.

- (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.

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ARTICLE VIII. - PARKING ON CERTAIN MUNICIPAL LOTS

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DIVISION 2. - WEST OCEAN CITY PARK AND RIDE

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Sec. 90-382. - Violations and penalties.

- (a) ~~Any violator of any prohibited parking may be issued a municipal citation pursuant to chapter 1~~ Any person who violates this division shall be deemed to have committed a municipal infraction and subject to a fine 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)

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ARTICLE IX. - DOCKLESS RIDE SHARE PROGRAMS

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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

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ARTICLE II. - WATER

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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

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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)

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

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.

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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, ~~A~~ violation of any other provision of this article shall be a municipal infraction, and subject to ~~fin~~ ines 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)

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Chapter 106 - WATERWAYS

...

ARTICLE II. - SHORELAND DEVELOPMENT¹

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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)

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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.

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DIVISION 4. - SURF FISHING AND CASTING

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~~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)

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Chapter 110 - ZONING¹

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ARTICLE V. - SUPPLEMENTAL REGULATIONS

DIVISION 1. - GENERALLY

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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 # 8.C

Council Meeting October 20, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: First Reading – Ordinance to Extend Moratorium Established by Ordinance 2025-05 and as amended by Ordinance 2025-06
DATE: October 15, 2025

ISSUE(S): First Reading - Ordinance 2025-28 extends Ordinance 2025-05 (and Ordinance 2025-06 that amended Ordinance 2025-05) which established a moratorium on the issuance of new short-term rental licenses in R-1 and MH districts with certain limited exceptions.

SUMMARY: Ordinance 2025-05, passed as an emergency, established a moratorium on the issuance of new short-term rental licenses in R-1 and MH districts to allow and did not permit any new license to be issued, with certain limited exceptions.

Ordinance 2025-06 amended Ordinance 2025-05 to provide the ability to transfer or to allow a short-term rental license to renew or to be obtained if a property is sold and has an existing rental license and rentals on the books during the 2025 rental license period.

Ordinance 2025-05 required that the Mayor and City Council to place the subject of the moratorium on a Work Session Agenda no later than October 28, 2025. At the October 14, 2025, Work Session, the Mayor and City Council heard comments from the public and considered the impact of the Rental Ordinances passed at the end of the 2024 and the beginning of 2025. Following discussion and consideration, a motion was passed (and carried) to proceed to First Reading on extending the existing Moratorium, until January 3, 2027.

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Pass Ordinance 2025-28 on First Reading.



More Livable Community for Residents

ALTERNATIVES: Not adopt Ordinance 2025-28 and continue the discussion on how to proceed with short-term rentals in the R-1 and/or MH Districts.

RESPONSIBLE STAFF: Not Applicable

COORDINATED WITH: City Solicitor Heather Stansbury

ATTACHMENT(S): 1 . ORD 2025 - Extend Moratorium - Short Term Rental Licenses R-1 & MH Res. Districts (1).pdf

First Reading _____

Second Reading _____

ORDINANCE 2025-**AN ORDINANCE EXTENDING THE MORATORIUM ON THE ISSUANCE OF
NEW SHORT-TERM RENTAL LICENSES IN THE R-1 SINGLE FAMILY
RESIDENTIAL AND THE MH MOBILE HOME RESIDENTIAL DISTRICTS**

WHEREAS, on February 3, 2025, the Mayor and City Council of Ocean City, passed Ordinance 2025-05 that established a Moratorium on the issuance of new short-term rental licenses in the R-1 Single Family Residential and the MH Mobile Home Residential Districts; and on March 17, 2025, the Mayor and City Council passed Ordinance 2025-06 which amended an exception to Ordinance 2025-05 (collectively “Moratorium”); and

WHEREAS, Ordinance 2025-05 required that the Mayor and City Council place the subject of the Moratorium on a Work Session agenda no later than October 28, 2025, where public comment would be taken and the Mayor and City Council could consider how best to proceed with the issuance of short-term rental licenses in the R-1 and MH districts for the 2026 rental license period and the license years that follow; and

WHEREAS, without further action by the Mayor and City Council, the Moratorium will expire on January 3, 2026; and

WHEREAS, at the October 14, 2025 Work Session, public comment was received, and the Mayor and City Council discussed how to best to proceed with the short-term rental licenses in the R-1 and MH districts; and

WHEREAS, based on the Work Session discussion, a motion was made (and carried) to proceed to First Reading with an Ordinance extending the Moratorium; and

WHEREAS, the Mayor and City Council find that good cause exists to extend the Moratorium through January 3, 2027, to allow time for further evaluation of the impacts and/or effects of ordinances passed in 2024 and 2025 aiming to address the issues surrounding short-term rentals in the R-1 Single Family Residential and the MH Mobile Home Residential Districts (“Rental Ordinances”); and

WHEREAS, the Mayor and City Council further find that good cause exists to prohibit the issuance of any new supplementary short-term rental licenses in the R-1 or MH Districts while the Town continues to monitor and review the actions and impact of the Rental Ordinances.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY, AS FOLLOWS:

1. Moratorium.

LAW OFFICES

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

- a. The Moratorium (established by Ordinance 2025-05 and amended by Ordinance 2025-06) which prohibited the issuance of any new supplementary short-term rental licenses in the R-1 Single Family Residential and the MH Mobile Home Residential Districts shall be extended until **January 3, 2027** (hereinafter “Extended Moratorium”).
 - b. During the Extended Moratorium, the issuance of any new supplementary short-term rental licenses in the R-1 Single Family Residential and the MH Mobile Home Residential Districts shall be prohibited and the Town shall not accept, process, or review any new application for a supplementary short-term rental license in the R-1 Single Family Residential and the MH Mobile Home Residential Districts.
 - c. Notwithstanding subsection (b) above, property owners in the R-1 Single Family Residential and the MH Mobile Home Residential Districts who have a current rental license which was issued for the 2025 license year (May 1, 2025 through April 30, 2026), may apply for a rental license and the supplementary short-term rental license for the 2026 license year (May 1, 2026 through April 30, 2027), subject to all applicable Town Code sections.
 - d. Under this Extended Moratorium, no supplementary short-term rental licenses in the R-1 Single Family Residential and the MH Mobile Home Residential Districts shall be issued based on the sale, transfer or other change in ownership of the property regardless of whether the property has a 2026 license pursuant to subsections (b) and (c) above, except as follows:
 - i. A property in the R-1 Single Family Residential or the MH Mobile Home Residential Districts that is impacted by the death of the property owner that would cause and/or create the need for a change in ownership of the property, and for which a supplementary short-term rental license was issued prior to the death and pursuant with subsections (b) and (c) above, may submit a request to the Town for consideration by the City Manager to permit any exception to this Extended Moratorium.
 - ii. Nothing contained herein should be deemed inconsistent with Town Code Section 14-174 (k).
2. Effective Date. This Extended Moratorium shall be effective as of January 2, 2026.

INTRODUCED at a meeting of the City Council of Ocean City, Maryland held on October ____, 2025, and passed as an emergency ordinance.

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 # 8.D
Council Meeting October 20, 2025

TO: The Honorable Mayor, Council President and Members of Council
THRU: Terence J. McGean, PE, City Manager
FROM: Heather Stansbury, City Solicitor
RE: First Reading - Ordinance 2025-29 to Amend Chapter 110, Zoning,
regarding the terms tourist courts and tourist homes
DATE: October 16, 2025

ISSUE(S): First 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: Pass Ordinance 2025-29 on First Reading.



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:

...

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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 # 8.E
Council Meeting October 20, 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 2025-26 - Disposal of Surplus Personal Property
DATE: October 15, 2025

ISSUE(S): Resolution 2025-26 authorizes the sale of surplus personal property.

SUMMARY: Resolution 2025-26 authorizes the sale of miscellaneous items and vehicles as coordinated with various Town departments.

FISCAL IMPACT: To be determined.

RECOMMENDATION: Adopt Resolution 2025-26.



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 - Oct 20 2025 (1).pdf
2. October Asset Disposal - Oct 20 - 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.

RESOLVED AND EFFECTIVE this 20th day of October, 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

Asset Disposal Date: **October 20, 2025**

Reference #	Equipment #	Description	Serial/VIN Number	Disposal Reason/Notes	Department	Notes	Employee
12036	3218	Triplex Mower	04358-314000158	End of Life	Golf Course		J.McTavish
12037	3219	Triplex Mower	04358-314000156	End of Life	Golf Course		J.McTavish
C9	3619	Trailer	1T9T234D9KB704625	End of Life	Public Works		Scott Wagner
C10	3620	Trailer	1T9T234D0KB704626	End of Life	Public Works		Scott Wagner
C11	3621	Trailer	1T9T234D2KB704627	End of Life	Public Works		Scott Wagner
C12	3622	Trailer	1T9T234D4KB704628	End of Life	Public Works		Scott Wagner
C13	3623	Trailer	1T9T234D8KB704633	End of Life	Public Works		Scott Wagner
C14	3624	Trailer	1T9T234DXKB704634	End of Life	Public Works		Scott Wagner
C15	3625	Trailer	1T9T234D5KB704637	End of Life	Public Works		Scott Wagner
C16	3626	Trailer	1T9T234D7KB704638	End of Life	Public Works		Scott Wagner
T-8	2706	Trailer	1DTV61Y21VA256446	End of Life	Public Works		Scott Wagner
T-19	2707	Trailer	1DTV61Y23VA256433	End of Life	Public Works		Scott Wagner
T-54	3403	Trailer	1S11E8281WE425188	End of Life	Public Works		Scott Wagner



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 9.A

Council Meeting October 20, 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 15, 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



Excellent Service through a High Performing Town Organization

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 # 10.A

Council Meeting October 20, 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: September 29, 2025

ISSUE(S): City Manager Comments

SUMMARY: A. Review of the October 28, 2025, draft Work Session agenda
B. Department Activity Report

FISCAL IMPACT: Not Applicable

RECOMMENDATION: Not Applicable



Excellent Service through a High Performing Town Organization

ALTERNATIVES: Not Applicable

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

COORDINATED WITH: Not Applicable

ATTACHMENT(S): 1. 10.2025 DAR.docx



INTEROFFICE MEMORANDUM

FROM THE OFFICE OF THE CITY MANAGER

To: The Honorable Mayor and Members of the City Council
From: Terry J. McGean, City Manager
Re: Department Activity Report
Date: September 10 – October 14, 2025

The following information is intended to keep the Mayor and Council well-informed of ongoing issues, activities, programs, and services within the City.

Mayor's Office

- Attended the following:
 - Council Meetings, Work Sessions, Transportation, and Police Commission Meetings
 - Stop Offshore Wind Meetings
 - Spoke at Kiwanis Monthly Meeting
 - Met with Maryland State Firefighters' Association
 - Met with Christina Nokes, Wine on the Beach Event Coordinator
 - Met with Delegate Wayne Hartman
 - Swore in Chamber of Commerce Board of Directors
 - Tawes Crab and Clam Bake
 - Roundtable with Congressman Andy Harris and NOAA Representatives
 - Met with Chairman Bruce Westerman regarding legislation
 - Henry Hotel Mural Ribbon Cutting
 - Worcester County Commissioners Meeting
 - Storm Briefing Meetings for Nor'easter Storm
- Interviewed with the following:
 - Bulldog – Radio Station 98.1
 - Mike Bradley – Radio Station 92.7
 - Bill Baker and Jessica – Radio Station 101.7
 - Fox 5 DC Interview regarding Nor'easter Storm

CITY MANAGER

- Attended the following:
 - Council Meetings, Work Sessions, Budget and Commission Meetings
 - Met with Maryland State Firefighters' Association
 - Met with Christina Nokes, Wine on the Beach Event Coordinator
 - Met with Delegate Wayne Hartman
 - Met with Chair Korman
 - Tawes Crab and Clam Bake
 - Preliminary Sports Complex Site Meeting
 - C3 Representatives Meeting
 - Meet with Jim Jones of DP&L
 - MML Conference Planning Committee Meeting
 - Worcester County Commissioners Meeting
 - Roundtable with Congressman Andy Harris and NOAA Representatives
 - Meeting with Dept. of Natural Resources
 - Oceans Calling
 - Country Calling
 - Storm Briefing Meetings for Nor'easter Storm
 - Various Zoom Offshore Wind Meetings
 - On-Boarding Meet and Greet
 - Interviewed by various media outlets
- Working with staff on the following:
 - Luminance (Energy Supplier) Meeting
 - Alcohol at Winterfest
 - Business License Revocation Hearing

Regular Session dated Monday, October 20, 2025

- o Conv. Center CPI
- o Wastewater Position
- o CareFirst Renewal
- o Airport Cable Contract
- o Beach Replenishment
- o Met with Internal Auditor
- o Met with City Solicitor to discuss legal matters
- o Met with HR director on personnel matters

DEPUTY CITY MANAGER

- Attended the following:
 - o Work Sessions Council Meetings
 - o RS Council Meeting
 - o Department Head Meetings
 - o Planning Commission
 - o City Managers Meeting
 - o Green Team
 - o Oceans Calling
- Met with Staff to discuss the following:
 - o Planning and Community Development – Rental Inspections
 - o Planning and Community Development – Strategic Plan Progress Meeting
 - o Planning and Community Development – Majestic Project
 - o Park and Rec – Budget Request
 - o TCP – IT use of the system
 - o IT – Crown Castle Final proposal

BUDGET MANAGER

- FY 27 unemployment estimate
- FY 27 Energy estimate
- FY 27 Vehicle fuel, parts, labor
- FY 27 General Overhead
- FY 27 principal & interest
- FY 26 July Room Tax report

GRANTS COORDINATOR

- Submitted:
 - o Weekly deployment reports & biweekly invoices for school bus safety grant
 - o Quarterly reports and reimbursement requests to MDEM, GOCPP, and DHCD
 - Supports emergency services, IT, and police projects
 - o Annual report – MD DNR LWCF grant
 - Supports Bayside Park at 3rd Street
 - o GOCPP BJAG grant
 - Supports technology upgrades and training for the OCPD Forensics Services Unit
 - o NRPA Increasing Access to Sports for Women and Girls grant
 - Supports increased recreation opportunities
- Met with colleagues to discuss the following:
 - o MHT/OCLSM Easement
 - o NRPA Increased Access to Sports grant program
 - o Funding for Kayak Launch at Northside Park
- Attended the following:
 - o Funder Meeting – school bus safety grant

Regular Session dated Monday, October 20, 2025

- o Grants training – Reframing Federal Grant Narratives to Appeal to the New Administration
- o Grants training – Federal Grants Key Updates and Developments in the New Administration
- o FEMA Procurement training
- o Grants training - What Grantmakers Think About AI
- o Grants training – AI & Grant Writing
- o Sustainable Maryland grants webinar
- Received:
 - o Notice of Award: FY2026 BJAG Program - \$58,229
 - Supports technology and training for OCPD Forensics Unit

INTERNAL AUDITOR

- Monthly Procurement Card Review
- Payroll Review each pay period
- Internal Audits
 - o Convention Center Daily Operations – Initial Mtg 10/15/25
 - o Convention Center Box Office Cash Handling – Initial Mtg 10/15/25
- Daily Transportation revenue review
- Timekeeping project purchase and installation – training of staff Recreation and Public Works (weeks of 10/6, 10/13, 10/20).
- Timekeeping project - Aladtec scheduling for OCPD
- Sequel Training complete

City Clerk

- o New Passports: 14
- o Public Information Requests: 10
- o Senior Citizen Bus Passes: 128
- o Prepaid General Bus Pass: 56
- o Caine Keys Permits: 4
- o Vintage License Plates: 8
- o Little Salisbury/Caribbean Drive Boat Ramp: 3
- Conferred with City Manager, City Solicitor and management on agenda items
- Finalized and published Mayor and Council agendas
- Attended Mayor and Council meetings
- Completed Mayor and Council minutes
- Prepared legal advertisements
- Processed public requests for information
- Records projects underway
- Attended MMCA quarterly meeting and VCU Academy

Emergency Management

EMERGENCY MANAGEMENT DIVISIONAL HIGHLIGHTS

- Assisted OCPD with the opening/staffing of our Emergency Operations Center for OC Rock and Ride 2025
- Emergency Management Personnel, other town departments, and C3 Presents coordinated together to execute the delivery of Ocean's Calling and Country Calling Music Festivals
- Emergency Management Personnel attended an LEPC Tabletop Exercise put on by Wicomico County Emergency Services
- Completed all required monitoring, planning, and operational-related items for the Town. All required reports and updates to the Maryland Department of Emergency Management (MDEM) and FEMA were completed for this operational period

Regular Session dated Monday, October 20, 2025

COMMUNICATIONS DIVISIONAL HIGHLIGHTS

- Handled 5,669 calls for service across multiple public safety divisions
- Continued training and certification process of 5 new dispatchers and started recruiting process for pending vacancy
- Completed review of draft renovation plans for Worcester Street Substation (2nd floor)
- Submitted revised designs to LDV for integration into the OC1 Command Vehicle replacement proposal

ELECTRONICS DIVISIONAL HIGHLIGHTS

- Attended JVC/Kenwood radio demo in Worcester County
- Working on MOU and talk group sharing agreement with the State of Delaware police and aviation
- Working with OCFD and Atlantic Emergency Fire to equip new fire apparatus with radio equipment
- Finalizing new OCFD radio template
- Researched and found a company that may possibly refurbish the 100th Street siren, awaiting response. Sent off photos via email
- Issued two radio transceiver mounts and 1 transceiver to OCFD to deliver to Atlantic Emergency for prep to install into new fire trucks
- Met with OCFD Chief and deputy related to template and siren issues
- Met with OCFMO rep related to OCFD template and radio swap with OCFD
- Setup patch on OC1 for Oceans Calling festival

BEACH PATROL DIVISIONAL HIGHLIGHTS

Recruiting, Testing, and Training

- Finalizing our off-site Pre-employment Physical Skills Examination (PEPSE test) schedule for the 2026 season. Working on getting contracts from each venue completed
- Registered nine candidates for Pre-Employment Physical Skills Evaluations for the 2026 season, March through May 2026. Total of 38 registered for future PEPSEs
- Concluded regular season on Labor Day Monday, September 1, 2025
- Began Fall guarding deployment and operations on Tuesday, September 2, 2025, with 24 stands (18 in 2024 and 2023) and ATVs backing up rescues on weekdays, we had 35 stands
- Staffed and deployed AM (8:00 – 10:00) and PM (5:30 – 8:00) safety patrols in the North (52nd – DE line) and South (Inlet – 52nd) sectors through September. Each sector is patrolled by a Mobil Rescue Unit. These mobile units are first-aid and AED-equipped, with one SRT (rider) acting as the primary rescue swimmer, while the other SRT (driver) maintains radio communication and backup during an emergency. Both are qualified as surf rescue technicians, medical first responders, AED certified, and are quad (ATV) certified
- Increased coverage on weekends supplemented with SRTs who returned to work from school and careers. Travel stipend and "Loyalty" bonus helped to increase the number of returning SRTs for weekends
- Concluded Fall guarding on Sunday, September 21st, and removed all stands the following day
- Continued and increased organized recruiting efforts for 2026 employees.
- Continued correspondence with potential new employees, and monitoring registration for upcoming Pre-employment Physical Skills Evaluations for 2026 employees

Public Outreach and Education

- Published six separate weekly Safety articles in local papers, as well as assisted local and regional press with information for news stories
- Staffed final Beach Patrol safety booth at Sundaes in the park
- Staffed Oceans Calling with ATVs from 10:00 a.m. to midnight

Regular Session dated Monday, October 20, 2025

- Public Education Coordinator alerted the public of reduced coverage and the dangers of swimming when the Beach patrol is off duty
- Scheduling upcoming beach safety/recruiting displays at Showell Elementary, Harbor Day, and others

Other Activities

- Held final weekly in-service meeting for all staff on Labor Day Monday
- Continued fall meetings on Mondays at the convention center
- Senator Mary Beth Carozza attended the September 1st meeting and spoke to the patrol, thanking them for their service to the Citizens of Maryland
- Ordered, received, and inventoried supplies, equipment, and uniforms

Finance

- FY 25 audit opinion letter issued on October 9th
- FY 25 Annual Comprehensive Financial Report completed
- Chris Lehman will present annual audit results on October 28th
- Multiple departments in town are utilizing Time Clock Plus software
- October quarterly utility invoices sent to customers
- Conference calls with Bond rating agencies scheduled for late October
- 2025 (FY 26) Bond sale scheduled for December 4th
- Rental/Business license enforcement

PURCHASING:

- **Gov Deals Listing** - \$3,686,582.80 representing 3121 transactions
 - Month of August 2025 - \$18,762.00 Items sold - 4
 - Month of September 2025 - \$33,227.00 Items sold - 16
- Current Proposal/BIDS in progress
 - B01-26 - Eagles Landing Golf Course Tidal Flood Remediation
 - Currently remanded to Town staff for evaluation
 - B04-26 - Convention Center Landscaping Installation
 - Currently remanded to Town staff for evaluation
 - P01-26 - Convention Center Guest-Client Network Services
 - Advertisement - TBD
 - Last Day for Questions - 11/21/2025 at 4:00 PM
 - Addendum Posting - 11/24/2025 by Close of Business
 - Proposal Submission Due - 12/11/2025 by 4:00PM
 - Proposal Opening Date - 12/12/2025 at 10:00AM
 - Q02-26 - Ocean Bowl Vertical Ramp Stair Repairs
 - Advertisement - 8/26/2025 by Close of Business
 - Quote Submission Due - 10/2/2025 at 4:00PM
 - Quote Opening Date - 10/3/2025 at 10:00AM
 - Q03-26 - Municipal Airport Bathroom Renovations
 - Advertisement - 9/22/2025 by Close of Business
 - Pre-Quote Meeting - 11/4/2025 at 10:00 AM at the Ocean City Municipal Airport
 - Quote Submission Due - 11/18/2025 at 4:00PM
 - Quote Opening Date - 11/19/2025 at 10:00AM
- **Gas and Diesel Pricing**, last time we bought - Volatile **market**
 - Diesel August 2025 - \$2.424 September 2025 - \$2.487
 - Gas August 2025 - \$2.256 September 2025 - \$2.107
- **Gas** - Average Daily Pump
 - September 2025 - Average 504.30 Gallons
 - August 2025 - Average 518.00 Gallons
 - July 2025 - Average 586.50 Gallons

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- **Diesel** – Average Daily Pump
 - o September 2025 – Average 944.30 Gallons
 - o August 2025 – Average 1136.80 Gallons
 - o July 2025 – Average 1239.40 Gallons

Fire

Today's Date	Reviewed Permits Turn Around Times (Business Days M-F)					
	Permit Category	Benchmark	M-T-D (Avg)	Y-T-D (Avg)	Y-T-D Min	Y-T-D Max
9/30/2025	Fire Protection Systems	14	9.0	3.0	0	15
	Small Permit (<\$100K)	5	1.4	0.0	0	14
Current Month	Medium Permit (\$100K-\$1M)	11	3.8	1.9	0	13
	Large Permit (>\$1M)	15	2.3	3.0	0	15
9	TOTAL PERMITS		2.6	2.4	0	15

Approved Permits Turn Around Times (Business Days M-F)					
Permit Category	Benchmark	M-T-D (Avg)	Y-T-D (Avg)	Y-T-D Min	Y-T-D Max
Fire Protection Systems	14	9.0	4.5	0	36
Small Permit (<\$100K)	5	2.7	4.0	0	42
Medium Permit (\$100K-\$1M)	11	3.8	4.5	0	16
Large Permit (>\$1M)	15	2	4.6	0	16
TOTAL PERMITS		3.3	4.3	0	42

Permits Reviewed		
Permit Category	M-T-D	Y-T-D
Fire Protection Systems	1	77
Small Permit (<\$100K)	18	101
Medium Permit (\$100K-\$1M)	13	62

September	Plan Reviews Received	Permits Received	Bonfire Permits	Special Events	Inspections/Property Checks	Field Operations CFS	Complaints & Referrals	Fire Protection Deficiencies	Public Outreach / Community Outreach
	45	8	198	6	144	224	12	38	2

Human Resources

- FY27 Personnel request received and are being summarized & reviewed
- 2026 Benefits renewal approved by Council
- Fall/Winter Catalogue of Courses distributed

Information Technology

- Finalizing dark fiber and internet contracts with legal review
- Working with Verizon Wireless to upgrade all city phones to iPhone 16 at zero cost
- Review of departmental IT budget requests for FY27

Planning & Community Development/Building/Geographical Information Systems

BUILDING/INSPECTIONS

- **2025 Plan and Permit Reviews:** In September 245 building permits were issued, an increase in the 5-year monthly average of 47. The construction value for September was \$11,483,419, compared to the 5-year average of \$7,500,631
- New Residential and Residential Alteration Permits Issued (> \$100,000):
 - o 157 Clam Shell
 - o 182 Beachcomber

PLANNING/ZONING/ENVIRONMENTAL/GIS

- Planning Commission (PC): The next PC meeting will be held on October 21 at 6:00 p.m. and will serve as a public open house to review and discuss the Comprehensive Plan.

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- Through staff initiative and collaboration, the Town achieved silver certification in the 2025 Sustainable Maryland recertification.

Police

CRIMINAL INVESTIGATION DIVISION

- Members of the Special Enforcement Unit assisted the State Comptroller's Office in reference to a subject selling bicycles without a business license during the weekend of Ocean's Calling.
- All members of the Criminal Investigation Division deployed to assist with Patrol Operations during OC Rock and Ride (Bike Week).
- Several members of the Major Crimes Unit attended a training, the topics were investigating Financial Crimes as well as interdiction for the Protection of Children.
- The Forensic Services Unit worked with staff at Salisbury University in reference to bringing on a Forensics Intern from SU. The intern will start working with FSU in December.

PATROL DIVISION

- Statistics:
 - o Calls For Service – 4,221
 - o Total Arrests – 105
 - o Firearms Seized – 39 YTD
 - o Weapons Seized (non-firearm) – 134 YTD
- Training and Special Details:
 - o Training
 - OMG Bike Week training – 2 days
 - Officer Wellness – 2 days
 - First Line Supervisor Training – 1 week
 - Police Administrator Training – 1 week
 - ARIDE – 2 days
 - Tactical Handcuffing – 2 days
 - Financial Crimes Investigation – 2 days
 - LEEMCC – 3 days
 - PA/OH Recruiting Trips
 - Applicant Testing Process
 - QRT Monthly Training
 - o Special Events
 - Winefest
 - Bikefest
 - Oceans Calling

SERVICES DIVISION

- Arrest and Detention
 - o Total Prisoners Processed – 125
 - Adult – 124
 - Juvenile – 1
- Property/Evidence
 - o Total Submissions – 94
 - Evidence – 31
 - Safekeeping/To Be Destroyed – 50
 - Returned Property – 13
- Significant Events
 - o District Court Commissioner's Office in progress.
- Training and Recruiting

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- o Recruiting
 - 7 Recruits currently in the Academy
 - Held a Police Applicant Testing and Interview Weekend (September 20, 2025)
 - Week-long Recruiting Trip to Western PA and Ohio – Four Universities
- o Training Conducted
 - Bike Week Training (Sept. 3-4)
 - 1st Responder Mental Health and Wellness Conference (Sept. 3-5)
 - First Line Supervisor Training (Sept. 8-12)
 - First Line Administrator Training (Sept. 15-19)
 - K9 Training (Sept. 16-17)
 - CN2 Training (Sept. 16-17)
 - QRT Training (Sept. 22)
 - QRT Training – Sniper and Breacher (Sept. 23)
 - Tactical De-Escalation Training (Sept. 23)
 - CN2 Training (Sept. 24-25)
 - Financial Crimes Training Seminar (Sept. 25-26)
 - Tactical Handcuffing Instructor Course (Sept. 25-26)
 - Innovative Domestic Violence Response Training (Sept. 26)
 - Firearms Instructor Training (Sept. 29-Oct. 10)
 - Interdiction for the Protection of Children Training (Sept. 29-30)
 - MAGLOCLIN Training (Sept. 30-Oct. 2)
 - Unmanned Aerial Systems Symposium (Sept. 30-Oct 2)

RECORDS SECTION

- Case Files sent to States Attorney and other Agencies – 427
- Public Requests for reports – 137
- Digital Media Requests – 332
- Background checks – 11
- Expungement Orders Processed – 53
- NIBRS Crime Reporting (hours) – 11
- Incident Reports Processed – 366
- Parking Telephone Calls (hours) – 25
- FOIA Requests – 37
- Vehicles Towed (Police) – 43
- Vehicles Towed (Private) – 20

Public Works

ADMINISTRATION

- 14th Street Insertion 20" Water Valve – Waiting for valve shipment.
- 15th Street WTP – Installation of Replacement Generator has been completed. Renovating Chlorine Scrubber and Injection Vault.
- 44th Street Water Treatment Plant – "B" side of the plant Filter Piping and Control System demolition has begun.
- Gorman Avenue WTP – Electrical Renovations to begin later this year.
- Convention Center Generator Replacement – Generator fabrication is complete and the replacement is scheduled for January 2026.
- 94th Street Water Main Upgrades final house connections has resumed.
- Montego Bay Storm Drain & Roadwork- Atlantic Blvd Storm Drain replacement materials are in fabrication.
- Wastewater Treatment Plant Headworks and Influent Pump Station Improvements- Project has been awarded to Michael F. Ronca & Sons. Agreement has been executed. A pre-construction meeting was held on October 9, 2025. Contractor is meeting with vendors and Bypass Contractors for the design of those important systems. Contractor NOI MDE Permitting in progress.

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- Budget: Compiling and submitting FY27 budgetary forecasts to all departments.
- Elevator Systems: Initiate emergency power during annual inspections of Fire Stations 1,3 and 4 elevator systems.
- Fire Alarm Systems: Coordinate and finalize scheduling of annual inspections.
- Fire Sprinkler Systems: Receive, review and submit quarterly inspection invoice for payment.
- HVAC Systems: Publish, execute and archive Change Order #9 extending term and updating contract inventory to reflect new facilities.
- PW Cellular Sites: Modification of Verizon 94th street site complete. AT&T 64th street water tank sites pending.
- Standby Generator Systems: Drafting contract amendment #7 updating contract inventory to reflect new facilities and systems.

AIRPORT

- New C3 Overflow Trailer Parking location was successful.
- Mobilization and Material stockpile underway for Taxiway A relocation by Bramble Construction
- Test borings for Cable Landing planned to commence next week.
- Onboard New-hire Airport Associate.

CONSTRUCTION

- Worth has started replacing City sidewalks on Peachtree Rd. working from south to north on the westside of Peachtree Rd.
- Crews have taken down the VMS boards that were set out at various locations throughout the Town.
- Water crew is working on several work orders, installing new water services, repairing-replacing small meters, and working on repairing water leaks.
- Carpenters are working on repairing life guard stands, working on several work orders daily and replacing bad boards on the boardwalk.
- Crews have been repairing beach crossings as complaints come in.
- Electricians have been working on several different work orders throughout the Town and getting ready for Sunfest.

ENGINEERING

- Convention Center elevator, project is in Construction Phase: 45% complete, large freight elevator, completed and operational. Working on the small freight. Then, continuing to the North and South passenger elevators. Anticipated completion date is January 2026.
- Convention Center escalator: the project is 100% complete. Closing out paperwork.
- Convention Center south stair, construction phase: 99% complete. Cleaning up the punch list and paperwork.
- Dredging, construction phase: Planning for this fall; waiting to start construction.
- Eagles Landing Golf Course Flood Remediation, bid phase: bids opened on September 8, 2025, and the successful bidder is being interviewed.
- Comfort Station Design: Bid phase starting construction in November and completing in April 2026.
- Northside Park Kayak Launch: Permitting Phase
- Staff continues to perform surveying for projects.
- Staff helped multiple departments with Concepts, Design, and Budgeting.
- Staff continues to issue permits and monitor the progress of those permits.

MAINTENANCE

- Storm clean-up, grading the beach back to normal.
- Sunfest load in supplies, set up event, staff event, and break down. Concerned with the short 7-day time to have the event completely set up.

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- More employee time off requests starting to come in this time of year, with continuing heavy fall workload.
- Starting to gather and check all Christmas decorations for the early November setup.
- Continuing our core operations and responsibilities

SERVICE CENTER

- Sending out vehicles for Body shop needs continues.
- Performing DOT inspections on transportation and solid waste vehicles
- Working with Pittsville Ford on a list of recalls for all departments
- Working with Johnson and towers to remove the hybrid battery on bus 2161

SOLID WASTE

- 1 Full-Time Employee out on extended leave
- 1 Full-Time Supervisor out on extended leave
- Laying off most of the seasonal employees
- Employees using time off before the end of the year
- Finishing the FY27 budget
- Starting winter projects
- Using the new time clock
- Cleaning up after Nor'easter

TRANSPORTATION/PARKING

- We have one remaining special event with a significant Transportation impact, Sunfest, for which we are preparing additional deployments.
- We have an order for two additional articulating buses from FY25 funds in the works, and will add two more – plus one lift-equipped van for ADA Paratransit service – once we receive grant award packages from the MTA.
- We are continuing to gather our Town budget requests, both for Transit and for Parking, for FY27.
- The next Transportation Committee meeting is scheduled for Tuesday, December 9th.

WASTEWATER

- Plant Headworks and Influent Pump Station contract has been awarded. Setting up a temporary office building and preparing to move offices in preparation for the demolition of the existing building.
- Continuing to take tanks offline in preparation for winter operations.

WATER

- Starting winter operations and projects.
- 136th St. water tower altitude valve rebuilt.
- Fountain Road C is well back in service.
- Scrubber repairs underway at 15th street.
- Louvers installed at 15th street generator.

Recreation & Parks

ADMINISTRATION

- Worked with procurement to create amendment for the Coca Cola contract, Coke will now be contracting Canteen Dover to handle all vending machines throughout Town. Machines will be replaced within the next month
- Continued work on the Northside Park Shoreline Stabilization project with Maryland Coastal Bays, Public Works, Grants, and Planning Departments
- Mural is complete on back of East Gym outside wall at Northside Park
- Completed Department-wide trainings on new payroll system
- Submitted CIP, Personnel, and IT budget requests for FY27
- Facility Rentals included: seven Condo/HOA meetings in the NSP Community Room; two pavilion rentals; a small wedding ceremony on the Northside Park pier; one adult

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softball tournament (10 teams); and a youth and adult martial arts and jiu-jitsu tournament (approx. 200 participants)

- Melissa Hancock, our new Admin Assistant I, started on October 6, filling the vacant position
- Director Kate Gaddis, Recreation Superintendent Kim Kinsey, and Recreation Manager Anna Paterson traveled to the National Recreation and Parks Conference in Orlando, Florida, from September 29 to October 1 and attended educational sessions, visited vendors, and networked with other recreation and parks professionals from across the country

RECREATION PROGRAMS & SENIORS

- Fall programs are going well; some are in progress, while others are wrapping up
- The first Country Line Dance Luncheon for seniors took place on October 3, and it was a great success; participants expressed much interest in the daytime event, so they can avoid driving in the dark
- The Skate Park has remained busy after the summer season
 - There have been some behavior issues resulting in suspensions
 - The acting Skate Park Manager is actively pursuing another job opportunity, but the timeline is unknown. The search for a new manager is ongoing, and the last candidate to receive an offer declined. Attempts to find a qualified year-round part-time candidate for the position continue to be a struggle
- The Racquet Center closed for the season on September 29, wrapping up another successful summer. The pickleball courts continue to be a driving force for participation
- Staff has been working on a grant through the National Recreation and Parks Association (NRPA) for more access to girls/women in sports. With the help of Grants Manager Leah Dyson, the Department is working to receive this grant so staff can focus on offering more program opportunities for girls and female coaches
- Division staff is looking forward and preparing for fall events, such as:
 - Day Off School Play Day and Day Off School Skate Session – October 17
 - Family Bonfire on the Beach – October 17
 - Halloween Skate Bowl Bash – October 25
 - Swing for Youth Golf Tournament – October 25
 - Halloween Spook-Out Party – October 26

PARKS

- Attended Beautification Committee meeting (2); Department Sr. Staff meeting; Skate Park Vert Ramp Steps pre-bid meeting and bid opening; MRPA Operations University; TOC Safety Committee meeting; Winterfest meeting with Special Events staff; Geospatial training; Sunfest meeting with Special Events staff; Time Clock Plus training; and Departmental CIP and Projects planning meeting
- Prepared fields and provided support for the Department-sponsored men's softball league and youth flag football league, along with one private softball tournament at Northside Park
- Repaired bonded rubber surfacing under swings at Robin Park
- Removed all beach volleyball nets for the season
- Collaborated with the Director to update the Capital Improvement Plan
- Completed the final week of routine mowing and landscape maintenance from September 29 to October 3
- Winterfest: transferred entire contents of four condemned Winterfest trailers to new trailers prior to transporting trailers from Keyser Yard to Northside Park; unloaded, tested, and repaired displays; erected 50' tree; set displays on W. Lagoon field; and began setting displays in areas behind the Recreation Center

GOLF OPERATIONS

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- Replaced the 30-year-old Culligan Water treatment system in the clubhouse, resolving the low water pressure issue
- Recorded new video for Endless Golf cable television show and Coast Life on local television
- Preparing for sold-out Swing for Youth Golf Tournament on October 25 to benefit OC Recreation Boosters

GOLF MAINTENANCE

- Maintenance has shifted to fall mode, which consists of more course clean-up and fine-tuning for a busy golf package season
- Staff continue to apply plant protectants to the entire course
- Completed overseeding of fairways and areas in roughs that have thinned out
- Received bids for the Flood Remediation Project; currently working to value-engineer the project to fall within budget, meeting with the low bidder set for October 27
- Horticulturist completed fall fertility applications on all landscape plants
- The maintenance staff continues to do a great job, and the course is in fantastic condition
- Experienced significant flooding from Tropical Storm; damage is still being assessed

Risk Management

- Met with Atlantic General Hospital and Your Doc's In management to review healthcare service & price changes post their acquisition by Tidal Health, as well as our service expectations.
- Attended stewardship meeting with our medical bill repricing vendor, Innovative Claim Strategies, to discuss their yearly performance and savings achieved for the Town.
- Met with potential new occupational medicine provider, Compliance Navigation Specialists (aka CNS Protects), to discuss their post-accident drug testing and DOT compliance offering for the Transportation industry.

Tourism & Business Development

- Interviews set up for Special Event Director
- Rt.50 Bridge lighting approved by the State pending review on conditions
- Moved Springfest '26 ticketed entertainment to the PAC – Beyonce, A Taylor Swift Experience, and Who's Bad – MJ Tribute - confirmed
- MLK Line Up – Shadows of the '60s, Evolution of Pop - confirmed
- Purchasing updated Winterfest decorations for the convention center.
- North Division Welcome Sign out for RFP for installation
- Working on Fireworks extension – Sun/Monday issue by Council
- Awarded CC landscaping to the low bidder – pre-construction meeting set
- CFG arena contract signed
- Working with non-profits for potential liquor sales for Winterfest
- Moved OCBP on the train garden from CC to the Winterfest tent. Received a shed sponsorship for Woodlands
- Working on PLL, Action Sports, and Nitro Circus event for '26/'27
- Mid Atlantic Symphony booked for July 4th 2026 performance on the beach
- Continuing the Lutron Lighting project inside the convention center
- Booking PAC Entertainment for 2026 – August 4 – Pure Prairie League, Atlanta Rhythm Section, Orleans, and FireFall in Halls A&B August 4, 2026
- Little Feat offered Memorial Day weekend 2026
- Winefest discussions continuing
- Working on Fireman's Parade Issues
- Working with departments on city vehicle brand logo inclusion
- Continuing budget prep



TOWN OF OCEAN CITY

The White Marlin Capital of the World

Agenda Item # 11.A
Council Meeting October 20, 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 15, 2025

ISSUE(S): Mayor and Council Comments

SUMMARY: Not Applicable

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): None