

ORDINANCE NO. 2025-504

**AN ORDINANCE OF THE CITY OF KEY COLONY BEACH, FLORIDA,
AMENDING ARTICLE XIII DEVELOPMENT REVIEW COMMITTEES
SECTION 101-186 BEAUTIFICATION COMMITTEE; REPEALING
CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY;
AND PROVIDING FOR AN EFFECTIVE DATE.**

WHEREAS, the Beautification Committee serves as an advisory body that assists the City Commission in preserving and enhancing community assets and quality of life; and

WHEREAS, the City Commission of Key Colony Beach has determined that it is necessary to amend Article XIII, “Development Review Committees,” specifically Section 101-186 of the City’s Land Development Code, to modify the responsibilities and meeting procedures for the City’s Beautification Committee; and

WHEREAS, the City Commission recognizes that periodic updates to committee structure, responsibilities, and procedures help reduce redundancy and ensure that advisory activities align with the City’s long-term goals and priorities; and

WHEREAS, the City Commission has reviewed the proposed ordinance and determined that its adoption is in the best interests of the public health, safety, and welfare of the residents of Key Colony Beach, Florida.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KEY COLONY BEACH, FLORIDA, AS FOLLOWS:

Section 1: Recitals

The above recitals are true and correct.

Section 2: Effective Date

This Ordinance shall become effective upon approval by the City Commission.

Section 3: Amendment

Section 101-186 “Beautification Committee” of Article XIII, “Development Review Committees” of the Land Development Regulations, of the City of Key Colony Beach, Florida be amended to read as follows:

~~Strikethrough~~ = deletion

Bold underline = addition

Sec. 101-186. - Beautification committee.

- (1) *Membership*. The beautification committee shall consist of seven (7) persons who shall be appointed by the city commission no later than the second regular meeting of the city commission in the month of April. The city commission may, in its discretion, appoint two

- (2) alternate members who shall serve as full members in the absence of a regular member. Members and alternate members shall serve their terms or until their successors are appointed, whichever comes last.
- (2) *Qualifications*. Each member must be a resident of the city. No member or alternate members shall be an elected official or employee of the city.
- (3) *Attendance and vacancies*. If any member fails to attend two (2) of three (3) successive meetings without cause and without prior approval of the chairman, the board shall declare the member's office vacant, and the city commission shall promptly fill such vacancy. In the event of a vacancy created other than by the expiration of a term, the city commission shall appoint a person to serve for the remainder of the unexpired term.
- (4) *Terms*. The members shall serve for terms of two (2) years. The terms of three (3) members and one (1) alternate member shall expire in odd-numbered years, and the terms of four (4) members and one (1) alternate member shall expire in even-numbered years.
- (5) *Officers*. At the beautification committee's first meeting in May, it will elect a chair, a vice-chair and a secretary from among its regular members, for a term of one (1) year or until their replacements are elected.
- (6) *Meetings*. The beautification committee shall hold a regular meeting once every month unless there is no business to conduct. It will meet at such other times as the chair or city commission may direct. Minutes of all meetings shall be taken and copies shall be filed immediately with the city clerk. **If the Board is unable to establish a quorum at its regularly scheduled meeting, or within seven (7) days afterward, all matters that were to be considered shall be submitted to the Commission by the City Clerk to be considered at the next regular City Commission meeting, without a recommendation from the Board.**
- (7) *Responsibilities*. The committee shall have the following powers and duties:
- (a) Planning: From time to time it shall make recommendations to the city commission concerning projects or programs to beautify or in any way improve the appearance of the city.
 - (b) Litter: It shall observe the implementation of rules and regulations concerning cleanup and maintenance, and report to the city commission any violation thereof, and from time to time recommend any improvement or change in said rules and regulations.
 - (c) Budget: Annually, at the time of preparation of the city budget, it shall present to the city commission a list of recommended beautification or maintenance programs or projects to be undertaken during the next fiscal year, together with an estimate of the cost thereof.
 - (d) Projects: With prior approval of the city commission and prior submission of plans, it shall supervise and carry out programs or projects of beautification or maintenance of city-owned properties including the expenditure of assigned funds thereon.
 - (e) Plan review: It shall review all landscape plans and amendments thereto in accordance with article VI and make recommendations thereon to the city commission or building official, depending upon the type of development.
 - (f) Education: It shall encourage the city residents, property owners and organizations to work for the beautification and improvement of the city.
 - (g) Other: It shall have such other powers and perform such other duties as may be assigned to it from time to time by the city commission.

Section 4: Severability and Conflict

If any portion of this ordinance is declared by a Court of competent jurisdiction to be invalid or unenforceable, such declaration shall not be deemed to affect the remaining portions of this ordinance. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 5: Inclusion in the Code of Ordinances

The provisions of this Ordinance shall be included and incorporated into the Code of Ordinances of the City of Key Colony Beach, Florida, as an addition or amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the code:

Section 6: Effective Date

This ordinance shall become effective upon its adoption by the City of Key Colony Beach Commission.

FIRST READING by the City of Key Colony Beach City Commission this 21st day of August, 2025.

Mayor Freddie Foster	NO_____	YES___x___
Vice-Mayor Doug Colonell	NO_____	YES___x___
Commissioner Tom Harding	NO_____	YES___x___
Commissioner Tom DiFransico	NO_____	YES___x___
Commissioner Kirk Diehl	NO_____	YES___x___

SECOND READING AND DULY ADOPTED by the City of Key Colony Beach City Commission on this 18th day of September, 2025.

Mayor Freddie Foster	NO_____	YES_____
Vice-Mayor Doug Colonell	NO_____	YES_____
Commissioner Tom Harding	NO_____	YES_____
Commissioner Tom DiFransico	NO_____	YES_____
Commissioner Kirk Diehl	NO_____	YES_____

DULY PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF KEY COLONY BEACH, FLORIDA, this 18th day of September, 2025.

Freddie Foster, Mayor

Silvia Roussin, City Clerk

Approved as to form and legal sufficiency:

Dirk M. Smits, Esq. B.C.S., City Attorney