

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES ENTITLED "TRAFFIC AND VEHICLES" BY CREATING SECTION 70-130 ENTITLED "NO LODGING IN VEHICLES" TO PROHIBIT LODGING IN VEHICLES LOCATED ON CITY RIGHTS OF WAY; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, it has been observed that persons have been lodging in vehicles on public streets and property, and;

WHEREAS, lodging or camping in vehicles constitutes a hazard to the health and safety of the residents visitors of the City of Key West as well as the environment, and;

WHEREAS, tourism is the primary industry for the City of Key West and the act of unlawful lodging or camping in vehicles have a significant negative impact that creates an adverse effect on tourism and the environment, and;

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

Section 1: That section 70-130 of the Code of Ordinances is hereby created as follows*:

Sec. 70-130- No Lodging in Vehicles.

Except as provided for in Sections 70-464 108-683, It shall be unlawful for any person to lodge in, on or about any automobile, truck, trailer, camping or recreational vehicle or similar vehicle in any public street, public park area, public way, right-of-way, parking lot or other public property within the limits of the City of Key West.

Section 2: If any section, provision, clause, phrase, or application of this Ordinance is held invalid or jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed 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3: All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

*(Coding: Added language is underlined; deleted language is ~~struck through~~.)

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 _____, 2012.

Read and passed on final reading at a regular meeting held this _____ day of _____, 2012.

Authenticated by the presiding officer and Clerk of the Commission on _____ day of _____, 2012.

Filed with the Clerk _____, 2012.

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK