

**PLANNING BOARD  
RESOLUTION NO. 2021-45**

**A RESOLUTION OF THE CITY OF KEY WEST  
PLANNING BOARD RECOMMENDING APPROVAL  
OF AN ORDINANCE TO THE CITY COMMISSION  
TO AMEND CHAPTER 110 OF THE CODE OF  
ORDINANCES ENTITLED "RESOURCE  
PROTECTION" BY AMENDING SECTION 110-323  
ENTITLED "APPLICATION" TO PROVIDE FOR  
AN APPLICATION FEE FOR APPLICATIONS TO  
THE TREE COMMISSION AND URBAN  
FORESTRY MANAGER; PROVIDING FOR  
SEVERABILITY; PROVIDING FOR REPEAL OF  
INCONSISTENT PROVISIONS; PROVIDING FOR  
ANNUAL FEE ADJUSTMENT; PROVIDING FOR AN  
EFFECTIVE DATE.**

WHEREAS, pursuant to the provisions of Chapters 163, 166, and 380 of the Florida State Statutes, the City of Key West, Florida (the "City") proposes to amend Chapter 110, Article VI, Division 3 of the Land Development Regulations (the LDRs"); and

WHEREAS, Section 90-487 (b) of the Code of Ordinances allows the City Commission to establish fees, charges and expenses imposed by the Land Development Regulations by resolution; and

WHEREAS, the Tree Commission recommended approval of this proposed ordinance at its meeting of September 7, 2021, resolution No. TC2021-001; and

WHEREAS, this proposed amendment to the LDRs was presented to the Planning Board with a recommendation of approval at its regularly scheduled meeting on September 16, 2021; and

  
\_\_\_\_\_  
KPLT Chairperson  
Planning Director

WHEREAS, the Planning Board finds that it is in the public interest to amend the City's LDRs and recommends City Commission approval of the attached proposed ordinance.

**NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the City of Key West, Florida:**

**Section 1.** That the Planning Board recommends that the City Commission approve the attached proposed ordinance, amending Section 110-323 of the Code of Ordinances, to provide for an application fee for applications to the Tree Commission and Urban Forestry Manager.

**Section 2.** That the initial fees shall be as approved by the Tree Commission on September 7, 2021 (attached "Exhibit A").

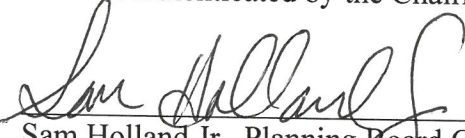
**Section 3.** That the fees shall increase by 5% annually, to become effective upon passage of the Ordinance by the City Commission, and each year thereafter, until or unless amended by Resolution to the City Commission

**Section 4.** 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 Planning Board

Passed and adopted by the Planning Board at a meeting held on this 16th day of September 2021.

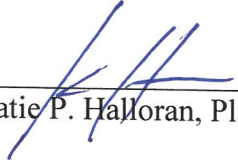
  
\_\_\_\_\_  
KPIK Chairperson  
Planning Director

Authenticated by the Chairman of the Planning Board and the Planning Director.

  
\_\_\_\_\_  
Sam Holland Jr., Planning Board Chairman

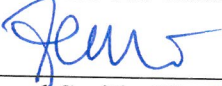
9/27/21  
Date

**Attest:**

  
\_\_\_\_\_  
Katie P. Halloran, Planning Director

Sep 24, 2021  
Date

**Filed with the Clerk:**

  
\_\_\_\_\_  
Cheryl Smith, City Clerk

9/27/2021  
Date

*Keri O'Brien - Deputy City Clerk*

USH Chairperson  
KPT Planning Director