



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

Rev. 2 (RR)

Date: November 3, 2014

RE: Ordinance revision to Sec. 26-96 Use of Parks in City Property; Definitions

Action statement:

A proposed ordinance revision to Sec. 26-96; (Definitions) to the Use of Parks on City Property ordinance to include Rest Beach, White Street Pier and the AIDS Memorial Park as a defined city park. This revision is sponsored by Mayor Cates.

Background: In 2011, Mayor Cates sponsored a host of ordinance revisions to address numerous inconsistencies within the various ordinances that deal with vagrancy issues. Specifically, Sec. 26-101; Park Rules, was enacted in 2012 to help staff implement and enforce rules in our numerous parks that deal with such issues. Rest Beach has always qualified as a beach under Sec. 26-61. While there are numerous regulations that apply to beaches, the park rules that address racking bicycles and prohibiting individuals from lying on benches and tables do not apply to Rest Beach. According to quality of life police officers with the KWPD, since the implementation of the 2011 and 2012 ordinances, these types of otherwise prohibited activities in parks have increased considerably at Rest Beach. This is a particular concern due to the very limited number of benches and covered areas at this particular park. Additionally, White Street Pier and the AIDS Memorial Park have never adequately fit into the definition of *parks* and this measure would correct that as well.

Recommendation: To approve the proposed ordinance revision to allow KWPD officers to enforce the Park Rules ordinance at Rest Beach, White Street Pier and the AIDS Memorial Park.
