

TOWN OF DAUPHIN ISLAND
ORDINANCE NO.59

1st reading 1-19-99
2nd reading 2-2-99
Adoption 2-2-99

AN ORDINANCE TO PROHIBIT THE REMOVAL OF SAND FROM THE TOWN'S RIGHTS-OF-WAY, EXCEPT WHEN A REQUIRED PERMIT AUTHORIZING SUCH WORK IS AWARDED BY THE TOWN.

WHEREAS, as recently demonstrated by Hurricane Georges, sand from the Gulf beaches of Dauphin Island may be moved onto the Town's rights-of-way 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, it has become known to the Council that some individuals and/or companies are removing sand from the Town's rights-of-way and depositing 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 and may cause further 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 sand, and deems a permit requirement to be an appropriate method to control such removal and prohibit removal except in special or extraordinary circumstances, and

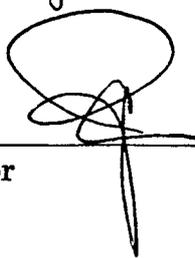
WHEREAS, any individual and/or company removing sand from the Town's rights-of-way without the permit required by this ordinance shall commit an offense punishable on conviction by a fine not exceeding \$500.00.

NOW THEREFORE, be it resolved by the Town Council of the Town of Dauphin Island, Alabama, that as of the effective date of this ordinance, any person or company intending to remove, or otherwise relocate, sand which has accumulated on the Town's rights-of-way must seek and obtain a special permit from the Town authorizing the removal of such sand.

This ordinance shall become effective upon its adoption and publication.

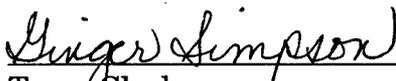
ADOPTED this 2nd day of February, 1999.

Repealed
8/15/02



Mayor

ATTEST



Town Clerk

Posted 2-4-99 (Effective 2-19-99)