

CITIZEN'S PETITION INITIATIVE
TO AMEND CHARTER OF THE CITY OF KEY WEST

Ballot Title:
CHARTER AMENDMENT

Limiting persons disembarking from cruise ships to a total of 1,500 persons per day

Ballot Summary:

Ordinance No. __ would amend the City Charter to add [new] Section 1.09:

The number of persons disembarking from cruise ships shall be limited to a total of not more than 1,500 persons per day at any and all public and privately owned or leased property located within the municipal boundary of the City of Key West.

Shall the above described ordinance amending the city charter be adopted?

Yes _____
No _____

Full Text of Proposed City Charter Amendment:
[new] City Charter Section 1.09.

The number of persons disembarking from cruise ships shall be limited to a total of not more than 1,500 persons per day at any and all public and privately owned or leased property located within the municipal boundary of the City of Key West.

Print Name Print in BLOCK LETTERS	Signature In blue or black ink	Physical Address within City of Key West Print in BLOCK LETTERS (No P.O. Boxes)	Date Signed m/d/yr	Circulator's Initials
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CITY OF KEY WEST ORDINANCE No. ____

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA PROVIDING FOR AMENDMENTS TO THE CITY CHARTER TO CREATE CITY CHARTER SECTION 1.09 PROVIDING THAT THE NUMBER OF PERSONS DISEMBARKING FROM CRUISE SHIPS SHALL BE LIMITED TO A TOTAL OF NOT MORE THAN 1,500 PERSONS PER DAY AT ANY AND ALL PUBLIC AND PRIVATELY OWNED OR LEASED PROPERTY LOCATED WITHIN THE MUNICIPAL BOUNDARY OF THE CITY OF KEY WEST; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the citizens of Key West seek to balance the economic desire for cruise ship passengers who visit attractions in the City of Key West with sanitary health, safety, welfare and the availability of emergency resources in Key West and the surrounding Florida Keys, including the number of available hospital beds, ICU facilities and medical equipment available in Key West;

WHEREAS, the citizens seek to limit the number of cruise ship passengers who disembark in the City of Key West to a total of 1,500 per day;

WHEREAS, the proposed charter amendment is desirable for the preservation of the economy, sanitary health, safety and welfare of the community.

NOW, THEREFORE, BE IT ORDAINED BY THE ELECTORATE OF THE CITY OF KEY WEST, FLORIDA, WHO HEREBY ORDAIN BY A MAJORITY OF THOSE VOTING IN A REFERENDUM THAT:

Section 1. A new Section 1.09 of the KEY WEST City Charter is hereby created and established as follows:

The number of persons disembarking from cruise ships shall be limited to a total of not more than 1,500 persons per day at any and all public and privately owned or leased property located within the municipal boundary of the City of Key West.

Section 2. If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

Section 3. All ordinances or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

Section 4. The City Commission is specifically authorized to amend, rescind or replace this Ordinance, consistent with the provisions of the City Charter and Florida Statutes requiring voter approval to amend the City Charter.

Section 5. This Ordinance shall immediately become effective upon passage by the majority of the registered voters of the City of Key West and certification of election results for the election to be held on ELECTION DATE: _____, ____ 2020

I, _____, City Clerk of the City of KEY WEST, Monroe County, Florida, do hereby certify and attest that the foregoing Ordinance was duly adopted in accordance with Fla. Stat. 166.031 and the KEY WEST City Charter this ____ day of _____, 2020.

CITY CLERK

AFFIDAVIT OF CIRCULATOR

State of Florida
County of Monroe

BEFORE ME, the undersigned authority, personally appeared circulator _____ who, having been by me first duly sworn on oath, states that this affidavit based upon my personal knowledge of these facts and circumstances and I swear under oath to the following:

The circulator, hereby swears and affirms under oath that _____ (print circulator’s name) **was registered to vote in the last City of Key West election** ____ (initial);

I personally circulated both the foregoing petition ____ (initial) together with the attached ordinance ____ (initial);

there **are** ____ **number of signatures** on the attached petition ____ (initial);

all the signatures were affixed in the circulator's presence ____ (initial);

the circulator has **verified photo identification** ____ (initial);

the circulator has **verified the signature of the person signing** ____ (initial);

the circulator believes the signatures to be the **genuine signature of the persons whose names they purport** to be ____ (initial), and

each signer was personally shown, and was given an opportunity to fully read the full text of the foregoing attached proposed ordinance, before signing the petition ____ (initial).

FURTHER AFFIANT CIRCULATOR SAYETH NAUGHT

Signature of Circulator
Print Name of Circulator: _____

NOTARY PUBLIC

Sworn to (or affirmed) and subscribed before me this ____ day of _____ 2020, by _____ who is personally known to me ____ or who produced identification ____ (type of identification produced: _____).

NOTARY PUBLIC, State of Florida

Seal/My Commission Expires:

NOTARY PUBLIC
PrintName: _____

CITIZEN'S PETITION INITIATIVE
TO AMEND CHARTER OF THE CITY OF KEY WEST

Ballot Title:

CHARTER AMENDMENT

Prohibiting cruise ships with a capacity of 1,300 or more persons from disembarking.

Ballot Summary:

Ordinance No. __ would amend the City Charter to add [new] Section 1.10:

Cruise ships with the capacity to carry 1,300 or more persons (passengers and crew) shall be prohibited from disembarking individuals at any and all public or privately owned or leased property located within the municipal boundary of the City of Key West.

Shall the above described ordinance amending the city charter be adopted?

Yes _____

No _____

Full Text of Proposed City Charter Amendment:

[new] City Charter Section 1.10.

Cruise ships with the capacity to carry 1,300 or more persons (passengers and crew) shall be prohibited from disembarking individuals at any and all public or privately owned or leased property located within the municipal boundary of the City of Key West.

Print Name Print in BLOCK LETTERS	Signature In blue or black ink	Physical Address within City of Key West Print in BLOCK LETTERS (No P.O. Boxes)	Date Signed m/d/yr	Circulator's Initials
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AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA PROVIDING FOR AMENDMENTS TO THE CITY CHARTER TO CREATE CITY CHARTER SECTION 1.10 PROVIDING THAT CRUISE SHIPS WITH THE CAPACITY TO CARRY 1,300 OR MORE PERSONS (PASSENGERS AND CREW) SHALL BE PROHIBITED FROM DISEMBARKING INDIVIDUALS AT ANY AND ALL PUBLIC OR PRIVATELY OWNED PROPERTY LOCATED WITHIN THE MUNICIPAL BOUNDARY OF THE CITY OF KEY WEST; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the citizens of Key West seek to balance the economic desire for cruise ship passengers who visit attractions in the City of Key West with sanitary health, safety, welfare and the availability of emergency resources in Key West and the surrounding Florida Keys, including the number of available hospital beds, ICU facilities and medical equipment available in Key West;

WHEREAS, the citizens seek to prohibit cruise ships with the capacity to carry more than 1,300 persons from disembarking within the City of Key West; and

WHEREAS, the proposed charter amendment is desirable for the preservation of the economy, sanitary health, safety and welfare of the community.

NOW, THEREFORE, BE IT ORDAINED BY THE ELECTORATE OF THE CITY OF KEY WEST, FLORIDA, WHO HEREBY ORDAIN BY A MAJORITY OF THOSE VOTING IN A REFERENDUM THAT:

Section 1. A new Section 1.10 of the KEY WEST City Charter is hereby created and established as follows:

Cruise ships with the capacity to carry 1,300 or more persons (passengers and crew) shall be prohibited from disembarking individuals at any and all public or privately owned or leased property located within the municipal boundary of the City of Key West.

Section 2. If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

Section 3. All ordinances or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

Section 4. The City Commission is specifically authorized to amend, rescind or replace this Ordinance, consistent with the provisions of the City Charter and Florida Statutes requiring voter approval to amend the City Charter.

Section 5. This Ordinance shall immediately become effective upon passage by the majority of the registered voters of the City of Key West and certification of election results for the election to be held on ELECTION DATE: _____, ____ 2020

I, _____, City Clerk of the City of KEY WEST, Monroe County, Florida, do hereby certify and attest that the foregoing Ordinance was duly adopted in accordance with Fla. Stat. 166.031 and the KEY WEST City Charter this ____ day of _____, 2020.

CITY CLERK

AFFIDAVIT OF CIRCULATOR

State of Florida
County of Monroe

BEFORE ME, the undersigned authority, personally appeared circulator _____ who, having been by me first duly sworn on oath, states that this affidavit based upon my personal knowledge of these facts and circumstances and I swear under oath to the following:

The circulator, hereby swears and affirms under oath that I **was registered to vote in the last City of Key West election** ____ (initial);

I personally circulated both the foregoing petition _____ (initial) together with the attached ordinance ____ (initial);

there are _____ number of signatures on the attached petition ____ (initial);

all the signatures were affixed in the circulator's presence ____ (initial);

the circulator has **verified photo identification** ____ (initial);

the circulator has **verified the signature of the person signing** ____ (initial);

the circulator believes the signatures to be the **genuine signature of the persons whose names they purport** to be ____ (initial), and

each signer was personally shown, and was given an opportunity to fully read the full text of the foregoing attached proposed ordinance, before signing the petition ____ (initial).

FURTHER AFFIANT CIRCULATOR SAYETH NAUGHT

Signature of Circulator
Print Name of Circulator: _____

NOTARY PUBLIC

Sworn to (or affirmed) and subscribed before me this ____ day of _____ 2020, by _____ who is personally known to me ____ or who produced identification ____ (type of identification produced: _____).

NOTARY PUBLIC, State of Florida

Seal/My Commission Expires:

NOTARY PUBLIC
PrintName: _____

CITIZEN'S PETITION INITIATIVE
TO AMEND CHARTER OF THE CITY OF KEY WEST

Ballot Title:
CHARTER AMENDMENT

To give priority to cruise lines with the best environmental and health records.

Ballot Summary:

Ordinance No. ___ would amend the City Charter to add [new] Section 1.11:

The City of Key West shall give preference and priority to cruise ships and cruise lines that have the best environmental record (*the lowest number of environmental violations, penalties and fines*) and best health record (*the best scores and least number of violations in health inspections and reports issued by the Center for Disease Control Vessel Sanitation Program*).

Shall the above described ordinance amending the city charter be adopted?

Yes _____

No _____

Full Text of Proposed City Charter Amendment:
[new] City Charter Section 1.11

The City of Key West shall give preference and priority to cruise ships and cruise lines that have the best environmental record (*the lowest number of environmental violations, penalties and fines*) and best health record (*the best scores and least number of violations in health inspections and reports issued by the Center for Disease Control Vessel Sanitation Program*).

Print Name Print in BLOCK LETTERS	Signature In blue or black ink	Physical Address within City of Key West Print in BLOCK LETTERS (No P.O. Boxes)	Date Signed m/d/yr	Circulator's Initials
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CITY OF KEY WEST ORDINANCE No. ____

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA PROVIDING FOR AMENDMENTS TO THE CITY CHARTER TO CREATE CITY CHARTER SECTION 1.11 PROVIDING THE CITY OF KEY WEST SHALL GIVE PREFERENCE AND PRIORITY TO CRUISE SHIPS AND CRUISE LINES THAT HAVE THE BEST ENVIRONMENTAL RECORD (THE LOWEST NUMBER OF ENVIRONMENTAL VIOLATIONS, PENALTIES AND FINES) AND BEST HEALTH RECORD (THE BEST SCORES AND LEAST NUMBER OF HEALTH VIOLATIONS IN INSPECTIONS AND REPORTS ISSUED BY THE CENTER FOR DISEASE CONTROL VESSEL SANITATION PROGRAM); PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith, TO THE EXTENT OF SUCH CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the citizens of Key West seek to balance the economic desire for cruise ship passengers who visit attractions in the City of Key West with sanitary health, safety, welfare and the availability of emergency resources in Key West and the surrounding Florida Keys, including the number of available hospital beds, ICU facilities and medical equipment available in Key West;

WHEREAS, the citizens seek to give priority and preference to cruise ships that have the best environmental and health records;

WHEREAS, the proposed charter amendment is desirable for the preservation of the economy, sanitary health, safety and welfare of the community.

NOW, THEREFORE, BE IT ORDAINED BY THE ELECTORATE OF THE CITY OF KEY WEST, FLORIDA, WHO HEREBY ORDAIN BY A MAJORITY OF THOSE VOTING IN A REFERENDUM THAT:

Section 1. A new Section 1.11 of the KEY WEST City Charter is hereby created and established as follows:

The City of Key West shall give preference and priority to cruise ships and cruise lines that have the best environmental record (*the lowest number of environmental violations, penalties and fines*) and best health record (*the best scores and least number of health violations in inspections and reports issued by the Center for Disease Control Vessel Sanitation Program*).

Section 2. If any portion, part or section of this Ordinance is declared invalid, the valid remainder hereof shall remain in full force and effect.

Section 3. All ordinances or parts of ordinances, in conflict herewith, are hereby repealed, to the extent of such conflict.

Section 4. The City Commission is specifically authorized to amend, rescind or replace this Ordinance, consistent with the provisions of the City Charter and Florida Statutes requiring voter approval to amend the City Charter.

Section 5. This Ordinance shall immediately become effective upon passage by the majority of the registered voters of the City of Key West and certification of election results for the election to be held on ELECTION DATE: _____, ____ 2020

I, _____, City Clerk of the City of KEY WEST, Monroe County, Florida, do hereby certify and attest that the foregoing Ordinance was duly adopted in accordance with Fla. Stat. 166.031 and the KEY WEST City Charter this ____ day of _____, 2020.

CITY CLERK

AFFIDAVIT OF CIRCULATOR

State of Florida
County of Monroe

BEFORE ME, the undersigned authority, personally appeared circulator

_____ who, having been by me first duly sworn on oath, states that this affidavit based upon my personal knowledge of these facts and circumstances and I swear under oath to the following:

The circulator, hereby swears and affirms under oath that _____

(print circulator’s name) was registered to vote in the last City of Key West

election ____ (initial);

personally circulated both the foregoing petition ____ (initial) together with the attached ordinance ____ (initial);

there are ____ number of signatures on the attached petition ____ (initial);

all the signatures were affixed in the circulator's presence ____ (initial);

the circulator has **verified photo identification** ____ (initial);

the circulator has **verified the signature of the person signing** ____ (initial);

the circulator believes the signatures to be the **genuine signature of the persons**

whose names they purport to be ____ (initial), and

each signer was personally shown, and was given an opportunity to fully

read the full text of the foregoing attached proposed ordinance, before

signing the petition ____ (initial).

FURTHER AFFIANT CIRCULATOR SAYETH NAUGHT

Signature of Circulator

Print Name of Circulator: _____

NOTARY PUBLIC

Sworn to (or affirmed) and subscribed before me this ____ day of _____ 2020, by

_____ who is personally known to me ____ or who produced identification ____ (type of identification produced: _____).

NOTARY PUBLIC, State of Florida

Seal/My Commission Expires:

NOTARY PUBLIC

PrintName: _____