

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING AND ACCEPTING THE ATTACHED "CONDITIONAL CONSENT TO PROPOSED SUBMERGED LAND LEASE BETWEEN THE CITY OF KEY WEST AND FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION" FROM SEABOARD ASSOCIATES LIMITED PARTNERSHIP D/B/A OCEAN KEY RESORT AND SPA FOR USE OF OVERHANG OF RIPARIAN RIGHTS AT PARCEL B; AUTHORIZING THE CITY MANAGER TO EXECUTE NECESSARY DOCUMENTS UPON CONSENT OF THE CITY ATTORNEY; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City's Temporary Use Agreement and the anticipated Submerged Land Lease with the Florida Department of Environmental Protection for Mallory T-Pier requires consent from the Ocean Key Resort for certain access/overhang; and

WHEREAS, the Ocean Key has authorized this use in an agreement since at least 1989, and agrees to continue to authorize such use, as set forth in the attached letter; and

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

Section 1: That the attached letter of "Conditional Consent to Proposed Submerged Land Lease between the City of Key West and Florida Department of Environmental Protection" from Seaboard

Associates Limited Partnership, d/b/a Ocean Key Resort and Spa, for upland riparian rights at Parcel B is hereby approved and accepted.

Section 2: That the City Manager is authorized to ratify and execute any related documents, upon consent of the City Attorney.

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 Commission.

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

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2023.

Filed with the Clerk on _____, 2023.

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

TERI JOHNSTON, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK