## CODE OF THE TOWN OF FREDERICA

### TABLE OF CONTENTS

<table>
<thead>
<tr>
<th>CHAPTER TITLE</th>
<th>PAGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chapter 1-General Provisions</td>
<td></td>
</tr>
<tr>
<td>Article I-Adoption of Code</td>
<td>1</td>
</tr>
<tr>
<td>Article II-Terminology</td>
<td></td>
</tr>
<tr>
<td>1-1 Construction of General Terms</td>
<td>2</td>
</tr>
<tr>
<td>1-2 Titles of Town Officers and Employees</td>
<td>2</td>
</tr>
<tr>
<td>1-3 Malfeasance</td>
<td>3</td>
</tr>
<tr>
<td>Article III-Penalties</td>
<td></td>
</tr>
<tr>
<td>1-4 One Recovery per Offense</td>
<td>3</td>
</tr>
<tr>
<td>1-5 When No Maximum</td>
<td>3</td>
</tr>
<tr>
<td>1-6 When No Penalty Stated</td>
<td>3</td>
</tr>
<tr>
<td>Chapter 9-Council Meeting</td>
<td></td>
</tr>
<tr>
<td>9-1 Holding of Regular Meetings</td>
<td>4</td>
</tr>
<tr>
<td>9-2 Holding of Special Meetings</td>
<td>4</td>
</tr>
<tr>
<td>Chapter 16-Elections</td>
<td></td>
</tr>
<tr>
<td>Article I-Absentee Voting</td>
<td></td>
</tr>
<tr>
<td>16-1 Absentee Voting Permitted</td>
<td>5</td>
</tr>
<tr>
<td>16-2 Qualifications</td>
<td>5</td>
</tr>
<tr>
<td>16-3 Affidavit Required</td>
<td>6</td>
</tr>
<tr>
<td>16-4 Request for Ballot</td>
<td>6</td>
</tr>
<tr>
<td>16-5 Form of Affidavit</td>
<td>6</td>
</tr>
<tr>
<td>16-6 Procedure</td>
<td>6</td>
</tr>
<tr>
<td>16-7 Challenges</td>
<td>7</td>
</tr>
<tr>
<td>16-8 Authentication of Affidavit</td>
<td>7</td>
</tr>
<tr>
<td>16-9 Violations and Penalties</td>
<td>7</td>
</tr>
<tr>
<td>Part II-General Legislation</td>
<td></td>
</tr>
<tr>
<td>Chapter 70-Abatement of Violations</td>
<td></td>
</tr>
<tr>
<td>70-1 Duties of Code Official</td>
<td>10</td>
</tr>
<tr>
<td>70-2 Abatement</td>
<td>10</td>
</tr>
<tr>
<td>70-3 Recovery of Costs</td>
<td>11</td>
</tr>
<tr>
<td>70-4 Repeat Violations</td>
<td>11</td>
</tr>
<tr>
<td>70-5 Fines</td>
<td>11</td>
</tr>
<tr>
<td>Chapter 75-Alcoholic Beverages</td>
<td></td>
</tr>
<tr>
<td>Article I-Public Consumption</td>
<td></td>
</tr>
<tr>
<td>75-1 Prohibition</td>
<td>12</td>
</tr>
<tr>
<td>75-2 Prohibition while Trespassing</td>
<td>12</td>
</tr>
<tr>
<td>75-3 Applicability</td>
<td>12</td>
</tr>
<tr>
<td>75-4 Arrests</td>
<td>13</td>
</tr>
<tr>
<td>75-5 Violation and Penalties</td>
<td>13</td>
</tr>
<tr>
<td>75-6 Definitions</td>
<td>13</td>
</tr>
<tr>
<td>Article II-Public Possessions and Consumption</td>
<td></td>
</tr>
<tr>
<td>75-7 Definitions</td>
<td>13</td>
</tr>
<tr>
<td>75-8 Prohibition</td>
<td>13</td>
</tr>
<tr>
<td>75-9 Violations and Penalties</td>
<td>13</td>
</tr>
<tr>
<td>75-10 Exceptions</td>
<td>14</td>
</tr>
</tbody>
</table>
Chapter 120-Business Licenses

120-1 Enforcement 37
120-2 Powers and Duties of Town Council 38
120-3 Compliance 39
120-4 License Required; Fee 39
120-5 Receipt For Payment of License Fees 39
120-6 License Application 40
120-7 Issuance, Expiration and Form 40
120-8 Denial of License 40
120-9 Penalty for Late Payment of License Fee 41
120-10 Collection 41
120-11 Separate License for Branch Establishments and Rental Realty 41
120-12 No License Required for Deliveries 41
120-13 Exemption From License 41
120-14 Special Sales 42
120-15 Supplemental Licenses 42
120-16 Duplicate Licenses 42
120-17 Liability of Corporate Officers, Partnerships, etc. 42
120-18 Procedure for Renewal of Licenses 43
120-19 Change of Business Location 43
120-20 Transfer of License 43
120-21 Display 43
120-22 General Standards of Conduct by Licensee 43
120-23 Inspections 44
120-24 Provisional Orders 44
120-25 Final Order 45
120-26 Summary Action 45
120-27 Appeals 45

Chapter 145-Disorderly Premises

145-1 Definitions 46
145-2 Violations 47
145-3 Presumptions 47
145-4 Notice of Violation 47
145-5 Fines and Penalties 47
145-6 Additional Expenses 48
145-7 Non-payment of Fines and Additional Expenses 48
145-8 Enforcement 48

Chapter 151-Disorderly Establishments

151-1 Violations and Penalties 50
151-2 Classification of Offenses 50
151-3 Definitions 50

Chapter 162-Engine Retarders

162-1 Prohibitions 51

Chapter 175-Fees, Impact

Article I-Imposition of Impact Fees 52
175-2 Impact Fees for Water Facilities 52
Article II-Community Service Impact Fees
175-3 Purpose 55
175-4 Amount of Fee 55
175-5 Services 55
175-6 Annual Review 55

Chapter 180-Fees, Municipal

108-1 Fees Established 57
Chapter 188-Fees for Subdivision Inspections

188-1 Definitions 62
188-2 Inspections 62
188-3 Fees 62
188-4 Annual Review 62

Chapter 196-Fences

Article I-Privacy Fences for Businesses Storing Vehicles
196-1 Fence Required 63
196-2 Violations and Penalties 63
196-3 Unpaid Fees as Liens 63

Article II-Outside Storage
196-6 Requirements 64

Chapter 205-Fire Hazards

205-1 Accumulation of Rubbish 65
205-2 Ashes 65
205-3 Oily Materials 65
205-4 Burning of Trash 65
205-5 Flammable Liquids; Storage Under Ground 65
205-6 Flammable Liquids; Storage Above Ground 66
205-7 Penalty 66

Chapter 212-Floodplan Regulations

Article I-General Provisions
212-1 Findings 68
212-2 Statement of Purpose 68
212-3 Areas to Which these Regulations Apply 69
212-4 Basis for Establishing Special Flood Hazard Areas 69
212-5 Abrogation and Greater Restrictions 70
212-6 Interpretation 70
212-7 Warning and Disclaimer of Liability 70
212-8 Severability 71

Article II-Definitions

Article III-Administration
212-9 Designation of Floodplain Administrator 76
212-10 Duties and Responsibilities of the Floodplain Administrator 76
212-11 Permits Required 78
212-12 Application Required 78
212-13 Review, Approval or Disapproval 81
212-14 Inspections 82
212-15 Submissions Required Prior to Foundation Inspection and Prior to Issuance of Certificate of Occupancy 83
212-16 Flood Insurance Rate Map Use and Interpretation 83

Article IV-Requirements in All Special Flood Hazard Areas
212-17 Application Requirements 84
212-18 Subdivisions and Developments 84
212-19 Protections of Water Supply and Sanitary Sewage Systems 85
212-20 Buildings and Structures 85
212-21 Fill 86
212-22 Historic Structures 87
212-23 Recreational Vehicles 87
212-24 Gas or Liquid Storage Tanks 87

Article V-Specific Requirements
212-25 General Requirements 88
212-26 Residential Structures and Residential Portions of Mixed Use
Structures
212-27 Nonresidential Structures and Nonresidential Portions of Mixed Use Structures 89
212-28 Accessory Structures 90
212-29 Protection of Flood-Carrying Capacity 91

Article VI-Variances
212-30 Variances 94

Article VII-Enforcement
212-31 Compliance Required 96
212-32 Notice of Violation 96
212-33 Violations and Penalties 96

Chapter 224-Graffiti
224-1 Intent 97
224-2 Definitions 97
224-3 Prohibited Acts 98
224-4 Accessibility to Graffiti Implements 98
224-5 Penalties 99
224-6 Graffiti As a Nuisance 100
224-7 Removal of Graffiti 100
224-8 Lien 103
224-9 Anti Graffiti Design Consideration 103

Chapter 250-Manufactured Homes
Article I-Sales, Display and Storage
250-1 Regulations 104

Chapter 259-Noise
259-1 Penalties 105
259-2 Prohibited Noise Generally 105
259-3 Enumerated Unreasonably Loud, Disturbing and Unnecessary Noises 105

Chapter 271-Parades and Public Entertainment
271-1 Parading and Street Meetings 107
271-2 Public Entertainment 107
271-3 Penalty 107

Chapter 283-Peace and Good Order
283-1 Disorderly Conduct 108
283-2 Intoxication 108
283-3 Indecent Conduct 108
283-4 Assault and Battery 109
283-5 False Alarms 109
283-6 Disturbing Assemblages 109
283-8 Discharge of Firearms 109
283-9 Possession and Discharge of Fireworks 109
283-10 Unlawful Assemblages 109
283-11 Posting Bills 110
283-12 Vagrancy 110
283-13 Loitering 110
283-14 Night Prowling 110
283-15 Prostitution 110
283-16 Possession and Consumption of Alcohol by Minors 111
283-17 Penalty 111

Chapter 288-Peddling and Soliciting
Article I-Peddlers
288-1 Definition 112
288-2 License Required 113
288-3 Applications 113
288-4 Fee 113
288-5 Street Peddlers 113
288-6 Fraud 113
288-7 Penalty 113

Article II-Canvassers and Solicitors
288-8 Definitions 114
288-9 Registration Required 114
288-10 Fee 114
288-11 Certificate 114
288-12 Exceptions 115
288-13 Revocation 115
288-14 Penalty 115

Chapter 292-Permits and Approvals
Article I-Denial of Noncompliance
292-1 Denial of Permits or Approvals for Failure to Comply with Requirements for Payments, Actions or Filings 116
292-2 Appeal, Hearing 118

Chapter 297-Portable Storage Containers
297-1 Permit Required, fee 119
297-2 Enforcement 119
297-3 Powers and duties of Mayor and Council 119
297-4 Permit Application 120
297-5 Issuance, Expiration and Form 120
297-6 Procedure for Renewal of Permit 120
297-7 Collection of Fees 121
297-8 Display 121
297-9 Placement of portable storage units 121
297-10 Penalties 121

Chapter 305-Property Maintenance
Article I- Adoption of Standards
305-1 Adoption of Property Maintenance Code 122

Article II-Weeds and Trash
305-2 Definitions 123
305-3 Prohibited Weed Growth 123
305-4 Abatement by Town; Fees 123
305-5 Liens 123
305-6 Prohibited Deposits of Trash 124
305-7 Solid Waste Collection 124
305-8 Burning and Burying of Trash Prohibited 124
305-9 Solid Waste from Outside Town Prohibited 124
305-10 Abatement by Town 124
305-11 Liens 125
305-12 Violations and Penalties 126
305-13 Separate Offenses 126
305-14 Fine Schedule 126
305-15 Liens for Unpaid Fines 126

Article III- External Placement of Interior Furniture
305-16 Prohibited Conduct; Definitions 126
305-17 Abatement 127
305-18 Liens 127
305-19 Violations and Penalties 127
305-20 Separate Offenses 127
Chapter 314-Rental Properties

Article I-Rental Unit Licenses

314-1 License Required; Fee
314-2 Enforcement
314-3 Powers and Duties of Code Enforcement
314-4 Receipt for Payment of License Fees
314-5 License Application
314-6 Issuance, Expiration and Form
314-7 Denial of License
314-8 Penalty for Late Payment of License Fee
314-9 Collection of Fees
314-10 Separate License for Each Rental Unit
314-11 Duplicate Licenses
314-12 Liability of Corporate Offices, Partnerships, etc.
314-13 Procedure for Renewal of Licenses
314-14 Transfer of License
314-15 Display
314-16 General Standards of Conduct by Licensee
314-17 Inspections
314-18 Provisional Orders
314-19 Final Order
314-20 Summary Action
314-21 Appeals
314-22 Definitions

Chapter 319-Rollerskates and Rollerblades

319-1 Definitions
319-2 Use Restrictions
319-3 Violation and Penalties

Chapter 336-Sex Offenders

Article I-Residency Restrictions

336-1 Definitions
336-2 Restrictions
336-3 Notification
336-4 Applicability

Chapter 343-Skateboards

343-1 Definition
343-2 Skateboarding Prohibited
343-3 Council May Designate Places Where Skateboarding is Permitted
343-4 Enforcement Penalties
343-5 Parental Responsibility

Chapter 350-Source Water Protection

350-1 Title
350-2 Findings
350-3 Purpose and Intent
350-4 Definitions
350-5 Source Water Protection Areas
350-6 Prohibited Uses
350-7 Wellhead Protection Areas
350-8 Ground Water Recharge Potential Areas
350-9 Boundary Determination for SWPA
350-10 Redevelopment