

First Reading \_\_\_\_\_

Second Reading \_\_\_\_\_

**ORDINANCE 2024 - \_\_\_\_\_**

**AN ORDINANCE TO REPEAL AND REENACT WITH AMENDMENT CHAPTER 110, SECTION 110-884(c), ENTITLED OUTDOOR DISPLAY OF MERCHANDISE STANDARDS FOR PROPERTIES FRONTING ON ATLANTIC AVENUE (BOARDWALK) OF THE CODE OF THE TOWN OF OCEAN CITY, MARYLAND**

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF OCEAN CITY THAT CHAPTER 110, ENTITLED ZONING, SECTION 110-884(c), ENTITLED OUTDOOR DISPLAY OF MERCHANDISE STANDARDS FOR PROPERTIES FRONTING ON ATLANTIC AVENUE (BOARDWALK) OF THE CODE OF THE TOWN OF OCEAN CITY, MARYLAND, BE AND IT IS HEREBY REPEALED AND RENACTED WITH AMENDMENT, AS FOLLOWS:**

**CHAPTER 110 - ZONING**

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**ARTICLE V. SUPPLEMENTAL REGULATIONS**

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**DIVISION 1. Generally**

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

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(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 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 for the second violation.
- (3) The business owner may be issued a municipal infraction with a fine of \$1,000 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 twenty-four (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 (4) months. The business owner must remove the outdoor display completely within twenty-four (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).

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INTRODUCED at a meeting of the City Council of Ocean City, Maryland held on May \_\_\_\_\_, 2024.

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:

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DIANA L. CHAVIS, Clerk

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RICHARD W. MEEHAN, Mayor

Approved as to form:

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MATTHEW M. JAMES, President

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

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ANTHONY J. DELUCA, Secretary