

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES ENTITLED "TRAFFIC AND VEHICLES" BY AMENDING ARTICLE IV - "PARKING STOPPING AND STANDING", DIVISION 5, "RESIDENTIAL PARKING PERMIT PROGRAM", SECTION 70-249, TO ADJUST THE RATE FOR AN ANNUAL RESIDENTIAL PARKING PERMIT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, an adjustment to the fee for a Residential Parking Permit will promote the welfare of the citizens and visitors of the City of Key West.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF KEY WEST, FLORIDA:

Section 1: That Section 70-249 of the Code of Ordinances is hereby amended as follows*:

Sec. 70-249. Additional eligibility.

(a) In addition to the persons in section 70-248, the following persons shall also be eligible to park vehicles in the residential parking permit area:

*(Coding: Added language for first reading is underlined; deleted language is ~~struck through~~. Added language for second reading is double-underlined.)

- (1) Military personnel stationed in Key West; and
- (2) Seasonal residents, persons who reside in the City of Key West on a seasonal basis of four (4) months or longer, and whose vehicles are registered outside of the county; and
- (3) Vehicles registered to a business that holds a business tax receipt with the City of Key West.

(b) All persons whose eligibility is determined under this section shall register their vehicles for this permit with the Monroe County Tax Collector and execute a sworn affidavit of eligibility. There shall be a registration fee sufficient to cover the cost of issuing the residential parking permit decal for each vehicle of an owner eligible under this section. The annual fee, ~~as of the effective date of this ordinance [Ord. No. 14-13],~~ shall be ~~\$10.00~~ \$20.00. The rate may be adjusted as necessary by resolution of the city commission. Each such vehicle shall display a decal in the manner prescribed by the city.

(c) All persons displaying a lawfully issued Residential Parking Permit may park free of charge for a

period of time not to exceed four(4) hours per day in the following City parking sites:

(i) The main parking lot located at the Key West Bight (Caroline Street lot);

(ii) The Old Town Garage;

(iii) The Fire Station parking lot on Angela Street;

(iv.) The Truman Waterfront parking lots.

The City Manager may suspend this parking permit benefit at his or her discretion during special event periods or when otherwise required for City purposes.

Section 2: If any section, provision, clause, phrase, or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of this Ordinance.

Section 3: All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

Section 4: This Ordinance 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.

Read and passed on first reading at a regular meeting held this _____ day of _____, 2019.

Read and passed on final reading at a regular meeting held this _____ day of _____, 2019.

Authenticated by the presiding officer and Clerk of the Commission on _____ day of _____, 2019.

Filed with the Clerk _____, 2019.

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|------------------------------|-------|
| 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