

ORDINANCE NO 20-07

Introduced by: _____

AN ORDINANCE OF THE TOWN OF QUEENSTOWN TO AMEND CHAPTER 13 OF THE QUEENSTOWN CODE TITLED “PARKS AND PUBLIC PROPERTY” TO ADD SECTION 13.4 TITLED “PERMITS FOR USE OF QUEENSTOWN BOAT RAMP”

WHEREAS, the Commissioners of Queenstown are authorized by the Maryland Code Annotated, Local Government Article, § 5-202 to adopt such ordinances not contrary to the Constitution of Maryland, public general law, or public local law as it deems necessary to assure the good government of the municipality, to preserve peace and order, to secure persons and property from damage and destruction, and to protect the health, comfort and convenience of the citizens of the municipality; and

WHEREAS, the Commissioners of Queenstown are authorized by Section 19-78 of the Charter of the Town of Queenstown to adopt any rules or regulations necessary to protect town property and to keep all town property in good condition; and

WHEREAS, the Commissioners of Queenstown have determined that it is desirable and in the public interest to amend Chapter 13 of the Queenstown Code titled, “Parks and Public Property” to add Section 13.4 titled, “Permits for use of Queenstown Boat Ramp” to prohibit the use of the boat ramp without a permit and establish standards to protect the public health, general welfare, and Town property.

NOW THEREFORE, the Commissioners of Queenstown hereby ordain as follows:

Section 1. The Queenstown Code, Chapter 13, is hereby amended by adding a new Section 13.4, as follows:

CHAPTER 13. PARKS AND PUBLIC PROPERTY

Section 13.4 Permits for use of Queenstown Boat Ramp.

- A. Required. Boat ramp permits shall authorize the holder to launch and remove any boat, or other vessel from the water at the Queenstown Boat Ramp which is designed for that purpose, and to park in any authorized area at the Boat Ramp a trailer or similar vehicle used to transport one or more boats or other vessels. It shall be a violation of this Chapter for any person to launch or remove any boat or other vessel from the water at the Boat Ramp, or to park a trailer or vehicle, without a boat ramp permit. Small canoes, paddleboards, and kayaks may be launched and removed without a permit when unaccompanied by a trailer or vehicle to be parked in the authorized area at the Boat Ramp.***

- B. *Display of Permits.* Annual permits shall be evidenced by a sticker issued by the Town of Queenstown. The sticker shall be placed on the trailer or vehicle, preferably near the license plate thereon and clearly visible.**
- C. *Costs for Permits.* The costs for annual permits shall be established by Resolution by the Queenstown Commissioners.**
- D. *Delegation of Authority.* The Town Manager or his/her designee is authorized to supervise, manage, and oversee the operation and maintenance of the Boat Ramp. This shall include the authority to review, issue, and revoke permits, and to enforce the terms of this Chapter and all rules and regulations now or hereafter adopted. The Queenstown Commissioners shall adopt written procedures, rules and regulations for the operation and maintenance of the Boat Ramp, and the issuance of permits.**
- E. *Parking and Hours of Operation.* No vehicle or trailer shall be parked at the Boat Ramp between the hours of 10:00 p.m. and 4:00 a.m. Vehicles and trailers parked at the Boat Ramp from 4:00 a.m. to 10:00 p.m. must be parked in the designated areas. Any unauthorized parking shall be a violation of this Chapter and the vehicle may be immediately removed at the owner's expense.**
- F. *Violations and Penalties.* A person who shall violate this Section 13.4 shall be deemed to have committed a municipal infraction, and the penalty for the first violation shall be One Hundred Dollars (\$100.00) for the first offense and Two Hundred Dollars (\$200.00) for the second offense. Each 12-hour period shall constitute a separate offense. In addition to the fines and penalties set forth herein, the Town may avail itself of any and all civil and equitable remedies, including injunctive relief, for the purposes of preventing any threatened or continuing violation of this Section.**

Section 2. Unless specifically amended as set forth above, all other provisions of the Queenstown Town Code shall remain unchanged.

Section 3. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Town Commissioners of Queenstown hereby declare that they would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

ORDAINED, APPROVED, AND PASSED by the Town Commissioners for the Town of Queenstown on this ____ day of _____, 2020.

WITNESS:

TOWN COMMISSIONERS FOR THE
TOWN OF QUEENSTOWN:

Aaron Horney, Town Clerk

Thomas B. Willis, Jr., President

Aaron Horney, Town Clerk

Alton Hardee, Jr., Commissioner

Aaron Horney, Town Clerk

Bryon Callahan, Commissioner