



**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF THE TOWN OF NAGS HEAD, NORTH CAROLINA**

BE IT ORDAINED by the Board of Commissioners of the Town of Nags Head, North Carolina, that Chapter 8 Beaches and Waterways of the Code of Ordinances shall be amended as follows:

PART I. That **Section 8-7 Beach bulldozing prohibited** be amended as follows:

Sec 8-7. Beach bulldozing prohibited.

(a) On the ocean beaches, bulldozing sand, pushing sand by mechanical means or other mechanical change to the topography is prohibited except in the following situations:

- (1) When such work is performed as a part of a hurricane or erosion protection project or beach nourishment project sponsored by the town or any local, state or federal government agency;
- (2) When such work is performed at the direction of, **and with authorization by**, the town for the purpose of beach maintenance;
- (3) When such work is authorized by issuance of a general waiver of this section by the board of commissioners following a natural disaster.

(b) When work is performed upon the ocean beaches in compliance with subsection (a) above the equipment operator must have a copy of the CAMA permit/exemption letter from the town on his/her person when conducting this activity and be familiar with all of the conditions associated with the permit.

(c) Each day that the property is not restored to its pre-bulldozed condition shall be a separate violation. Collection and enforcement of this civil penalty shall be in accordance with subsections 1-6(b) and (d) of this Code."

PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be in full force and effect from and after the 5th day of March 2014.

Robert C. Edwards, Mayor
Town of Nags Head

ATTEST:

Carolyn F. Morris, Town Clerk

APPROVED AS TO FORM:

John Leidy, Town Attorney

Date adopted: March 5, 2014

Motion to adopt by Commissioner _____
Motion seconded by Commissioner _____
Vote: _____ AYES _____ NAYS