

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING SOUTHERNMOST BEACH RESORT/SOUTHERNMOST BEACH TO CONDUCT THE "CHEESEBURGER BEACH BATTLE & CONCERT", ON THURSDAY, SEPTEMBER 3, 2026, FROM 5:00 P.M. TO 8:00 P.M. (SETUP AT 9:00 A.M.); PURSUANT TO TERMS AND CONDITIONS SET FORTH BY THE CITY MANAGER; AUTHORIZING THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE ENCLOSED AREA; GRANTING AN EXEMPTION FROM THE NOISE CONTROL ORDINANCE PURSUANT TO SECTION 6-86 OF THE CODE OF ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Southernmost Beach Resort/Southernmost Beach Cafe have applied to the city for a Special Event Permit for the "Cheeseburger Beach Battle & Concert" on South Beach/Southernmost Beach Cafe, on Thursday, September 3, 2026, from 5:00 p.m. to 8:00 p.m. (setup at 9:00 a.m.); and

WHEREAS, Section 6-86 of the Key West Code of Ordinances requires a Special Event Permit to depart from the requirements of the City's Noise Control Ordinance; and

WHEREAS, live, amplified music will be played during the event from 5:00 p.m. to 8:00 p.m.

NOW THEREFORE, BE IT RESOLVED, BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA.

SECTION 1. That In Resolution 19-174, the City Commission directed the City Manager to "develop language that restricts the use of polystyrene by individuals on public property, temporary vendors on public property, or entities engaged in a contractual

relationship with the local government for the local government for the provision of good or services, unless such use is otherwise preempted by law.”

SECTION 2. That the vendor/lessee/licensee acknowledges the City's concern about the negative environmental impact of using disposable polystyrene products, which are neither readily recyclable nor biodegradable. Vendor/Lessee/licensee/contractor therefore commits to refrain from the use of polystyrene/plastic straws, bags, plastic utensils and “to go” packages for food or products sold on any property leased from the City.

SECTION 3. That Southernmost Beach Resort/Southernmost Beach Cafe are hereby granted a Special Event Permit under Section 6-86 of the Key West Code of Ordinances for an event that will take place at the time and place as herein described; PROVIDED that all trash is adequately collected and contained; that a guarantee indemnifying the city is executed; and that the organization meets the terms and conditions set forth by the City Manager.

SECTION 4. Section 6-86 of the Key West Code of Ordinances requires a Special Event permit to depart from the requirements of the City's Noise Control Ordinance.

Section 5. There will be live, amplified music played from 5:00 p.m. to 8:00 p.m.

SECTION 6. That Southernmost Beach Resort/Southernmost Beach

Cafe will adhere to the recycling plan of the City of Key West, that one (1) recycling container for every one (1) trash barrels will be used and that they will be placed side by side.

SECTION 7. That pursuant to Section 18-86 of the Code of Ordinances, Southernmost Beach Resort/Southernmost Beach Cafe are hereby granted permission allowing the sale and consumption of alcoholic beverages within the enclosed area.

SECTION 8. That Southernmost Beach Resort/Southernmost Beach Cafe must post the required notice regarding prohibition of purchase and consumption of alcoholic beverages to persons under 21 years of age. Proof of compliance with Supplement F, paragraph 3 of the application is required at least ten (10) days in advance.

SECTION 9. That Southernmost Beach Resort/Southernmost Beach Cafe acknowledges that they are responsible for payment to the Key West Police Department, the Key West Fire Department and Community Services.

SECTION 10. That this resolution shall go into effect immediately upon its passage and adoption and authentication by the signatures of the presiding officer and Clerk of the Commission.

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Passed and adopted by the City Commission at a meeting held
this _____ day of _____, 2026.

Authenticated by the Presiding Officer and Clerk of the
Commission on _____ day of _____, 2026.

Filed with the Clerk on _____, 2026.

Mayor Danise Henriquez	_____
Vice Mayor Donald "Donie" Lee	_____
Commissioner Lisette Carey	_____
Commissioner Aaron Castillo	_____
Commissioner Monica Haskell	_____
Commissioner Sam Kaufman	_____
Commissioner Greg Veliz	_____

DANISE HENRIQUEZ, MAYOR

ATTEST:

KERI O'BRIEN, CITY CLERK