

Repeated
8/10/02

See Ord. 79

1st reading 12-19-95
2nd reading 12-19-95
Posted 12-20-95
§B

TOWN OF DAUPHIN ISLAND, ALABAMA
ORDINANCE NO. 49

AN ORDINANCE TO REQUIRE A PERMIT AUTHORIZING
REMOVAL OF SAND FROM PRIVATE PROPERTY, EXCEPT
TO REDEPOSIT SAND ON THE GULF BEACH

WHEREAS, as recently demonstrated by Hurricane Opal, sand from the Gulf beaches on Dauphin Island may be moved onto private property by the operation of turbulent weather; and

WHEREAS, the relocation of dislocated sand to the Gulf beaches is important to maintain the stability of such beaches and control erosion; and

WHEREAS, private property owners endeavoring to clear their property of sand dislocated onto their property by turbulent weather are encouraged to restore the sand to the Gulf beaches; and

WHEREAS, it has become known to the Council that some property owners are causing the removal of sand from their property and the deposit of said sand on areas of the Island other than the Gulf beaches, and the Council is of the opinion that such activity is not in the best public interest in that it may allow for a deterioration of the Gulf beaches; and

WHEREAS, the Council deems it appropriate, in the exercise of the police powers granted to the Town by the Alabama Legislature, to control the removal and relocation of Gulf beach sand, and deems a permit requirement to be an appropriate method to control such removal and prohibit removal except in special or extraordinary circumstances.

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Dauphin Island, Alabama, that after the effective date of this Ordinance, any person or company intending to remove sand deposited on private property by the operation of turbulent weather must seek and obtain a special permit from the Town Council authorizing the removal of such sand, except for the removal of such sand from private property to the Gulf beaches.

APPROVED AND ADOPTED THIS 19 day of December, 1995.


MEL LUCAS, MAYOR

ATTEST:

Linda S. Wheeler
LINDA S WHEELER, TOWN CLERK