



## CITY OF TYBEE ISLAND Beach Permit

**NOTE:** Events with 75 or more people upon public property or private property requiring City Services, special permitting and/or vendor permits that are not for the non-profit organizer of the event require approval from the City of Tybee Island through Special Event application Process. Applications may be obtained from the Community Development Department.

Is this event...  Open to the Public\*  Private Invitation Only  
\*Is there an admission fee for attendees?  No  Yes (describe) \_\_\_\_\_

Today's Date: \_\_\_\_\_ Administrative Fee (\$25) submitted: \_\_\_\_\_  
*The \$25 administrative fee is non-refundable, but may be transferred to a later date. This fee is not a user fee. The beach is a public place, and the City is unable to guarantee that your beach location will be private.*

**Applicant Organization:** \_\_\_\_\_

**Organization's Contact Person and/or Individual Applying for the Permit:** \_\_\_\_\_

**Address:** \_\_\_\_\_ **City:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Telephone:** \_\_\_\_\_ **Fax:** \_\_\_\_\_ **Mobile:** \_\_\_\_\_ **Email:** \_\_\_\_\_

**Event Name:** \_\_\_\_\_

**Event Plan:** **Begin Date:** \_\_\_\_\_ **(From)** \_\_\_\_\_ **am/pm (To)** \_\_\_\_\_ **am/pm**

**Event Description:** \_\_\_\_\_

**Insurance Coverage By:** \_\_\_\_\_

**Event Location: (Street Nearest to the Beach)** \_\_\_\_\_

**Expected Attendance:** \_\_\_\_\_ (#) \_\_\_\_\_ Tybee Residents \_\_\_\_\_ Tourists and Others

**City Participants:**  Police (Crowd Control, Security, etc.)  Fire (Medical, Safety, etc.)  Permits and Inspections (Rides, Exhibits, etc.)

Lifeguards  Parking  Public Works  Water/Sewer

**Please explain purpose of usage:** \_\_\_\_\_

**Describe your restroom, sanitation, and/or garbage needs and arrangements:** \_\_\_\_\_

**Describe your need and arrangements for an arch, chairs and tents: (Tents larger than 10' X 10' require permitting with applicable fees.)**

**A Letter of Authorization from Georgia Department of Natural Resources (<http://coastalgadnr.org/sendemail>) may be necessary with beach usage and/or if the "event" impacts the Shore Protection Jurisdiction.**

**I have received a copy of the beach rules and ordinances. I agree to abide by these rules and laws. Applicant specifically agrees to hold harmless the City of Tybee Island from all liability whatsoever, to provide proof of liability insurance covering this event, and that the city is not a co-sponsor for this event.**

**Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

-----**Approval**-----

**City Manager:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Facilities Manager:** \_\_\_\_\_ **Date:** \_\_\_\_\_

## ARTICLE I. IN GENERAL

### Sec. 12-1. Use of municipal beaches and facilities.

(a) *Rules and regulations.* All persons entering upon the public beaches, or structures erected thereon, shall comply with the following rules and regulations, and failure to do so shall constitute a violation of this article:

(1) *Swimming area.* It shall be unlawful for any person to swim outside of the area extending 50 yards from the water's edge.

(2) *Placement of litter.* It shall be unlawful to throw, place, deposit, sweep or scatter, or cause to be thrown, placed, deposited, swept, or scattered, any paper, food, cigarette butts, bottles, cans, trash, fruit peelings or other refuse upon the beaches or structures erected thereon. Beach goers must have their trash in a container at all times.

(3) *Glass or breakable containers.* It shall be unlawful for any person to take or carry upon the beaches or structures erected thereon any glass or breakable containers.

(4) *Pets.* It shall be unlawful for any person who owns, is in control of, or is in charge of, any dog or other pet, to allow or take that dog or other pet upon the beaches or structures erected thereon. This does not include properly certified guide dogs, or similar animals assisting the blind, deaf, or other physically handicapped persons.

(5) *Motorized vehicles.* It shall be unlawful for any person to take any motorized vehicle on to the beaches or structures erected thereon. This includes automobiles, trucks, motorcycles, all-terrain-vehicles and similar motor driven vehicles and craft. This does not include properly marked emergency vehicles while in the course of an emergency operation or maintenance/utility vehicles in the employ of the city or similar governmental entity and engaged in a legitimate operation.

(6) *Motorized watercraft.* It shall be unlawful for any person to operate any motorized watercraft, such as a jet ski, motorboat, and similar craft, within 1,000 feet of the waterline on any part of the beach between the north and south rock jetties.

(7) *Fires.* It shall be unlawful for any person to build or maintain any type of open fire on the beach, including any type of charcoal fire, whether or not in a grill or similar container.

(8) *Disturbing dune vegetation.* It shall be unlawful for any person to pick, gather, remove, walk in the dunes, or otherwise disturb the vegetation present on sand dunes, including sea oats.

(9) *Surfboarding and fishing.* Surfboarding and fishing shall be permitted only in designated areas. No person shall operate a surfboard or fish except in areas designated for such purposes. Fishing is prohibited within the 60-foot right-of-way on Alley #3 Back River boat ramp.

(10) *Commands of lifeguards.* It shall be unlawful for any person to deliberately disobey any reasonable command of a duly appointed and identified lifeguard while in the legitimate performance of his duty, such commands being intended to ensure the safety of persons using the beach and any structures erected thereon.

(11) *Disorderly conduct; endangerment of self or others.* It shall be unlawful for any person to come upon the beaches or structures erected thereon, and individually or in concert with others, do any act or create any condition which does or is calculated to encourage, aid, abet, or start a riot, public disorder or disturbance of the peace; and it shall not be necessary to prove that that person was solely responsible for that riot, public disorder or disturbance of the peace, but only that his appearance, manner, conduct, attire, condition, status or general demeanor was a motivating factor that resulted in the riot, public disorder or disturbance of the peace. Any person who refuses when commanded by a police officer or other enforcement official of the city to leave the beach or structures erected thereon immediately, shall be guilty of an offense for refusal to obey the order or command of a police officer or other enforcement official of the city, and deemed to be a rioter or disturber of the peace. It shall also be unlawful for any person to come upon the beaches or structures erected thereon and act in any way which is likely to cause endangerment to himself or others.

(12) *Nudity.* No nudity on beaches.

(13) *Beer kegs.* The presence of beer kegs on the beach is often associated with underage drinking, littering, public intoxication and disorderly conduct and because such activities are in direct conflict

with family recreation, such containers and similar devices for dispensing of large quantities of alcoholic beverages are expressly prohibited.

(14) *Jumping or diving from pier or public structure.* It shall be unlawful for any person to jump or dive from any pier or public structure except those that might be specifically built for that purpose and as may be specifically authorized in connection with a properly authorized special event.

(15) *Walking or climbing on public structures.* It shall be unlawful to walk or climb upon the rocks, jetties, or other manmade structures which are marked with appropriate signage.

(16) *Bathing in restroom facilities prohibited.* It shall be unlawful for anyone to use public restrooms on the pier, the beach, strand, or adjacent areas, except where a shower facility exists and is operational, to bathe or attempt to bathe, shower or wash by use of the sinks in the bathroom facilities or other fixtures therein, except for showers, and further sink facilities shall not be used for rinsing, washing off except for a person's face and hands. No such fixtures or facilities shall be used for the washing off of property including, but not limited to, clothing, toys, coolers, recreational equipment, chairs, floats, and any similar items, nor for cleaning of fish, shells, sand dollars, or other sea animals or items, living or dead.

(17) *Removal of live animals.* It shall be unlawful to remove any non-regulated live animals including shells, sand dollars and hermit crabs and other invertebrates from the beach. Nothing herein shall be construed as prohibiting recreational fishing or crabbing for blue crab as permitted by the Department of Natural Resources fishing regulations.

(18) *Sales or soliciting sales on the beach.* It shall be unlawful for any person to sell or offer for sale any goods, wares, merchandise, or food on the beach, or to solicit from any person for the purchase of any goods, wares, merchandise, or food on the beach.

(b) *Exceptions to rules.* Exceptions to any of the above rules and regulations may be allowed by way of a special permit grant by the mayor and council.

(c) *Enforcement of rules and regulations.* Enforcement of these rules and regulations shall be by employees of the city police department or the city marshal. The duly employed police and city marshal are authorized to require persons using the beach or structures erected thereon to obey reasonable commands designed to protect the public and public property, and the failure to obey any lawful command of those individuals shall be a violation of this section.

(d) *Penalty for violation.* Any person convicted of violating any of the provisions of this section shall be punished by a fine not to exceed \$1,000.00 or imprisonment for a term not exceeding six months and to perform community service for a period not exceeding 60 days, any or all such penalties in the discretion of the judge. When found by an employee as described above, the person responsible for the violation will be issued a citation and subpoena which names the violation and establishes a date for the violator to appear in court to answer the charge. Violators may elect to pay the fine without appearing in court; such action shall constitute a plea of guilty to the charge. When confronted with a violation, enforcing officers may exercise discretion to the point of transporting violators without delay to the police station for the purpose of posting bond in order to ensure their appearance in court.

(e) *Penalty for pet prohibition.* The fine for the offense of violating subsection (a)(4) of this section prohibiting pets on the beach, shall not be less than \$200.00 for the first offense plus applicable court fees, and not less than \$400.00 for subsequent offenses, plus applicable court fees for any subsequent offense occurring within a 12-month period of a preceding offense.

(f) *Penalty for litter.* The fine for the offense of violating subsection (a)(2) of this section prohibiting litter on the beach, shall be not less than \$100.00 plus applicable court fees and not less than \$200.00 for subsequent offenses plus applicable court fees for any subsequent offense occurring within a 12-month period of a preceding offense.

(g) *Penalty for abuse of restroom facilities.* The fine for the offense for violation of Subsection a(16) of this section prohibiting bathing in inappropriate restroom facilities, shall be \$100.00 plus applicable court costs.

(Code 1983, § 9-5-1; Ord. No. 2005-11B, 6-21-2005; Ord. of 6-8-2006; Ord. of 4-26-2007(1); Ord. of 6-11-2009(1))