

City of Key West, FL

City Hall 1300 White Street Key West FL 33040

Meeting Agenda Full Detail

Code Compliance Hearing

Thursday, November 18, 2021

1:30 PM

City Hall

ADA Assistance: It is the policy of the City of Key West to comply with all requirements of the Americans with Disabilities Act (ADA). Please call the TTY number 1-800-955-8771 or for voice 1-800-955-8770 or the ADA Coordinator at 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

ALL VISUAL PRESENTATIONS FOR AGENDA ITEMS MUST BE RECEIVED (24) TWENTY-FOUR HOURS PRIOR TO THE MEETING.

You may also attend these meetings virtually via Zoom by telephoning +1 301 715 8592 Meeting ID: 865 5862 5399 Passcode: 390811 or online at:

https://cityofkeywest-fl-gov.zoom.us/j/86558625399?

pwd=QWIncU90TlpFaUVCNDFaMkZHRUd4QT09 Meeting ID: 865 5862 5399

Passcode: 390811

Call Meeting to Order

Code Violations

1 Case # 21-1311

Charles Means 515 Bahama Street

Sec. 14-37 Building permits; professional plans; display of permits;

address; exceptions

Sec. 14-40 Permits in historic districts

Officer Sophia Doctoche Certified Mail: 8-20-2021 Initial Hearing:10-21-2021

In compliance as of 10 November 2021; Request dismissal

Count 1: Failure to apply and obtain the appropriate building permits with

the City of Key West Building Department.

Count 2: Failure to apply and obtain the appropriate permits for the

HARC district.

2 Case # 21-1349

Patrick & Terri Labrada- Heard at October Hearing

William Salvatore- Settlement Agreement

1901 S Roosevelt Blvd 305N

Sec. 18-601 License required - Irreparable

Sec. 122-1371 Transient living accommodations in residential dwellings;

regulations - Irreparable

Sec. 122-1371 Transient living accommodations in residential dwellings;

regulations (D)(3) - Irreparable

Officer Sophia Doctoche

Certified Mail: 8-20-2021- Patrick & Terri Labrada Certified Mail: 8-18-2021- William Salvatore

Initial Hearing: 10-21-2021

Continued from 21 October 2021

Count 1-7: Unlawful to lease a residential property for a period of less than 30 days or one calendar month without having obtained a business tax receipt. - **Irreparable**

Count 8-10: Failure to obtain the required city, county or state license for holding out/ advertising a short-term rental at this property. - **Irreparable Count 11-17:** Unlawfully holding out this short-term rental for seven nights.

- Irreparable

3 Case # 21-1451

Alison Jane Johnson

1610 Trinidad Drive

Sec. 18-601 License required

Sec. 122-1371 Transient living accommodations in residential dwellings; regulations

Sec. 122-1371 Transient living accommodations in residential dwellings; regulations D(9)

Sec. 58-61 Determination and levy of charge

Sec. 14-37 Building permits; professional plans; display of permits;

address; exceptions Officer Sophia Doctoche Hand Posted: 10-8-2021 Initial Hearing: 10-21-2021

Continued from 21 October 2021

Count 1-27: Unlawful to lease a residential property for a period of less than 30 days or one calendar month without having obtained a business tax receipt.

Count 28-30: Failure to obtain the required city, county or state license for holding out/ advertising a short-term rental at this property.

Count 31-58: Unlawfully holding out this short-term rental for twenty seven nights.

Count 59: Failure to contact the Planning Department and obtain the necessary legal unit determination for each unit.

Count 60: Failure to apply and obtain a building permit from the City of Key West Building Department.

4 Case # 21-1693

Rent Key West Vacations Inc.

Paul N. Hayes- Registered Agent

918 Southard Street #108

Sec. 66-87 Business tax receipt required for all holding themselves out to

be engaged in business Officer Sophia Doctoche Certified Mail: 11-01-2021 Initial Hearing: 11-18-2021

In compliance as of 3 November 2021; Request finding

Count 1: Failure to apply and obtain a non-transient license with the City of Key West Licensing Department.

5 Case # 21-1695

Rent Key West Vacations Inc.

Paul N. Hayes- Registered Agent

1124 Olivia Street

Sec. 66-87 Business tax receipt required for all holding themselves out to

be engaged in business Officer Sophia Doctoche Certified Mail: 10-27-2021 Initial Hearing: 11-18-2021

In compliance as of 3 November 2021; Request finding

Count 1: Failure to apply and obtain a non-transient license with the City of Key West Licensing Department.

6 Case # 21-1699

Rent Key West Vacations, Inc.

Paul N. Hayes- Registered Agent

607 Margaret Street

Sec. 66-87 Business tax receipt required for all holding themselves out to

be engaged in business Officer Sophia Doctoche Certified Mail: 10-27-2021 Initial Hearing: 11-18-2021

In compliance as of 2 November 2021; Request finding

Count 1: Failure to apply and obtain a non-transient license with the City of Key West Licensing Department.

7 Case # 20-227

Tadd Mallard 3359 Flagler Ave

Sec. 14-37 Building permits; professional plans; display of permits;

address; exceptions Officer Paul Navarro Hand Posted: 9-30-2021 Initial Hearing: 10-21-2021

Continued from 21 October 2021

Count 1: Failure to apply and obtain permits from the City of Key West Building Department.

8 Case # 21-1644

National Car Rental C/O Enterprise Holding INC 2516 N Roosevelt Blvd

Sec. 122-1406 Obstructions to visibility- Repeat

Officer Laurie Skinner

Certified Mail:

Initial Hearing: 11-18-2021

New Case

Count 1: Failure to remove cars parked in front of the fence of the subject property.- **Repeat**

9 Case # 21-1125

Peter N Brawn 1413 South Street

Sec. 110-259 Duty of private property owner

Sec. 26-126 Clearing of property of debris and noxious material required

Sec. 26-32 Nuisances illustrated

Sec. 62-2 Obstructions

Officer Roman Stenko Certified Mail: 10-15-2021 Initial Hearing: 10-21-2021

In compliance as of 10 November 2021; Request dismissal

Count 1: Failure to cut the overgrown plants around the subject property. **Count 2:** Failure to remove all noxious materials, beehive, and unsanitary conditions from the subject property.

Count 3: Failure to remove all nuisances conditions and stagnant water from the subject property.

Count 4: Failure to remove all plants obstructing the ordinary use of the right-of-way.

10 Case # 21-1496

Phyllis Squires

1513 Seminary Street

Sec. 26-32 Nuisances illustrated

Sec. 26-126 Clearing of property of debris and noxious material required

Officer Roman Stenko Certified Mail: 10-06-2021 Initial Hearing: 10-21-2021

Continued from 21 October 2021

Count 1: Failure to remove all miscellaneous items and clean the property from all overgrown weed, grasses and trees.

Count 2: Failure to remove all miscellaneous items and clean the property from all overgrown weed, grasses and trees.

11 Case # 19-1707

211 Duval Company C/O Duval Group

Charles Ittah- Registered Agent

215 Duval Street

Sec. 2-939 Licenses- Dismissed

Sec. 14-37 Building permits; professional plans; display of permits;

address; exceptions

Sec. 114-108 Maintenance of all signs Sec. 14-40 Permits in historic districts

Officer Igor Timus

Certified Mail: 10-4-2021 Initial Hearing: 11-18-2021

Continuance granted to 16 December 2021

Count 1: Failure to apply and obtain a revocable license from the City of

Key West Licensing Department.- Dismissed

Count 2: Failure to apply and obtain a permit from the City of Key West

Building Department.

Count 3: Failure to restore historic sign.

Count 4: Failure to apply and obtain a certificate of appropriateness from

the City of Key West HARC Department.

12 Case # 20-31

Florida Limited Liability Company

530 William Street LLC

F&L Corp- Registered Agent

719 Fleming Street

Sec. 14-37 Building permits; professional plans; display of permits;

address; exceptions Officer Igor Timus

Certified Mail: 10-25-2021 Initial Hearing: 11-18-2021

Continuance granted to 27 January 2022

Count 1: Failure to apply and obtain a building permit with the City of Key West Building Department.

13 Case # 21-1526

Summer Breeze Oxygen Bar, LLC

Hershoff Lupino Yagel L.L.P.- Registered Agent

335 Duval Street #6

Sec. 66-87 Business tax receipt required for all holding themselves out to

be engaged in business

Officer Igor Timus

Certified Mail: 10-15-2021 Initial Hearing: 10-21-2021

In compliance as of 12 November 2021; Request dismissal

Count 1: Failure to apply and obtain a business tax receipt with the City of Key West Licensing Department.

14 Case # 21-1650

Keys IV Health & Hydration

Hershoff Lupino Yagel L.L.P.- Registered Agent

335 Duval Street #6

Sec. 14-40 Permits in historic districts- Dismissed

Sec. 114-103 Prohibited signs

Officer Igor Timus

Certified Mail: 11-01-2021 Initial Hearing: 11-18-2021

New Case

Count 1: Failure to apply and obtain a certificate of appropriateness from

the City of Key West HARC Department.- Dismissed

Count 2: Failure to apply and obtain a certificate of appropriateness for an "A" frame sign from the City of Key West HARC Department.

15 Case # 21-1557

Donna Chavis

827 Emma Street

Sec. 110-292 Failure to achieve a settlement agreement

Officer Jim Young

Certified Mail: 11-01-2021- Amended Notice

Initial Hearing: 11-18-2021

New Case

Count 1: Failure to comply with the settlement agreement.

16 Case # 21-1562

Michaell Donoghue 1501 George Street

Sec. 110-292 Failure to achieve a settlement agreement

Officer Jim Young

Certified Mail: Amended Notice Initial Hearing: 11-18-2021

Continuance granted to 16 December 2021

Count 1: Failure to comply with the settlement agreement.

Mitigations

17 Case # 19-1592

Rosemie Thomas 1213 14th Street 54

Sec. 14-37 Building permits; professional plans; display of permits;

address; exceptions Officer Troy Montero Certified Mail: 11-25-2019 Initial Hearing: 1-30-2020

Mitigation

Count 1: Failure to obtain all proper building permits.

Adjournment