

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA AMENDING SEC.26-96. *DEFINITIONS.*, DIVISION 4.-*USE OF PARKS*, ARTICLE II.-*NUISANCES*, CHAPTER 26.-*ENVIRONMENT*, SUBPART A.-*GENERAL ORDINANCES* OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST, FLORIDA TO ADD HIGGS BEACH, MATTHEW GILLERAN, ROSA HERNANDEZ, PEPE HERNANDEZ, AND GEORGE MIRA TO THE LIST OF CITY-OWNED PUBLIC PARKS IDENTIFIED IN THE CITY'S CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on May 1, 2026 the City of Key West entered into an Interlocal Agreement with Monroe County conveying the Higgs Beach property from Monroe County to the City of Key West; and

WHEREAS, adoption of this ordinance will add Higgs Beach, Matthew Gilleran, Rosa Hernandez, Pepe Hernandez, and George Mira to the list of identified City-owned public parks cited in Sec. 26-96. *Definitions.* of the City's Code of Ordinances;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA AS FOLLOWS:

Section 1: That Sec. 26-96.-*Definitions.*, Division 4.-*Use of Parks*, Article II.-*Nuisances*, Chapter 26.-*Environment*, Subpart A.-*General Ordinances* of the Code of Ordinances of the City of Key West, Florida is hereby amended to read as follows**:

"*Public park* means any public open space owned by city, county, state or federal government including, but not limited to: the area commonly referred to as "The Pines"

south of the airport, Indigenous Park, Cozumel Park, Bill Butler Park, Little Hamaca Park, Nelson English Park, Bayview Park, Mallory Square, Mallory Dock, Wickers Field, Clayton Sterling Fields, that portion of Peary Court leased by the city, Edward B. Knight Pier, the AIDS Memorial Park, the upland area of Rest Beach from the mean high tide waterline to the curb of Atlantic Boulevard, the community pool, the area commonly known as the Truman Waterfront owned by the City of Key West, Spottswood Park, Higgs Beach, Matthew Gilleran, Rosa Hernandez, Pepe Hernandez, and George Mira, and all designated city pocket parks."

** (Coding: Added language is underlined; deleted language is ~~struck through~~ at first reading. Added language is double underlined and ~~double struck through~~ at second reading.)

Section 2: If any section, provision, clause, phrase or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of this Ordinance.

Section 3: All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

Section 4: This Ordinance shall go into effect immediately upon its passage and adoption and authentication by the signature of the presiding officer and the Clerk of the Commission.

Read and passed on first reading at a regular meeting held
this _____ day of _____, 2026.

Read and passed on final reading at a regular meeting held
this _____ day of _____, 2026.

Authenticated by the presiding officer and Clerk of the
Commission on the _____ day of _____, 2026.

Filed with the Clerk _____, 2026.

Mayor Danise Henriquez	_____
Vice Mayor Donald "Donie" Lee	_____
Commissioner Lissette Carey	_____
Commissioner Aaron Castillo	_____
Commissioner Monica Haskell	_____
Commissioner Sam Kaufman	_____
Commissioner Greg Veliz	_____

DANISE HENRIQUEZ, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK