

RESOLUTION NO. 09-057

**A RESOLUTION OF THE CITY COMMISSION OF THE
CITY OF KEY WEST, FLORIDA, PROVIDING FOR THE
CONTINUED USE OF THE RECREATIONAL FIELD AT THE
TRUMAN WATERFRONT UNTIL SUCH TIME AS IT IS
RECONSTRUCTED IN A PERMANENT LOCATION;
PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, in order to effectively utilize a portion of the property at Truman Waterfront for the benefit of city residents and visitors, a temporary recreational field was created; and

WHEREAS, the field is a popular and vital location for recreation and enjoyment; and

WHEREAS, future plans for the development of the Truman Waterfront provide for green space that can be utilized as a permanent location for such a field; and

WHEREAS, it is imperative that the current field remain until such time as it can be permanently replaced.

WHEREAS, a portion of the field occupies land that may become part of a lease approved by the voters for negotiation with the BCCLT.

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

Section 1: Subject to section 3, no construction or other alteration shall be permitted which impacts the current recreational field until such time as a permanent field is constructed at the Truman Waterfront.

Section 2: That neither the preservation of the current temporary field, nor its permanent replacement, is intended to delay, displace or otherwise impede progress on any proposed development at the Truman Waterfront.

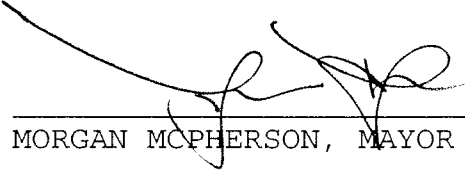
Section 3: That the City's obligation to construct the permanent field and discontinue use of the temporary field shall be in accordance with the provisions regarding such in any lease regarding the real property that may be entered into with the BCCLT.

Section 4: 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 3rd day of March, 2009.

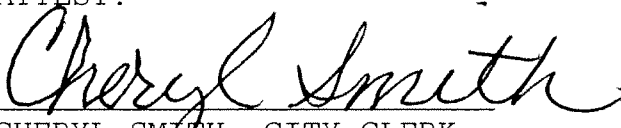
Authenticated by the presiding officer and Clerk of the Commission on October 13, 2009.

Filed with the Clerk October 13, 2009.



MORGAN MCPHERSON, MAYOR

ATTEST:



CHERYL SMITH, CITY CLERK