Town of Southern Shores

6 Skyline Road, Southern Shores, North Carolina 27949
Phone 252-261-2394 | Fax 252-255-0876
info@southernshores-nc.gov
www.southernshores-nc.gov

Ordinance No. 2005-05-01

AN ORDINANCE OF THE SOUTHERN SHORES TOWN COUNCIL RELATING TO AMENDING THE TOWN CODE RELATING TO BEACHES AND WATERWAYS (GRAVEY POND NUISANCE ABATEMENT EXEMPTION)

Dare County, North Carolina

BE IT ORDAINED BY THE SOUTHERN SHORES TOWN COUNCIL AS FOLLOWS:

Article I: Purpose

The purpose of this Ordinance is to amend the Town Code of Southern Shores, Dare County, North Carolina, which was originally adopted by the Town Council on June 7, 1988 and subsequently amended.

Article II. Construction

For purposes of this Ordinance, underlined words (underline) shall be considered as additions to existing Town Code language and strikethrough words (~~strikethrough~~) shall be considered deletions to existing language. Language of the adopted Town Code shall be shown in italics (*italics*).

Article III. Amend Section 10-4 – Waterway and Canal Maintenance

Section 10-4 of the Southern Shores Town Code is hereby amended to read as follows:

Owners of lands bordering waterways, with the exception of those bodies of water where the bottom land of the waterway is not owned by the Town or other public entity ~~*known as Gravey Pond, Duck Woods Pond, and all other unnamed ponds in Southern Shores which have no access to the canals and sounds*~~*, shall keep such waterways clear of brush, fallen trees and debris which project into or over the water. Obstructions which project within a plane with its base at the mean low waterline and its upper edge at a point ten (10) feet high and six (6) feet out from the bank (Ref. Figure A) shall be declared a nuisance and shall fall within the provisions of Chapter 6 of this Code.*

Article IV. Severability

If any words, phrases, language, section or other portion of this Ordinance is held invalid by a court of competent jurisdiction, then all remaining words, phrases, language, section or other portion of this Ordinance shall remain in full force and effect.

Article V: Effective Date

This Ordinance is effective immediately upon adoption.

Adopted this the 3rd day of May 2005.

Mayor Hal Denny

ATTEST:

Carrie Gordin, Town Clerk

S E A L

Approved as to form:

Ike McRee, Town Attorney

Date Introduced: 5/3/2005