



MEMORANDUM

Date: September 3, 2025

To: Honorable Mayor and Commissioners

Via: Brian L. Barroso
City Manager

cc: Todd Stoughton
Assistant City Manager

From: Matt Willman
Utilities Director

Subject: AN ORDINANCE OF THE CITY OF KEY WEST, FL, AMENDING CHAPTER 74 OF THE CODE OF ORDINANCES, ENTITLED "UTILITIES", ARTICLE II ENTITLED "SANITARY SEWER SYSTEM," BY ADDING ARTICLE VI ENTITLED "FATS OILS AND GREASE MANAGEMENT" SECTION 74-245 THROUGH 74-261 TO PROVIDE REGULATIONS FOR UNIFORM MAINTENANCE AND MONITORING REQUIREMENTS FOR CONTROLLING THE DISCHARGE OF GREASE FROM FOOD SERVICE FACILITIES, AND GREASE HAULING; ADDING SECTIONS 74-250 - TITLE; SECTION 74-251 - PURPOSE; SECTION 74-252 – APPLICABILITY; SECTION 74-253 – DEFINITIONS; SECTION 74-254 – AUTHORITY; SECTION 74-255 – FACILITY INSPECTIONS; 74-256 – GREASE TRAPS & INTERCEPTORS; SECTION 74-257 – GREASE INTERCEPTOR AND TRAP ENFORCEMENT; SECTION 74-258 – GREASE HAULERS; SECTION 74-259 – FEES; SECTION 74-260 – ENFORCEMENT, APPEALS; AND SECTION 74-261 ADDITIONAL CRIMINAL OFFENSES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Introduction

An Ordinance Of The City Of Key West, Fl, Amending Chapter 74 Of The Code Of Ordinances, Entitled "Utilities", Article II Entitled "Sanitary Sewer System," By Adding Article VI Entitled "Fats Oils And Grease Management" Section 74-245 Through 74-261 To Provide Regulations For Uniform Maintenance And Monitoring Requirements For Controlling The Discharge Of Grease From Food Service Facilities, And Grease Hauling; Adding Sections 74-250 - Title; Section 74-251 - Purpose; Section 74-252 –

Applicability; Section 74-253 – Definitions; Section 74-254 – Authority; Section 74-255 – Facility Inspections; 74-256 – Grease Traps & Interceptors; Section 74-257 – Grease Interceptor And Trap Enforcement; Section 74-258 – Grease Haulers; Section 74-259 – Fees; Section 74-260 – Enforcement, Appeals; And Section 74-261 Additional Criminal Offenses; Providing For Severability; Providing For Repeal Of Inconsistent Provisions; Providing For An Effective Date.

Background

Through a variety of “SSO’s” (Sanitary Sewer Overflows) prior to 2021, the City was issued a consent order (OGC File No 21-0851) with certain corrective measures required. Item 5.G of the order was to “fully implement a documented Capacity, Management, Operation, and Maintenance (CMOM) program”, which began in 2024.

A portion of said CMOM is the implementation of this proposed F.O.G. Ordinance.

Section 5.3 of the CMOM Document dated August 28, 2024, states the following: FOG “hot spots” have been identified and have been added to an additional cleaning schedule in order to prevent buildup and SSOs. The largest hot spot is Duval Street where food service establishments are clustered around this tourist area. This area is also monitored for street and storm drain flooding during heavy rain event. Storm drains in the area are also cleaned prior to any forecasted heavy rain events. A written formal FOG program will be implemented by CKW by the end of 2025. The program may include updates to the Code of Ordinances, inspection details, and enforcement activities.

Procurement

Any expenses incurred are anticipated to be minimal. Existing City Staff shall provide the inspections required within the proposed ordinance.

There should not be any Business Impacts as this is already a process followed by compliant Licensees. Only violation fees may be enforced more frequently than current enforcement procedures.

Recommendation

The City Manager’s Office recommends the Mayor and Commission approve the Fats, Oil, and Grease (F.O.G.) Ordinance as proposed, authorizing the City Manager to execute all documents, and direct Staff to develop any new processes associated with managing the ordinance. Approval of this ordinance will have the City one step closer to compliance and closure of Consent Order OGC File No 21-0851.

Exhibits:

Exhibit A – CMOM