

OFFICE OF THE CITY ATTORNEY



PHONE: (305) 809-3770
FAX: (305) 809-3771

THE CITY OF KEY WEST

POST OFFICE BOX 1409
KEY WEST, FL 33041-1409
WWW.KEYWESTCITY.COM

EXECUTIVE SUMMARY

To: The Mayor and City Commissioners for the City of Key West
From: Ronald Ramsingh, Esq., Assistant City Attorney
Date: November 12, 2013
RE: Amendment of Sec. 26-62 Alcohol on Beach, Sec. 18-87 Open Containers, and Sec. 26-97 Alcohol in Parks *for second reading.*

Background:

This proposed amendment is a companion to the current open container ordinance revision that is also currently before the Commission. The 2 revisions for Alcohol in Parks and Alcohol on Beaches likewise contain the same definition of alcohol as well as the same methods of proving these cases. Therefore, for consistency, these 2 ordinances are likewise proposed to be so amended. For second reading, further language has been clarified or eliminated as duplicitous. Those new proposed changes are double stricken through and double underlined.

Options:

1. To pass the proposed ordinance revisions at second reading for Open Container, Alcohol in Parks and Alcohol on Beaches and Alcohol in Parks, thereby closing a perceived loophole in the definitions and proof by the Court, while and making it much clearer for enforcement purposes;
2. To defeat the proposed revision and the existing ordinance will continue to be enforced.

Recommendation: To pass the attached proposed ordinance revisions at second reading.

Please do not hesitate to contact me with any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Ron Ramsingh".

Ron Ramsingh, Esq.