



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Meeting Agenda Full Detail City Commission

Wednesday, September 5, 2012

6:00 PM

Old 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 at 305-809-1000 or the ADA Coordinator at 305-809-3951 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

CALL MEETING TO ORDER

ROLL CALL

INVOCATION: Rev. Dr. Randal Becker, Unitarian Universalist Fellowship

PLEDGE OF ALLEGIANCE TO THE FLAG

APPROVAL OF AGENDA

PRESENTATIONS

1 Key West Historic Resources Survey 2011

Sponsors: City Manager Vitas

Attachments: [HARC Survey](#)

City Attorney's Report

City Manager's Report

CONSENT AGENDA*

*Item is considered to be routine and enacted by one motion with no separate discussion, unless requested by a Commission Member or citizen, in which event the item will be removed from the order and considered in its normal sequence on the agenda. The City of Key West may take action on any matter during this meeting, including items that are not set forth within this agenda.

RESOLUTIONS

- 7 *Ratifying the Emergency Approval of Work Change Directive 6, in an amount not to exceed \$157,631.16 to the contract with Ebsary Foundation Company, Inc. for Navy Mole Bulkhead 497 Repairs, Project OM1201; Approving necessary budget transfers.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)

[Executive Summary](#)

[Navy E-mail](#)

[Resolution 12-114](#)

[Approval Routing Sheet](#)

[City Staff Memo](#)

[Approved Work Change Directive](#)

[Navy E-mail](#)

[Ebsary Cost Detail](#)

- 8 *Authorizing a 1.6 percent adjustment to increase the user fee of each Equivalent Stormwater Unit (ESU) to \$7.80 for Fiscal Year 2013.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)

[Executive Summary](#)

[Key West Stormwater Rate Presentation](#)

[FY 2013 Stormwater Budget Projected Revenues](#)

[FY 2013 Stormwater Budget Projected Expenses](#)

- 9 Approving the attached Transit Development Plan Minor Update - Annual Progress Report 2012 from the City of Key West for the Florida Department of Transportation (FDOT).

Sponsors: City Manager Vitas

Attachments: [Resolution](#)

[Executive Summary](#)

[Support Document](#)

- 10** Authorizing the City Manager to enter into an Agreement with Bank of New York Mellon, property owner(s) in Code Compliance Case Number CES-09-2058 (923 Eaton Street) permitting a Release of Lien upon payment by the owners of a mitigated amount of \$30,000.00.

Sponsors: City Manager Vitas

Attachments: [Resolution](#)
[Executive Summary](#)
[Offer from Mellon to Settle](#)
[Letter from McCalla Raymer](#)
[Lien](#)
[Findings and Order](#)

ORDINANCES – FIRST READING

- 11** An Ordinance of the City of Key West, Florida, amending Chapter 26 of the Code of Ordinances entitled “Environment” by amending Section 26-193 entitled “Exceptions” to clarify and update exemptions to the Sound Control Ordinance; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Yaniz

Attachments: [Ordinance](#)

- 12** An Ordinance of the City of Key West, Florida, amending Chapter 58 of the Code of Ordinances entitled “Solid Waste” by amending Section 58-64 to adjust Navy Generated Solid Waste Rates; Amending Section 58-65 to adjust Residential Rates; Amending Section 58-66 to adjust Commercial Solid Waste Rates; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Vitas

Attachments: [Ordinance](#)
[Executive Summary](#)
[FY 2013 Solid Waste Budget Presentation](#)
[FY 2013 Solid Waste Budget Projected Revenues](#)
[FY 2013 Solid Waste Budget Projected Expenditures](#)

13

An Ordinance of the City of Key West amending the Land Development Regulations, and the Official Zoning Map for property known as the Peary Court Housing Complex (RE# 00006730-000000, Alternate Key# 1006963) Amending the Official Zoning Map Legend; Amending Chapter 122, Article IV, to create a new Historic Special Medium Density Residential District (HSMDR), providing for permitted uses, conditional uses, prohibited uses and dimensional requirements; Providing for a residential density of 9 units per acre; Amending Chapter 122, Article V, providing amendments to the tables of uses and dimensional requirements for Historic Special Medium Density Residential District (HSMDR); Providing for concurrent and conditional adoption upon adoption of Comprehensive Plan amendments; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: City Manager Vitas

Attachments: [Ordinance](#)

[Executive Summary](#)

[Planning Board Resolution & Proposed Ordinance](#)

[Planning Board Staff Report & Package](#)

[Attachment 1 - Recommended FLUM Amendment Ordinance](#)

[*LARGE FILE* Attachment 2 - Peary Court Data and Analysis Report](#)

[Attachment 3 - Resolution 11-325](#)

[Attachment 4 - Peary Court Memo Re-zoning Process](#)

[Attachment 5 - Draft 2012 Data and Analysis](#)

[Attachment 6 - DEO Letter re: Peary Court Affordable Housing Units](#)

[Attachment 7 - ORC Report](#)

[Mailing List](#)

[SURVEY-PEARY COURT NEW \(1\)](#)

[Updated Survey-Peary Court \(2\)](#)

Legislative History

7/19/12	Planning Board	Passed
8/7/12	City Commission	Withdrawn

ORDINANCES - SECOND READING (Public Hearing)

14

An Ordinance of the City of Key West, Florida, amending Chapter 6 of the Code of Ordinances entitled "Street Performers and Street Artists" by amending Section 6-1 definitions to provide for an amendment to the definition of the Duval Street Corridor Cultural District; Providing for severability; Providing for repeal of inconsistent provisions; Providing for an effective date.

Sponsors: Commissioner Lopez

Attachments: [Ordinance Approved on First Reading](#)

[Exhibit C1 Approved at First Reading](#)

[Executive Summary First Reading](#)

[Proposed Ordinance for Second Reading](#)

[Executive Summary for Second Reading](#)

[Exhibit A1 for Second Reading](#)

[Exhibit C1 for Second Reading](#)

Legislative History

7/17/12	City Commission	Passed to Second Reading
8/7/12	City Commission	Postponed

CITIZEN COMMENTS

COMMISSION COMMENTS

ADJOURNMENT