



THE CITY OF KEY WEST

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EXECUTIVE SUMMARY

To: The City Commission for the City of Key West

From: Ron Ramsingh, Assistant City Attorney

Date: January 16, 2013

RE: Ordinance revision to Sec. 18-413 Penalties for Off-Premise Canvassers

Action statement:

A proposed ordinance revision to Sec. 18-413 to expand the possible penalties to include Sec. 1-15. This revision is sponsored by the City Manager.

Background: Currently the penalty provision for off-premise canvassing is limited to the jurisdiction of the Special Magistrate pursuant to Article VI, Ch.2 of the City of Key West Code of Ordinances. The problem that the city encounters is that presently, there are numerous unpermitted off-premise canvassers operating during hours in which code compliance officers are not working; usually very late at night and early morning hours. This revision allows for KWPD officers to address the issue via either civil citation in county court, or arrest pursuant to Sec. 1-15 of the City of Key West Code of Ordinances as well as FL Statute 901.15(1), consistent with other municipal ordinance violations such as open container, beach after hours or obstruction of sidewalks.

Recommendation: To approve the proposed ordinance revision to allow KWPD officers to arrest or issue citations to off-premise canvassers when code officers are unavailable.
