



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

NOW THEREFORE 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 Sec 8-86. *Exceptions* of Town Code Chapter 8 *Beaches and Waterways* be amended as follows:

**Sec. 8-86. Exceptions.**

(a) The provisions of this division shall not apply to municipal employees, municipal vehicles or emergency vehicles or the drivers thereof, which may be required to enter upon the beach in the performance of their duties nor shall this division apply to a governmental agency, its employees, agents, contractors and subcontractors and their vehicles when engaged in beach restoration or protection work. The provisions of this division shall also not apply to authorized military personnel, public safety personnel or authorized persons conducting scientific research or animal preservation studies or operations.

The provisions of this division shall also not apply to any person owning, lawfully residing at, or leasing, whether short or long term, property located in the following area: All that north-south portion of Seagull Drive identified as extending from the property line between Lot 56 (10200 Seagull Drive) and Lot 55 (10204 Seagull Drive) to the north – and running to the property line between Lot 21 (216 Seagull Drive) and Lot 22 (214 Seagull Drive) to the south – of the Goose Wing Subdivision – from using the Town's former right of way on Seagull Drive to access their property.

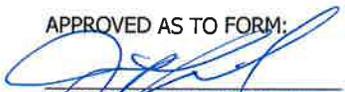
PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be in full force and effect from and after the 5<sup>th</sup> day of October 2016.

  
Robert C. Edwards, Mayor  
Town of Nags Head

ATTEST:

  
Carolyn F. Morris, Town Clerk

APPROVED AS TO FORM:

  
John Leidy, Town Attorney



Date adopted: October 5, 2016

Motion to adopt by Commissioner \_\_\_\_\_  
Motion seconded by Commissioner \_\_\_\_\_  
Vote: \_\_\_\_\_ AYES \_\_\_\_\_ NAYS