

RESOLUTION NO. 23-290

**A RESOLUTION OF THE CITY COMMISSION OF  
THE CITY OF KEY WEST, FLORIDA,  
ESTABLISHING A "FANTASY ZONE" DURING  
CERTAIN HOURS AND LOCATIONS DURING  
FANTASY FEST 2023 IN THE CITY OF KEY  
WEST; ESTABLISHING RESPONSIBILITIES AND  
PROCEDURES FOR THE TOURIST DEVELOPMENT  
ASSOCIATION AND FOR CITY STAFF; PROVIDING  
FOR AN EFFECTIVE DATE**

WHEREAS, in Resolution Res No 94-404, and over many years since then (most recently Resolution 16-128, 21-021 and 22-155), the City Commission approved agreements for Fantasy Fest activities that included a provision for the establishment of a "Fantasy Zone" during the Friday of Fantasy Fest and Saturday Parade; and

WHEREAS, the "Fantasy Zone" provided geographical limits wherein certain body paint in conformance with Code of Ordinances Section 42-9 would be allowed, along with relaxed enforcement of open container regulations during parts of the week-long festival; and

WHEREAS, the Fantasy Fest Agreement approved in Resolution No. 22-147 does not include provisions for a specific "Fantasy Zone," however the City Commission finds that for public safety reasons including crowd management and the challenges of enforcement, it is prudent to establish a "Fantasy Zone" for Fantasy Fest 2023; and

WHEREAS, the City Commission finds establishment of a Fantasy Zone would benefit the health, welfare and safety of residents and visitors to the City of Key West; and

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

Section 1: That the City Commission hereby establishes a "Fantasy Zone," in the location depicted on the attached "Exhibit A" (Duval Street from the Gulf to Truman Avenue, and side streets from Duval Street to and including Whitehead Street and Simonton Streets) to be effective from 4 p.m. on Friday, October 27, 2023 through 4:00 am on Saturday October 28, and from 4:00 pm on Saturday October 28, 2023 through 4:00 am on Sunday October 29<sup>th</sup>.

Section 2: In the designated "Fantasy Zone" the Tourist Development Association shall:

- a. Arrange for trash and recycle receptacles and post signs in letters no less than 2" in height as follows: "NO ALCOHOLIC BEVERAGES, BODY PAINTING OR PERSONS IN VIOLATION OF THE NUDITY ORDINANCE ALLOWED BEYOND THIS POINT."

b. Assign monitors to patrol the Fantasy Zones requesting persons leaving to deposit all alcoholic beverages into trash and recycle receptacles and advising participants of the city's nudity laws.

c. Provide port-a-potties as directed by the City Manager.

d. Ensure that persons engaged in body painting and airbrushing are not located on public property.

2. The City agrees to provide barricades, traffic regulatory signs, close those streets and prohibit parking on said streets as indicated in the attached Exhibit "A" during the designated "Fantasy Zone" hours.

Section 3: That this Resolution 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.

Passed and adopted by the City Commission at a meeting held this 12th day of October, 2023.

Authenticated by the Presiding Officer and Clerk of the Commission on 12th day of October, 2023.

Filed with the Clerk on October 12, 2023.

Mayor Teri Johnston	<u>Yes</u>
Vice Mayor Sam Kaufman	<u>Yes</u>
Commissioner Lissette Carey	<u>Yes</u>
Commissioner Mary Lou Hoover	<u>Yes</u>
Commissioner Clayton Lopez	<u>Absent</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>

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TERI JOHNSTON, MAYOR

ATTEST:

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KERI O'BRIEN, CITY CLERK