General Assembly in time for potential consideration in the FY 2006 Capital Budget cycle. In pursuit of this acquisition, the Department shall seek such private funding as may be necessary and appropriate to reflect the potential private benefits to be derived by this joint use facility. Any public funds required to accomplish this project may be withdrawn from the amounts authorized in this, or prior capital authorization Acts, for Advanced Acquisition of rights-of-way.

Section 115. Woodland Ferry. The General Assembly takes note of the unique and historic character of the Woodland Ferry, which operates, from time to time across the Nanticoke River near Seaford. In order to improve the reliability and safety of this service, the Department is authorized and directed to take such steps as are necessary to acquire a safe and attractive previously owned vessel that would be in keeping with the important traditions established by this service. If the Department in its judgment is unable to acquire such vessel, it shall undertake the design and construction of a new replacement ferry. Because time is of the essence, the Department may exercise the authorities granted to it for emergency sole source contracting of goods and services without regard to any limits elsewhere designated in law. In addition the Department may use similar authorities to make necessary improvements to the ramps and bulkheads on either riverbank.

Section 116. Safe Recreation. The General Assembly is concerned about the proliferation of sporting and recreational activity taking place in and adjacent to the state’s public rights-of-way. Such mixed-use activity threatens the safety of the recreants as well as members of the motoring public. Accordingly, in order to promote safe neighborhood recreation, the Department shall make every effort to remove from public rights-of-way devices such as basketball hoops, hockey goals, shuffleboards and the like. The Department is authorized and directed to establish such regulations as may be necessary and appropriate to enforce this activity, including a fine of $25.00 per incident for any repeat offenders.

Section 117. Rehabilitation of Public Streets, Industrial Parks. In order to maintain a safe, attractive, and efficient network of public streets serving the state’s growing inventory of industrial parks, the General Assembly hereby authorizes the Department to spend sums not exceeding $500,000 on a pilot program to address this issue. The Department shall prepare an inventory of all public streets within the