

Request
from Sweeney

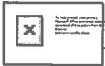
Patti McLauchlin

From: JOE SWEENEY (via Google Docs) <2dogsinkeywest@gmail.com>
Sent: Monday, April 27, 2020 9:11 AM
To: Patti McLauchlin
Cc: Greg Veliz; Teri Johnston; Clayton Lopez
Subject: VELIZ LTR LICENSE
Attachments: VELIZ LTR LICENSE.pdf

2dogsinkeywest@gmail.com has attached the following document:



VELIZ LTR LICENSE



To all:

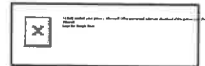
Please see attached. I respectfully ask that someone from the City please respond to confirm receipt. Thank you. I also respectfully ask Commissioner Lopez to contact me at his earliest convenience. My number is below.

Joe Sweeney
305-587-7155
2dogsinkeywest@gmail.com

Google Docs: Create and edit documents online.

Google LLC, 1600 Amphitheatre Parkway, Mountain View, CA 94043, USA

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**SWEENEY'S WEENEYS KEY WEST, LLC
DUVAL STREET, KEY WEST**

Mr. Greg Veliz
City Manager
City of Key West, Florida
1300 White Street
Key West, FL 33040

Copies to: Mayor, City of Key West
Deputy City Manager, City of Key West
City Council/Commissioners, City of Key West

**SUBJ: HARDSHIP TRANSFER OF MOBILE VENDOR PERMIT FOR MEDICAL REASONS
(MVL #2018-0000679)**

24 April 2020

To all:

Due to both recurring and new medical issues that I need to address, I am being forced to leave Key West to be closer to an area with a major VA Medical facility, as well as specialized care in the private sector. I will be departing in the next few weeks. These issues are personal and I will not discuss them in written form in public, however, if anyone wants to confirm, I will put them in contact with my primary care physician at the local VA Clinic.

Therefore, this is to respectfully request a hardship transfer (medical) of my mobile vendor license (MBV #2018-000679) under the guidelines set forth in City Ordinance 18-325 (Transferability of Vendor License) to **THOMAS F. AHRENSFELD, 816 ELIZABETH STREET, KEY WEST, FL, 33040**. Tom is a local long-time prominent resident of Key West, and he will be a great asset to the local food vendor community once the City can get back on its feet.

I know all of you have many more serious and pressing issues to deal with at this time, but I ask to kindly have my request placed on the next City Council Agenda (Virtual I assume). Please call me directly

if you have any questions. Thank you for your anticipated assistance in this matter. I wish the City and all of you all good luck during long recovery. I have no doubt the City will return and be paradise to locals and visitors soon. I am sad to leave Key West, but I have no choice any more. The proximity to a military medical facility has made that choice for me now... Thank you...


Respectfully,

//s//

JOE SWEENEY

Sweeney's Weeneys Key West, LLC

305-587-7155


Approved / Gregory W Veliz
City Manager.

Item 19-3680
in Key West

**SWEENEY'S WEENEY'S
DUVAL STREET, KEY WEST**

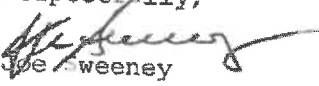
**RECEIVED
MAR 05 2019
CITY MANAGER**

Mr. Jim Scholl
City Manager
City of Key West, Florida
1300 White Street
Key West, FL 33040

Dear Mr. Scholl:
Pursuant to our conversation last week, this is to confirm I am respectfully requesting a hardship transfer of my mobile vendor license (MBV 0012777) under the guidelines set forth in City Ordinance 18-325 (Transferability of Vendor License) to **MR. KEITH ROBERTS**.

I appreciate your understanding of my personal situation. Keith will uphold the standards we set on United and Duval these past 3 years, and he is a credit to the Community. He understands the business, and will be a great addition to the local scene on United.

Thank you in advance for your anticipated approval. I will be leaving for NJ to spend an extended time with my family on 24 March 2019, so I respectfully request this be put on the 20 March 2019 City Commission agenda for approval.

Respectfully,

Joe Sweeney
Owner, Sweeney's Weeneys
305-587-7155
2dogsinkeywest@gmail.com

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TRANSFER OF MOBILE VENDOR LICENSE (MVL) #2018-000222 FROM JAMES PATRICK CARR (DIRTY WATER DOGS KEY WEST, LLC) TO JOSEPH A. SWEENEY DUE TO HARDSHIP; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to section 18-325(d) of the Code of Ordinances, the City Manager recommends the proposed hardship transfer of MVL #2018-000222.

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

Section 1: That transfer of the MVL #2018-000222 from James Patrick Carr (Dirty Water Dogs Key West, LLC) to Joseph A. Sweeney is hereby approved.

Section 2: 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 _____ day of _____, 2019.

Authenticated by the Presiding Officer and Clerk of the
Commission on _____ day of _____, 2019.

Filed with the Clerk on _____, 2019.

Mayor Teri Johnston	_____
Vice Mayor Sam Kaufman	_____
Commissioner Gregory Davila	_____
Commissioner Mary Lou Hoover	_____
Commissioner Clayton Lopez	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

TERI JOHNSTON, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK

Sec. 18-325. - Transferability.

- (a) *Generally.* Except as provided in subsections (b), (c) and (d) of this section, the mobile vendor's license is nontransferable, and shall be used only by the person in whose name it is issued. Exceptions to nontransferability may be made upon application to the city manager in accordance with this section.
- (b) *Temporary transfer for medical reasons.* Documentation of medical necessity shall be provided to the city manager upon presentation of a physician's certificate that the mobile vendor's license holder is unable to function as a mobile vendor. Prior to commencement of the temporary transfer, the substituting party shall provide the information and payments required by section 18-318(a)(1) through (8) to the city manager. In no event shall a temporary transfer be allowed more than once, for a period of up to 90 consecutive days, within any one licensing year. The substituting party shall comply with all sections of this article and shall pay any renewal fees which become due during the temporary transfer period.
- (c) *Transfer to surviving spouse or registered domestic partner.* Upon the death of the holder of an active valid mobile vendor's license, the mobile vendor's license may be transferred to the surviving spouse or registered domestic partner not holding a separate mobile vendor's license. Intent to so transfer must have been documented by the mobile vendor's license holder while still living by means of a will, trust document, or other statement of intent to transfer meeting all statutory requirements for validity at the time of execution. In order to obtain transfer, the surviving spouse or registered domestic partner must make a written request to the city manager within 45 days of the death of the mobile vendor's license holder, accompanied by a copy of the death certificate and a copy of the will, trust document, or other statement of intent referred to in this subsection. Prior to issuance of the transfer, the surviving spouse or registered domestic partner shall provide the information and payments required by sections 18-318(a)(1) through (8) to the city manager. The surviving spouse or registered domestic partner shall comply with all sections of this article.
- (d) *Hardship.* Upon receipt of a mobile vendor's license holder's sworn, written statement of hardship addressed to the city manager and upon the advice of the city manager, the city commission may approve the transfer of a mobile vendor's license. To obtain approval of a transfer under this subsection, the mobile vendor's license holder must demonstrate that special conditions or circumstances exist

beyond the mobile vendor's license holder's control that cause a personal hardship to the license holder. The city commission may consider the following factors, among others, in its determination:

- (1) The length of time the mobile vendor's license holder has held his mobile vendor's license;
- (2) The substantiality of investment the mobile vendor's license holder has made in his business;
- (3) The nature of the personal hardship, whether it concerns age, illness, death, family affairs or financial setback;
- (4) Whether the mobile vendor's license holder obtained the mobile vendor's license prior to December 15, 1986, the date at which transferring the mobile vendor's license became restricted; and
- (5) Whether the proposed transfer will be detrimental to the public welfare.

A transfer under this subsection shall not be approved if it results in or contributes to a person holding more than one mobile vendor's license, nor may a transfer be approved primarily for the benefit of or based on the hardship of the transferee. Upon approval of a hardship transfer, the transferor shall pay to the city the amount of \$100.00 representing a hardship transfer processing fee. This fee shall be in addition to all fees required under section 18-318. The city commission's grant of a hardship transfer shall not constitute precedent for a later application for transfer.

(Code 1986, § 107.33; Ord. No. 19-09, § 1, 3-20-2019)