



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

City Commission

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

Charter Officials

Albert Childress, City Manager
Keri O'Brien, City Clerk
Ronald Ramsingh, City Attorney

Thursday, January 11, 2024

9:00 AM

City Hall

ADA Assistance: It is the policy of the City of Key West to comply with all requirements of the Americans with Disabilities Act (ADA). Please call the TTY number 1-800-955-8771 or for voice 1-800-955-8770 or the ADA Coordinator at 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

FOR VISUAL PRESENTATIONS: For City Commission meetings the City Clerk's Office will need a copy of the presentation for the agenda at least 7 days before the meeting.

MORNING SESSION

CALL MEETING TO ORDER - 9:00 A.M.

ROLL CALL

Absent 1 - Commissioner Hoover

Present 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

INVOCATION - Pastor Lee Johnson, Metropolitan Community Church

PLEDGE OF ALLEGIANCE TO THE FLAG - Todd Stoughton, Assistant City Manager

CITIZEN COMMENTS

APPROVAL OF AGENDA - The agenda was unanimously approved as amended, including an add-on Presentation for 2023 Holiday Parade Winners

CONSENT AGENDA*

***Item is considered to be routine and enacted by one motion with no separate discussion, unless requested by a Commission Member. The City of Key West may take action on any matter during this meeting, including items that are not set forth within this agenda.**

MINUTES

1 *December 14, 2023

Attachments: [Minutes](#)

Passed

RESOLUTIONS

2 *Authorizing Mote Marine Laboratory, Inc. to conduct a "Florida Keys Ocean Festival" at the Truman Waterfront grassy area by the splash pad on Saturday, April 20, 2024 from 10:00 A.M. to 3:00 P.M; Pursuant to terms and conditions set forth by the City Manager; Authorizing the sale and consumption of alcoholic beverages within the barricaded area.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
 [Cover Memo](#)
 [Application & Approvals](#)

Passed

Enactment No: Res 24-001

- 3 *Supporting the Plan of the Monroe County Board of County Commissioners to create a Hurricane Working Group with all municipalities located within Monroe County, including Key West, to provide recommendations on the Florida Keys Hurricane Evacuation Modeling process and related concerns; Authorizing the City Manager and/or designees to participate in a Monroe County Hurricane Working Group.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[Monroe County BOCC Resolution 572-2023](#)
[Monroe County Agenda Item L1](#)
[Clearance Times Summary Table](#)
[Hurricane Loss Model Brief](#)

Passed

Enactment No: Res 24-002

- 4 *Authorizing the purchase of one (1) 2024 Ford Transit T-150 Medium Roof Cargo Van with related accessories in an amount not to exceed \$60,908.22 from Duval Ford LLC, through piggybacking on the Florida Sheriff's Association Contract No. FSA23-VEL31.0, pursuant to Section 2-797(3) of the Code of Ordinances for use by the Community Services Department; Authorizing any necessary budget transfers or adjustments; Authorizing City Manager to execute necessary documents upon consent of the City Attorney.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[Quote and Backup](#)
[Sheriffs Contract](#)

Passed

Enactment No: Res 24-003

- 5 *Awarding the bid of Beach Raker, LLC. in response to Invitation to Bid ("ITB") #24-003 for the Smathers and Rest Beach Cleaning Contract; Authorizing any necessary budget transfers or adjustments; Authorizing the City Manager to execute a contract in substantial conformance with the bid documents.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[ITB 24-003](#)
[Bid Memo](#)
[Beach Raker LLC Bid](#)

Passed

Enactment No: Res 24-004

- 6 *Approving a Task Order to CH2M Hill in an amount not to exceed \$24,201.77 for a Berthing Improvement Evaluation for the Mallory T-Pier; Authorizing any necessary budget transfers or adjustments; Authorizing the City Manager to execute documents upon consent of the City Attorney.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[Task Order](#)
[Jacobs Contract](#)
[Res 23-029 Gen Eng Svcs](#)
[Res 21-006 Recognize CH2M-Jacobs Merger](#)
[* Large File* Res 18-196 T-Pier Modernization Study](#)
[Res 21-139 Amend 1 Reduce Ship Length to 664](#)
[Res 23-242 Cond Consent Aqmt wOKR](#)

Passed

Enactment No: Res 24-005

7 *Approving the attached City Marina Liveaboard Lottery Dockage Agreement.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[Lease Agreement](#)

Passed

Enactment No: Res 24-006

8 *Approving the execution of Restrictive Covenants Document associated with a matching Grant Agreement between the Key West Art Center and the State of Florida Department of State for City owned property located at 301 Front Street, Key West, Florida.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[Restrictive Covenants](#)
[Grant Award Agreement](#)
[Letter of Concurrence](#)
[17-067 Lease](#)

Passed

Enactment No: Res 24-007

- 9 *Authorizing the attached "State of Florida Department of Transportation Local Agency Program Supplemental Agreement" Supplement No. 2 to Local Agency Program Agreement (FPN 446126-1-58-01 and 446126-1-68-01, Contract No. G2722, FAIN D620-045-B) between the City of Key West and Florida Department of Transportation increasing grant funding by \$114,000.00 for the "Final Mile" Project for construction of transit stop lighting at high use bus stops along the Lower Keys Shuttle Bus Route; Authorizing the City Manager to execute necessary documents upon advice and consent of the City Attorney; Authorizing any necessary budget transfers and amendments.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[Resolution 21-188](#)
[Resolution 22-245](#)
[Resolution 23-331](#)
[Supplemental No. 2](#)

Passed

Enactment No: Res 24-008

- 10 *Authorizing the purchase of one (1) 35' Electric Gillig Bus and one (1) 30' Low Floor Clean Diesel Gillig Bus in a total amount of \$1,875,768.00 pursuant to State Contract, pursuant to Sections 2-797(1)(3) and 2-844(A) of the Code of Ordinances.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[35' EBus Price Quote](#)
[30' LF Diesel Price Quote](#)
[Resolution 23-343](#)
[Intent to Award Ltr. 12-28-2023](#)

Passed

Enactment No: Res 24-009

11

*Approving the attached "Out of Scope Letter Agreement" for additional services, pursuant to Section 3.2.5 of the amended "Agreement for Operations, Maintenance, and Management Services for the City of Key West, Florida, Wastewater Facilities" ("Agreement") between the City and Operations Management International, Inc. (OMI) to replace and install the Ultraviolet Disinfection System at the Richard A Heyman Environmental Pollution Control Facility (RAHEPF) in the amount of \$317,168.00; Authorizing necessary budget transfers and adjustments; Authorizing the City Manager to execute necessary paperwork upon consent of the City Attorney.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[OMI - UVDS Installation Proposal](#)
[OMI Key West Contract *Large File*](#)
[Resolution 13-304](#)
[Resolution 18-366](#)
[Resolution 23-043](#)
[OGC 21-0581](#)

Passed

Enactment No: Res 24-010

12 *Approving a Task Order to Stantec Consulting Services, Inc. in an amount not to exceed \$134,450.00 for the design of Dennis Street Stormwater Improvements Phase II; Authorizing any necessary budget transfers and adjustments; Authorizing the City Manager to execute any necessary documents upon consent of the City Attorney.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
 [Cover Memo](#)
 [Stantec Proposal](#)
 [Stantec Contract](#)
 [Resolution 18-306](#)
 [Resolution 20-041 *Large File*](#)
 [Resolution 20-050](#)
 [Resolution 23-029 *Large File*](#)

Passed

Enactment No: Res 24-011

Approval of the Consent Agenda

A motion was made by Commissioner Lopez, seconded by Commissioner Weekley to Approve the Consent Agenda. The motion was carried unanimously.

PRESENTATIONS

13 City of Key West Employee of the Quarter - Bridget Flores, Director of Human Resources

Sponsors: City Manager Childress

Attachments: [Cover Memo](#)
 [Nomination Package - Floyd Jenkins](#)

Received and Filed

14 City of Key West Employee Service Awards - Bridget Flores, Director of Human Resources

Sponsors: City Manager Childress

Attachments: [Cover Memo](#)

Received and Filed

15 Keep Key West Beautiful Award - Jim Young, Director of Code Compliance

Sponsors: City Manager Childress

Attachments: [Cover Memo](#)

Received and Filed

2023 Holiday Parade Winners

16 Community Services - Marcus Davila, Director

Attachments: [Presentation](#)

Received and Filed

DISCUSSION

17 Park and Ride Lease Renewal

Sponsors: City Manager Childress

Attachments: [Presentation](#)

[Cover Memo](#)

[KEYS Reply Jan 4, 2024](#)

[City Offer Dec 29, 2023](#)

[LTC - Park and Ride Operational Expenditures](#)

Discussed

18 General Obligation Bond Presentation - PFM Consultants

Sponsors: City Manager Childress

Attachments: [Presentation](#)

[Cover Memo](#)

[Presentation - PDF Version](#)

Discussed

10:51 A.M. - Meeting went into Recess

11:04 A.M. - Meeting Reconvened

RESOLUTIONS

19 Approving the Employment Agreement between the City of Key West and Police Chief, Sean T. Brandenburg; Authorizing the City Manager to execute the Employment Agreement; Providing for implementation.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[Exhibit A- Employment Agreement](#)
[Executive Performance Agreement](#)
[Police Chief Donald Lee Employment Agreements 2008 and 2014](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Resolution be Passed. The motion carried by the following vote:

No: 1 - Commissioner Carey

Absent: 1 - Commissioner Hoover

Yes: 5 - Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

Enactment No: Res 24-012

CITY MANAGER'S REPORT

20 Department Reports- December 2023

- Attachments:** [Building December 2023](#)
[Code Compliance December 2023](#)
[Community Services December 2023](#)
[Engineering December 2023](#)
[Finance December 2023](#)
[Fire December 2023](#)
[Housing and CDO December 2023](#)
[HR December 2023](#)
[IT December 2023](#)
[KWPD December 2023](#)
[Parking December 2023](#)
[Planning December 2023](#)
[Port and Marine Services December 2023](#)
[Property Management December 2023](#)
[Public Information December 2023](#)
[Transit December 2023](#)
[Utilities December 2023](#)

Received and Filed

CITY ATTORNEY'S REPORT

CITY CLERK'S REPORT

21 January - December 2023

- Attachments:** [January through December 2023](#)

Received and Filed

COMMISSION COMMENTS

RECESS - 11:29 A.M.

EVENING SESSION

RECONVENE - CALL TO ORDER - 5:02 P.M.

ROLL CALL

Absent 1 - Commissioner Hoover

Present 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez,
Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

PROCLAMATIONS

22 Velma Christian Lifetime Achievement Award

Sponsors: Mayor Johnston and City Commission

Attachments: [Proclamation](#)
[Cover Memo](#)

Received and Filed

23 Keys To Be the Change Mentoring Month

Sponsors: City Commission

Attachments: [Proclamation](#)

Received and Filed

INVOCATION - Pastor Lee Johnson, Metropolitan Community Church

PLEDGE OF ALLEGIANCE - Todd Stoughton, Assistant City Manager

PRESENTATIONS

24 State of the City - Mayor Teri Johnston

Sponsors: Mayor Johnston

Attachments: [Presentation](#)

Received and Filed

CITIZEN COMMENTS

APPROVAL OF AGENDA - The agenda was unanimously approved as amended

RESOLUTIONS

- 25 Denying/Granting the appeal by Barton W. Smith, Esq. on behalf of the property owner, Passero Development LLC, of the Floodplain Administrator's Substantial Improvement Determination rendered on October 26, 2023, for the single-family home located at 2320 Patterson Avenue, Key West, Florida, RE #00050210-000000.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[*Large File* Appeal](#)
[*Large File* Exhibit A](#)
[Exhibit B](#)
[Exhibit C](#)
[Request for Postponement](#)
[Memorandum in Support of Appeal](#)
[Executed Bennett Affidavit](#)
[Executed Chilberg Affidavit](#)
[City Staff Presentation](#)
[Appelant Presentation](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Resolution be Postponed to March 14, 2024. The motion passed by unanimous vote.

26

Major Modification to a Major Development Plan and Conditional Use- 2407 N. Roosevelt Boulevard (RE# 00002280-000100) - [~~Granting~~/Denying] a Major Modification to a Major Development Plan and Conditional Use for property located at 2407 North Roosevelt Boulevard in the Conservation Zoning District, pursuant to Section 108-91(C) (3), 122-63(E), and 122-129 of the Land Development Regulations of the Code of Ordinances of the City of Key West.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
[Cover Memo](#)
[PB RES 2023-027](#)
[Staff Report Dec 2023](#)
[Noticing Package Dec 2023](#)
[Gulfview Pointe Association Response Letter](#)
[Letter of Objection to Planning REVISED Staff Report Issued](#)
[Staff Report Nov 2023](#)
[Planning Package Nov 2023](#)
[Noticing Package Nov 2023](#)
[Public Comment and Applicant Information](#)
[Applicant Presentation](#)
[Public Comment - Support \(Lion's Club\)](#)
[Public Comment - Holsenbeck](#)
[Public Comment](#)
[Happy Landings Opposition Letter](#)

At the outset of their presentation, the applicant asked that only the request to increase boat length be considered. All other items were not considered.

A motion was made by Vice Mayor Kaufman, seconded by Commissioner Lopez, that the Modification to the Major Development Plan be denied based upon review of the evidence not meeting the standard of substantial competent evidence. The motion carried by the following vote:

No: 1 - Commissioner Carey

Absent: 1 - Commissioner Hoover

Yes: 5 - Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

Enactment No: Res 24-013

ORDINANCES – FIRST READING

27

An Ordinance of the City of Key West, Florida, amending Chapter 2 of the Code of Ordinances, titled "Administration", by amending Sec. 2-285 titled "Regular Meetings" by amending the monthly requirement for meetings of advisory boards to a minimum of bimonthly meetings; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Weekley

Attachments: [Ordinance](#)
[Cover Memo](#)
[Business Impact Estimate](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:

Absent: 1 - Commissioner Hoover

Yes: 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

28

An Ordinance of the City of Key West, Florida, amending Chapter 2 of the Code of Ordinances entitled "Administration" by adopting a new District Boundary Map for the City Commission's Electoral Districts; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Attorney Ramsingh

Attachments: [Ordinance](#)
[Cover Memo](#)
[2021 Map](#)
[Proposed 2024 Adjustment](#)
[Business Impact Estimate](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Ordinance be Passed to Second Reading. The motion passed by unanimous vote.

29

An Ordinance of the City of Key West, Florida, amending Chapter 14 of the Code of Ordinances entitled “Buildings and Building Regulations”, Article I entitled “In General”, Section 14-1 entitled “Applicable Fees”; to allow for an increase in administrative service, building, mechanical, electrical, plumbing, and after the fact permit fees; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Childress

Attachments: [Ordinance](#)
[Cover Memo](#)
[Utilization Report](#)
[Business Impact Estimate](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Wardlow, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:

Absent: 1 - Commissioner Hoover

Yes: 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

30

An Ordinance of the City of Key West, Florida, amending Chapter 18 of the Code of Ordinances, entitled "Businesses" by creating Article XV titled "Obscene Materials", Division 1, entitled "Display of Obscene Materials"; Creating Sec 18-800 titled "Intent"; Creating Sec 18-801 entitled "Definitions"; Creating Section 18-802 entitled "Regulations"; Creating Sec 18-803 entitled "Penalties"; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Mayor Johnston, Commissioner Wardlow, Commissioner Weekley, Commissioner Carey, Commissioner Lopez and Commissioner Hoover

Attachments: [Ordinance - Original](#)
[Cover Memo - Original](#)
[Ordinance - Expanded](#)
[Cover Memo - Expanded](#)
[Business Impact Estimate](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Lopez, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:

Absent: 1 - Commissioner Hoover

Yes: 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

7:11 P.M. - Meeting went into Recess

7:21 P.M. - Meeting Reconvened

31

An Ordinance of the City of Key West, Florida, amending Chapter 18 of the Code of Ordinances, entitled "Businesses", by amending Article II entitled "Alcoholic Beverages", Division II entitled Entertainment License, amending Section 18-60 to reduce the number of violations of Division 3 of Article II of Chapter 6 and Article IV of Chapter 26 from three to one for a mandatory Suspension or Revocation Hearing, providing for enforcement, fees and penalties; Providing for severability: Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Childress

Attachments: [Ordinance](#)
[Cover Memo](#)
[Business Impact Estimate](#)

A motion was made by Vice Mayor Kaufman, seconded by Commissioner Weekley, that the Ordinance be Denied. The motion carried by the following vote:

No: 1 - Mayor Johnston

Absent: 1 - Commissioner Hoover

Yes: 5 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow and Commissioner Weekley

32

An Ordinance of the City of Key West, Florida, amending Chapter 26 of the Code of Ordinances, entitled "Environment", by amending Article IV entitled "Sound Control", amending Section 26-192(B) to remove the decibel levels within the Core Commercial District and establish a Disturbing Noise Standard and amending Section 26-192 (3) amending the definition of a Complaint of Disturbing Noise to within 100 feet of a commercial district sound source and, providing for enforcement, fees and penalties; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Childress

Attachments: [Ordinance](#)
[Cover Memo](#)
[Business Impact Estimate](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Wardlow, that the Ordinance be Denied. The motion carried by the following vote:

Absent: 1 - Commissioner Hoover

Yes: 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

33

Text Amendment of the Land Development Regulations -

An Ordinance of the City of Key West, Florida, amending Chapter 114 of the Code of Ordinances, entitled "Signs" by amending Section 114-2 titled "Posting Notices, Signs or Advertising Matter on Trees, Poles or Public Property" and by amending Section 114-103 titled "Prohibited Signs" and amending corresponding HARC Sign Guidelines to provide for exceptions for non-profit temporary banner signs and open house real estate signs; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Carey, Commissioner Hoover, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow and Commissioner Weekley

Attachments: [Ordinance - 2nd Reading](#)
[Cover Memo](#)
[Ordinance - 1st Reading](#)
[PB RES 2023-033](#)
[Staff Report](#)

A motion was made by Commissioner Carey, seconded by Commissioner Lopez, that the Ordinance be Passed to Second Reading with amendments to add 'locally' to the registered 501(c)(3) exceptions outlined in 2(a) and change the open house signage from 48 hours to 24 hours outlined in 2(b). The motion carried by the following vote:

Absent: 1 - Commissioner Hoover

Yes: 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

34

Text Amendment of the Land Development Regulations -

An Ordinance of the City of Key West, Florida, to amend Chapter 122 of the Land Development Regulations entitled "Zoning", Article IV, entitled "Districts", Division 3 entitled "Residential Districts", Subdivision III entitled "Single-Family Residential District (SF)", Section 122-232 entitled "Accessory Units", and Section 122-233 entitled "Special Criteria Applicable to Accessory Units" to amend the required setbacks for deed restricted affordable accessory units; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Carey

Attachments: [Ordinance](#)
[Cover Memo](#)
[PB RES 2023-030](#)
[Staff Report](#)
[Building Department Cover Memo](#)
[Building Department Draft Ordinance](#)

A motion was made by Commissioner Carey, seconded by Vice Mayor Kaufman, that the Ordinance be Passed to Second Reading on March 14, 2024 and with the understanding that building and planning departments will meet to further discuss the ramifications of the Ordinance. The motion carried by the following vote:

Absent: 1 - Commissioner Hoover

Yes: 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

9:05 P.M. - Commissioner Lopez left the dais

9:08 P.M. - Commissioner Lopez returned to the dais

35

Text Amendment of the Land Development Regulations -

An Ordinance of the City of Key West, Florida to amend Chapter 122 of the Land Development Regulations, Article III entitled "Conditional Uses", Section 122-63 "Review; enforcement" to allow administrative procedure over the voluntary revocation of Conditional Use Permits; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Carey

Attachments: [Ordinance](#)
[Cover Memo](#)
[PB RES 2023-032](#)
[Staff Report](#)

A motion was made by Vice Mayor Kaufman, seconded by Commissioner Wardlow, that the Ordinance be Passed to Second Reading. The motion carried by the following vote:

Absent: 1 - Commissioner Hoover

Yes: 6 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Lopez, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

36

Text Amendment of the Land Development Regulations -
An Ordinance of the City of Key West, Florida, amending Land Development Regulations Chapter 122 entitled “Zoning”, Article II entitled “Nonconformities”; Section 122-26 entitled “Definitions”; Section 122-27 entitled “Intent”; Section 122-28 entitled “Replacement or reconstruction”; and Section 122-29 entitled “Repairs and Maintenance”, to revise the definitions of “Reconstruction,” “Replacement,” “Repairs” and “Maintenance” with regards to entitlements for nonconforming structures; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Carey

Attachments: [Ordinance](#)
[Cover Memo](#)
[PB RES 2023-031](#)
[Staff Report](#)
[Building Department Cover Memo](#)
[Building Department Draft Ordinance](#)

A motion was made by Commissioner Carey, seconded by Commissioner Wardlow, that the Ordinance be Passed to Second Reading on March 14, 2024. The motion carried by the following vote:

No: 1 - Commissioner Lopez

Absent: 1 - Commissioner Hoover

Yes: 5 - Commissioner Carey, Vice Mayor Kaufman, Commissioner Wardlow, Commissioner Weekley and Mayor Johnston

ORDINANCES - SECOND READING (Public Hearing and Proposed Adoption)

37

An Ordinance of the City of Key West, Florida, amending Chapter 66 of the Code of Ordinances, titled "Taxation", by amending Sec. 66-109 titled "Schedule of Taxes" by adjusting the schedule of Business Tax Receipts; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Childress

Attachments: [Ordinance](#)
[Cover Memo](#)
[Business Impact Estimate](#)
[BTR Fee Increase](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Carey, that the Ordinance be Adopted. The motion passed by unanimous vote.

Enactment No: Ord 24-01

ADJOURNMENT - 9:48 P.M.