

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AUTHORIZING A WAIVER OF THE ONE PERCENT PUBLIC ART SET-ASIDE REQUIREMENT FOR THE KEY WEST HOUSING AUTHORITY FRANK P. TOPPINO POINCIANA GARDENS SENIOR LIVING FACILITY PROJECT, LOCATED AT 1664 DUNLAP DR., PURSUANT TO SECTION 2-487(c)(1)c. OF THE CODE OF ORDINANCES; PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, the Housing Authority of the City of Key West, a non-profit government agency, is constructing a Senior Assisted Living Facility, and has submitted a request for a waiver of the Art in Public Places Set Aside so that remaining funds can be used to provide services and subsidies for economically challenged residents; and

WHEREAS, Section 2-487(c)(1)c. of the Code of Ordinances provides that certain non-profits may have their public art fund set aside requirement waived, all or in part, by action of the city commission on a case by case basis upon a showing of a valid public purpose; and

WHEREAS, the Senior Living Facility will serve an important public purpose by providing housing for senior citizens, including subsidized housing for low-income senior citizens; and

WHEREAS, the City Commission finds that a waiver of the requirement for a one percent set-aside for public art at the Frank P. Toppino Poinciana Gardens Senior Living Facility would serve a public purpose and directly benefit the residents of the City of Key West; and

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

Section 1: That a waiver of the one percent public art set aside for the Frank P. Toppino Poinciana Gardens Senior Living Facility is hereby authorized, pursuant to section 2-487(c)(1)c. of the Code of Ordinances.

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 \_\_\_\_\_, 2018.

Authenticated by the presiding officer and Clerk of the  
Commission on \_\_\_\_\_, 2018.

Filed with the Clerk \_\_\_\_\_, 2018.

Mayor Craig Cates	_____
Vice Mayor Clayton Lopez	_____
Commissioner Sam Kaufman	_____
Commissioner Richard Payne	_____
Commissioner Margaret Romero	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

\_\_\_\_\_  
CRAIG CATES, MAYOR

ATTEST:

\_\_\_\_\_  
CHERYL SMITH, CITY CLERK