

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING THE CITY ATTORNEY TO COMMENCE LEGAL ACTION TO CONVEY BY DEED THE PARCEL OF ACCRETED LAND ADJACENT TO NORTH ROOSEVELT BOULEVARD AND THE MARRIOTT BEACHSIDE HOTEL ("DINGHY BEACH") TO THE CITY OF KEY WEST; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, over a period of years, tidal and storm forces built a parcel of accreted land alongside North Roosevelt Blvd. as it curves toward the northeast shore of Key West; and

WHEREAS, this sandy parcel is well known to locals as "Dinghy Beach." It provides water access and recreational space for residents; and

WHEREAS, the owner of the hotel property adjacent to the property has provided City Commissioners and staff with correspondence and legal memoranda that assert "accreted land inures to the ownership of the upland owner" and that the hotel owns the area known as Dinghy Beach; and

WHEREAS, the Florida Department of Transportation (FDOT) owns the North Roosevelt Boulevard right-of-way/sidewalk also adjacent to the parcel of interest, has denied interest in the accreted land; and

WHEREAS, the City Commission finds that it is necessary for City staff to commence a legal action to obtain a deed of ownership for the property; and

WHEREAS, the City Commission finds that the "dinghy beach" serves a public purpose, and that this unique property must be protected through a deed of ownership 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 attorney is directed to commence legal action in order to obtain a deed of ownership of the accreted parcel known as "Dinghy Beach" for the City of Key West.

Section 2: That the State of Florida is hereby requested to convey by deed the accreted land known as "Dinghy Beach," located adjacent to North Roosevelt Boulevard and the Marriott Beachside Hotel to the City of Key West, for public purpose.

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 _____ day of _____, 2022.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2022.

Filed with the Clerk on _____, 2022.

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