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THE CITY OF KEY WEST

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EXECUTIVE SUMMARY

To: The City Commission for the City of Key West
From: Ron Ramsingh, Assistant City Attorney
Date: January 29, 2014
RE: Proposed revision to Sec. 18-324 Mobile Vendor Restrictions

A handwritten signature in black ink, appearing to be "RR", enclosed in a circular scribble.

Action statement:

A proposed ordinance revision to correct the restricted zoning designation concerning the prohibition of motorized mobile vendor units in the zoning district formerly known as HP-2 to reflect the current designations. This revision is being proposed by the City Attorney's Office.

Background:

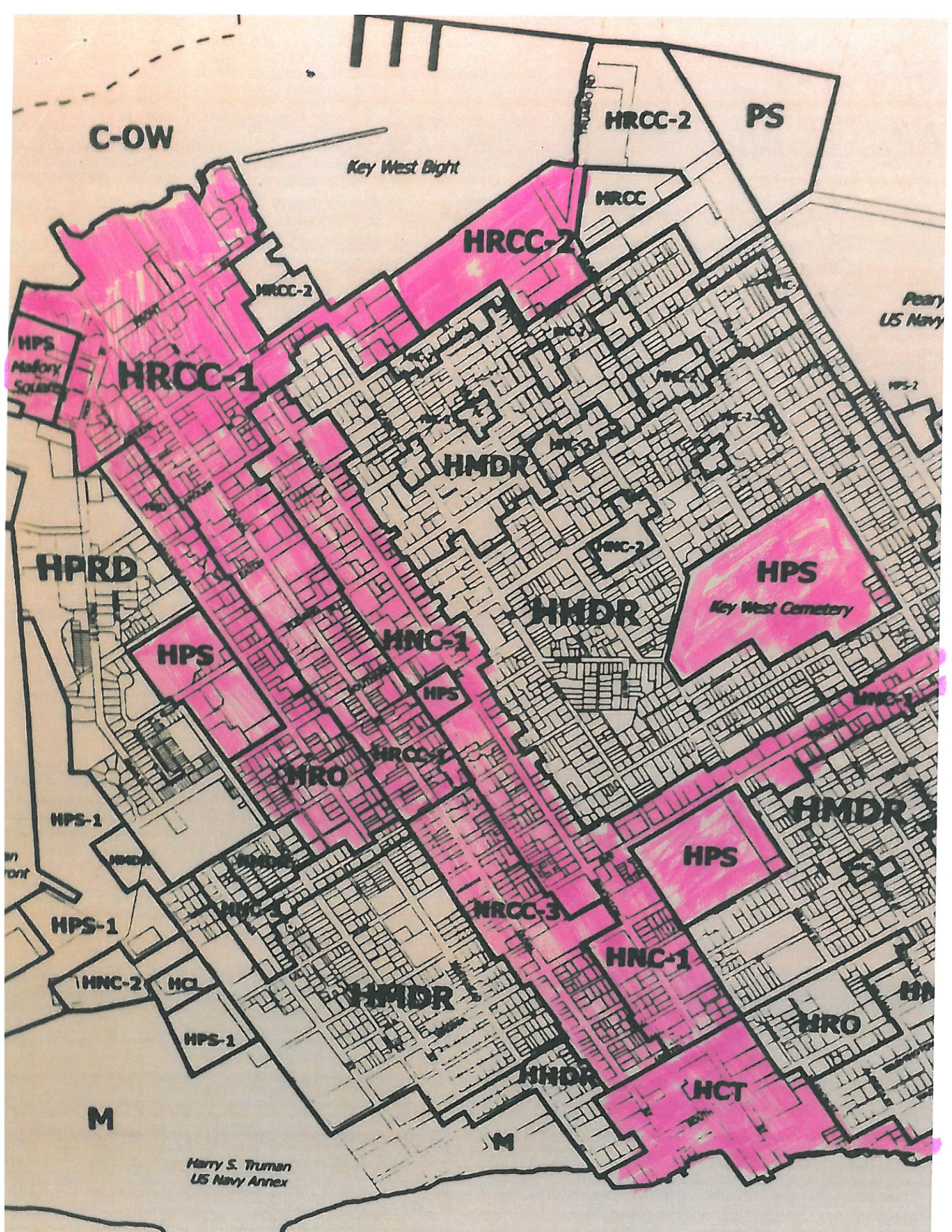
Mobile Vendors have historically been prohibited from conducting business in the public rights of way within a large portion of the historic district from motorized carts or vehicles within the zoning district that was formerly known as HP-2. In 1997, a comprehensive change to the Land Development Regulations took place, however, there are several references to the LDR's in other areas of the general code that are not contained in the LDRs that were not also changed to reflect the change in designation. The former HP-2 district is now known as a compilation of HRCC-1, HRCC-2, HRCC-3, HRO, HPS, and HCT zoning districts. This issue came to light regarding a MVL holder that has established herself on Whitehead St. across from the Hemingway House selling edibles. She employs a Cushman motorized 3 wheeled food cart and has been contacted by Code Compliance concerning the motorized component. The MVL holder was told by licensing at license issuance that she cannot use a motorized cart.

Options:

1. To pass the proposed ordinance revision, thereby bringing the MVL restrictions up to date with the legislative intent of prohibiting motorized mobile vendors in a large part of the historic district.
2. To defeat the proposed revision and thereby continue to create a perceived ambiguity in the long standing prohibition in the historic district concerning motorized mobile vendors

Reccomendation:

To pass the proposed revision



C-OW

Key West Bight

HRCC-2

PS

HRCC

HRCC-2

HRCC-2

HRCC-1

HPS
Malory Square

Peary
US Navy

HPS-2

HNDR

HPRD

HPS

Key West Cemetery

HPS

HNC-1

HNDR

HPS

HRO

HNC-2

HPS-1

HNDR

HPS

HPS-1

HRCC-3

HNC-1

HNC-2

HCL

HNDR

HRO

HPS-1

HNDR

HCT

M

M

Harry S. Truman
US Navy Annex

TURNING PD(85-27)

TRUMB

MONROE COUNTY
K.W. HOUSING AUTHORITY
M-1
CITY OF K.W. ELECTRIC

KEY WEST BIGHT

HP-2

HP-3

HP-1

PD(85-35)
PRD

CITY CEMETARY
KEY WEST

HP-2

HP-3

HP-1

HP2(81-42)

HP-3

ATLANTIC

OCEAN

THE HARRY S. TRUMAN U.S. NAVAL AIR STATION ANNEX

CONVENT OF MARY INMACULATE

CATHOLIC SCHOOL

U.S. POST OFFICE

STEELE METHODIST CHURCH

ST. MARY'S SCHOOL

ST. JOHN'S SCHOOL

ST. MICHAEL'S SCHOOL

ST. ANNE'S SCHOOL

ST. JOSEPH'S SCHOOL

ST. PETER'S SCHOOL

ST. PAUL'S SCHOOL

ST. CHARLES SCHOOL

ST. MARY'S SCHOOL

ST. ANNE'S SCHOOL

ST. JOSEPH'S SCHOOL

ST. MICHAEL'S SCHOOL

ST. JOHN'S SCHOOL

ST. PETER'S SCHOOL

ST. PAUL'S SCHOOL

SHIPS BASIN

AND WILDS