



*Town of Milton*

115 Federal Street, Milton, Delaware 19968

[www.milton.delaware.gov](http://www.milton.delaware.gov)

Phone: 302-684-4110 Fax: 302-684-8999

**ORDINANCE NO. 2025-013**

**AN ORDINANCE TO AMEND SECTIONS 85-4 ENTITLED "PERMITS," 85-5 ENTITLED "PERMIT LIMITATIONS," AND 209-34 OF THE TOWN CODE, ENTITLED "PARKING IN RESTRICTED SPACES PROHIBITED"**

**WHEREAS**, the Mayor and Town Council has the power to regulate the use and enjoyment of, prevent, or remove any obstruction of, the streets in the Town of Milton; to provide for and preserve the health, peace, safety, cleanliness, ornament, good order and public welfare of the Town and its inhabitants; and

**WHEREAS**, the Mayor and Town Council of the Town of Milton has previously found it necessary for furthering the aforementioned purposes to enact an ordinance governing building construction, codified as Chapter 85 of Town Code, and regulating parking on town streets, codified as Chapter 209 of the Town Code; and

**WHEREAS**, the Mayor and Town Council of the Town of Milton may, from time to time, amend, supplement, or change the regulations codified in said chapters; and

**NOW THEREFORE, BE IT ENACTED AND ORDAINED**, by the Mayor and Town Council of the Town of Milton, a majority thereof concurring, that the following revisions hereby be incorporated into Chapters 85 and 209 of the Town Code:

Section 1. Amend Section 85-4 with additions shown by underline and deletions shown by strikethrough:

§ 85-4. Permits.

With the exception of interior and exterior painting, laying of carpet and linoleum, and landscaping, softscapes and pergolas, a building permit shall be required within the Town of Milton under the following conditions:

E. Installation, striping, painting, resurfacing or otherwise alter an accessible parking space.

Section 2. Amend Section 85-5 with additions shown by underline and deletions shown by strikethrough:

§ 85-5. Permit limitations.

C. All construction, whether authorized by a building permit or exempt from a building permit, shall comply with the Town of Milton ordinances, Sussex County ordinances (where applicable), state fire codes (where applicable), building codes adopted by Sussex County, Title 21 §4183 of the Delaware Code, and flood insurance codes.

Section 3. Amend Section 209-34 with additions shown by underline and deletions shown by strikethrough:

§ 209-34. Parking in restricted space prohibited; violations and penalties.

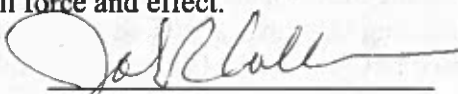
A. No vehicle shall be parked in any parking space designated by the Council with a sign as being devoted to a special use or purpose, such as accessible parking spaces, bus stop, taxi stands, doctor's stands or fire-equipment stand and the like, unless such vehicle shall be within that class, designated as being authorized to park in any such space.

B. ~~Any~~ Except for accessible parking spaces, any person violating this section shall, upon conviction, pay a fine of not less than \$50 nor more than \$100 and shall pay the costs of prosecution.

C. Any person unlawfully parking in an accessible parking space shall, upon conviction, pay a fine of \$250 for the first offense and, for a subsequent like offense, receive a mandatory fine of \$500 or a term of community service.

D. For purposes of this section, "accessible parking space" is as defined in Title 21 §4183 of the Delaware Code.

I, **JOHN R. COLLIER** Mayor of the Town of Milton, hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the Town Council of the Town of Milton at its meeting held on the 1<sup>st</sup> day of December 2025, at which a quorum was present and voting throughout and that the same is still in full force and effect.

  
**MAYOR**

---

#### SYNOPSIS

This Ordinance amends Chapters 85 and 209 of Town Code to comply with Titles 9, 21 and 22 of the Delaware Code relating to accessible parking spaces.