

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, 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; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, at a meeting on March 14, 2024, the City Commission conducted a quasi-judicial hearing concerning a Notice of Appeal filed by Barton W. Smith, Esq. of Smith Hawks, Attorneys at Law, on behalf of the property owner of 2320 Patterson Avenue (RE #00050210-000000), Passero Development LLC, in response to a Substantial Improvement Determination rendered by the City's Floodplain Administrator on October 26, 2023; and

WHEREAS, pursuant to Section 34-129(2) of the Code of Ordinances, the City Commission shall hear and decide appeals when it is alleged there is an error in any requirement, decision, or determination made by the Floodplain Administrator in the administration and enforcement of the floodplain ordinance; and

WHEREAS, the City Commission considered the record of evidence upon which the City's Floodplain Administrator rendered the decision, and provided opportunity for a

presentation to be made by the appellant and the Floodplain Administrator; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ADJUSTMENT OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: The Floodplain Administrator's

Substantial Improvement Determination is hereby

granted/denied, based upon the following:

Section 2: 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 March, 2024.

Authenticated by the Presiding Officer and Clerk of the Commission on the _____ day of March, 2024.

Filed with the Clerk on _____, 2024.

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

TERI JOHNSTON, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK