

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES, ENTITLED "ADMINISTRATION" BY AMENDING SECTION 2-708, TO THE HOMEBUYERS ASSISTANCE PROGRAM BY REVISING PROCESSES AND OTHER REQUIREMENTS NECESSARY TO OPERATE THE PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Key West finds that it is necessary to amend the Move-In Assistance Program by revising processes and other requirements necessary to operate the program; and

WHEREAS, an amendment to section 2-708 of the Code of Ordinances will clarify the administrative procedures for the program as the community development office was brought back to the municipal level.

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

Section 1: That Section 2-708 of the Code of Ordinances is hereby amended as follows*:

Sec. 2-708. - Homebuyers Assistance Program.

(a) Purpose. There is hereby established the "homebuyers assistance program" whose purpose is to assist eligible workforce persons to obtain loans in order to become homeowners of residential housing. The community development office of the City of Key West ~~through the housing authority of the City of Key West~~ shall administer this program. It shall implement underwriting standards and a local housing assistance plan for commission approval.

(b) Eligibility requirements. The community development office shall develop a form of application. Eligibility for the homebuyers assistance program shall be pursuant to the city's workforce housing ordinance, section 122-1466 et seq., and the city's adopted local housing assistance plan.

*(Coding: Added language is underlined; deleted language is ~~struck through~~ at first reading. Added language is double underlined and ~~double struck through~~ at second reading.)

(c) [Administration of program.] The homebuyers assistance program shall be administered on a preapproval basis. After a person is preapproved as eligible, he or she will be issued an award letter. ~~An authorized officer~~ Staff of the community development office ~~will shall issue~~ request a check payable to a closing agent from the City of Key West Finance Department. Prior to the expenditure of program funds, the loan must ~~have the additional approval of the executive director of the housing authority~~ be approved by the Director of Housing and Community Development.

(d) Loans; promissory notes and mortgage. The maximum amount of any loan under the homebuyers assistance program shall be \$20,000.00. The eligible person shall execute a promissory note and mortgage for the repayment of the loan.

Section 2: If any section, provision, clause, phrase, or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of 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.

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 _____, 2024.

Read and passed on final reading at a regular meeting held this _____ day of _____, 2024.

Authenticated by the presiding officer and Clerk of the Commission on _____ day of _____, 2024.

Filed with the Clerk _____, 2024.

Mayor Danise Henriquez	_____
Vice Mayor Clayton Lopez	_____
Commissioner Lissette Carey	_____
Commissioner Monica Haskell	_____
Commissioner Mary Lou Hoover	_____
Commissioner Sam Kaufman	_____
Commissioner Donald "Donie" Lee	_____

DANISE HENRIQUEZ, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK