Historic Architectural Review Commission

Staff Report Item 5a

Meeting Date: April 24, 2014

Applicant: Trepanier and Associates, Agent

Application Number: H13-01-823

Address: #629 Duval Street

Description of Work: New two phased construction of a restaurant. New

ADA restrooms, service area, food service trailer and

fences.

Building/Site Facts: The wood frame booths located on the site are not

listed in the surveys and are not historic. The property consists of two booths and a parking area. One booth is used for the sale of cigars and the other is for the sale of tickets for sunset sail, tours and other excursions. The lot is located on the north east corner on Duval and Angela Streets. Although the Property Appraiser's records codify the lot as vacant there are two existing structures in the site. This project obtained Planning Board approval for a Minor Development Plan for the development of a restaurant with exterior seating and parking variance in September 2013. The food trailer is under operation in the site and signs have been installed

with no approvals.

Guidelines Cited in

Review: Additions, alterations and new construction (pages 36-38a), specifically guidelines for new construction

4, 5, 6 and 7 of pages 38-38a.

Staff Analysis

On November 26, 2013 the Commission motioned to postpone the proposed project. During the November meeting the Commission extensively discussed the project. Among issues that were discussed was the length of the two phased project and there were questions regarding the actual leases and when they were going to expire. One of the commissioners recommended submittal of color chips in order to review a color scheme for the trailer. During the meeting Commissioner Miller recommended a new drawing showing how the trailer is integrated to the site since the provided drawings shows a box. Staff has not

received any new documents or drawings since the Commission's request at the November 26 meeting. On January 21 staff received an email from the applicant requesting postponement of the item for the January 28 meeting. On the email the applicant stated that they were "reviewing lease terms, phasing and designs with our client/ team". The Commission granted the postponement. A trailer similar to the one depicted in the photos submitted by the applicant has been installed in the premises. On February 24, 2014 the Commission approved a request to postpone from the applicant. On March 25, 2014 the Commission approved a postponement request from the applicant.

The Certificate of Appropriateness proposes the development of a new restaurant in two phases. Phase one will be the installation of a food service metal trailer and the construction of a one story frame structure that will contain service area and bathrooms. The frame structure will be located on the north side of the lot, and parallel to Angela Street. According to the plans phase two of the project includes a one story structure facing Duval Street with two retail stores and the entryway to the restaurant. According to documents submitted to the Planning Department, application for a Minor Development Plan, phase two will take place within four years. The restaurant's sitting area is proposed to be uncovered and will be over sand set brick pavers.

The proposed food service trailer will be 8'-2" wide by 22'-9" long by approximately 11' height. The trailer will stand next to the east side of the proposed service area structure. According to the submitted elevations the trailer will be installed at grade level. The plans also include a door on the service area that will open towards the east side, where the trailer is going to be set. A 42" high wood guardrail fence, with a gate, is proposed facing Angela Street. The fence will have a 12" wide cap shelf. This fence will be setback from the property line in order to accommodate landscape. A gate is proposed in the side of the trailer, facing Angela Street, and will be 5'-1" separated from the trailer. The fence will have the same width of the trailer. According to the plans a fence will extend 5'-1" on both sides of the trailer, facing Angela Street. A handicapped parking and bicycle spaces are proposed on the farther east side of the lot.

The proposed phase one and phase two structures will be frame, with the exception of the food service trailer. The frame structures will have fiber cement siding creating a board and batten pattern, gable roofs with metal v-crimp, metal double hung windows and steel doors. A wrap awning is proposed for the elevations visible from Duval and Angela Streets. According to the plans the trailer will have an affixed awning on its west side. The proposed awning color will be orange. The trailer is painted and the painting depicts bamboo and some palm trees.

The applicant had argued that the Historic Architectural Review Commission does not have jurisdiction in the food service trailer since they understand that it is a vehicle. Three photos were submitted to staff on Thursday October 17 under protest.

According to Section 102-1-Definitions for the Historic Preservation Chapter of the Land Development Regulations building means any structure created to shelter any type of human occupancy or for any type of use, including without limitation housing, commercial structures, sheds, carports and garages. The trailer will be used as the kitchen of a restaurant and humans will be inside of it preparing food for their patrons. The LDR's defines restaurant, excluding drive-through, means any establishment, which is not a drive-through service establishment, where the principal business is the sale of food, desserts and beverages to the customer in a ready-to-consume state. This includes service within the building as well as takeout or carryout service. For the purpose of this subpart B and impact fee assessments, a takeout or carryout restaurant shall be limited to no more than five chairs or bench seats without tables or counter tops.

Also under Section 102-1 of the LDR's, a structure is defined as anything constructed of tangible interdependent and interrelated parts in a definite pattern of organization, by human work, and affixed to real property or used as though affixed, and having its highest point more than 30 inches above surrounding grade level. As depicted in the elevations the trailer should be considered a structure. The trailer main purpose is to serve as a kitchen, which is not an accessory function to a restaurant but a principal operational part of a restaurant.

The Land Development Regulations includes specific language related to proposed projects requiring a Certificate of Appropriateness. Section 102-152 of the Land Development Regulations states the following;

Requirements for permits.

(a) No person shall cause any of the activity in this section to occur without first obtaining a certificate of appropriateness for such work and all other permits required by the Code of Ordinances, including the land development regulations. A certificate of appropriateness is required for the erection of any new <u>structure</u>, <u>building</u>, <u>fence</u>, deck or sign or the painting, repainting, repair, alteration, remodeling, landscaping or demolition of the exterior of any existing building, structure, fence, deck, sign, landscape, or lot located in any of the following areas:

(1) In the historic preservation districts of the city;

According to the submitted plans phase two of the proposed project will be built within one year when booth leases are completed.

Consistency with Guidelines

1. The proposed wood frame structures will be in keeping with the surrounding historic fabric. The proposed mass, scale and textures of the frame structures are harmonious and similar to historic and commercial buildings found in the vicinity. Nevertheless the materials and design of the metal trailer are incompatible with the historic character of the urban context. Guidelines 5, 6 and 7 of new construction (page 38a) clearly states that new designs must be compatible with Key West architectural characteristics in the

historical zones, structures shall incorporate a level of detail that assures compatibility with the surrounding historic context and that materials used on new construction shall be of similar color, dimension, texture and appearance as historic fabrics. The proposed metal trailer fails in meeting specific regulations regarding compatibility, building detail and relationship of materials.

It is staff's opinion that the proposed plans are inconsistent with many of the Historic Architectural Guidelines. The concept of installing a large metal trailer in the historic district is incompatible and dissimilar to the historic urban character that surrounds the property. It is staff's opinion that the metal trailer will visually stick out due to its different appearance with the rest of the surrounding buildings. Regarding the proposed frame structures and fences it is staff's opinion that they comply with guidelines specific to new construction and fences. Since the Planning Board approved up to 24 seats in the premises it is advised to this Commission that the cap shelve on the easternmost fence facing Angela Street should be removed.





Application

CITY OF KEY WEST **BUILDING DEPARTMENT**

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CERTIFICATE OF APPROPR APPI	CERTIFICATE OF APPROPRIATENENSS 13 100823 APPLICATION #			
OWNER'S NAME: Duval Lot LLC	DATE: 6-3-13			
OWNER'S ADDRESS: 1312 Reynolds St. Key West FL 33040	PHONE #:			
APPLICANT'S NAME: Trepanier & Associates Inc.	PHONE #: 305-293-8983			
APPLICANT'S ADDRESS: 402 Appelrouth Lane Key West Fl 33040				
ADDRESS OF CONSTRUCTION: 629 Duval St Key West FL #OF UNITS 0				
THERE WILL BE A FINAL INSPECTION REQUIRE	D UNDER THIS PERMIT			
DETAILED DESCRIPTION OF WORK: New (two-phased) construction of a restaurant per plans.				
Chapter 837.06 F.SFalse Official Statements Whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor of the second degree punishable as provided for in s. 775.082 or 775.083				
This application for Certificate of Appropriateness must Required Submittals				
precede applications for building permits, right of way permits, variances, and development review approvals. Applications must meet or exceed the requirements Two sets of scaled drawings of Floor Plan, SITE PLAN AND EXTERIOR ELEVATIONS (for new buildings and additions)				
outlined by the Secretary of the Interior's Standards for TREE REMOVAL PERMIT (if applicable)				
Rehabilitation and Key West's Historic Architectural PHOTOGRAPHS OF EXISTING				

Guidelines.

Once completed, the application shall be reviewed by staff for completeness and either approved or scheduled for presentation to the Historic Architectural Commission at the next available meeting. The applicant be present, at this meeting. The filing of this Hoes not ensure approval as submitted.

* BUILDING PERMITS-NEW Applications that elemot possess the required Submittals will be considered incomplete and will not be reviewed for approval

Date: date: 3 6/19/13

Applicant's Signature

ORIC ARCHITECTURAL REVIEW APPLICATION

PHOTOGRAPHS OF ADJACENT BUILDINGS (new buildings and additions)

ILLUSTRATIONS OF MANUFACTURED PRODUCTS TO BE USED SUCH AS SHUTTERS, DOORS, WINDOWS, PAINT COLOR CHIPS, AND AWNING FABRIC SAMPLES

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	<u> </u>	Fee Due:\$		

HISTORIC ARCHITECTURAL REVIEW COMMISSION USE ONLY

Approved	Denied		Deferred
Reason for Deferr	ral or Denial:		
HARC Comments:	are not listed	in the surve	cys. Non-
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	proved, Conditions of Ap		
Date:	Signature:	Historic Architect Review Commiss	



City Of Key West Planning Department 3140 Flagler Avenue Key West, Florida 33040

February 3, 2014

Mr. Owen Trepanier Trepanier and Associates Inc. #402 Appelrouth Lane Key West, Florida 33040

RE: NEW TWO PHASED CONSTRUCTION OF A RESTAURANT. NEW FOOD SERVICE TRAILER. DEMOLITION OF EXISTING BOOTHS. FOR: #629 DUVAL STREET HARC APPLICATION # H13-01-823 KEY WEST HISTORIC DISTRICT

Dear Mr. Trepanier:

This letter is to notify you that the Key West Historic Architectural Review Commission motioned to **postpone** the above mentioned project on the public hearing held on Tuesday, January 28, 2014. This motion was made as per an email send on January 21, 2014 from Mr. Patrick Wright, requesting to postpone the item. The email request stated that "We are reviewing lease terms, phasing and designs with our client/ team".. I will be including the item on the next HARC agenda unless I receive a different request from you.

Should you have any questions, please do not hesitate to contact me at your convenience.

On behalf of the Historic Architectural Review Commission of our City, thank you for your interest in the preservation of Key West's historic heritage.

Sincerely:

Enid Toriegrosa-Silva, MSHP

Historic Preservation Planner

City of Key West 3140 Flag er Avenue

Key West, Florida 33040

305.809.3973

etorregr@keywestcity.com



Enid Torregrosa < etorregr@keywestcity.com>

629 Duval HARC

2 messages

Patrick Wright < patrick@owentrepanier.com>

Tue, Jan 21, 2014 at 3:49 PM

To: Enid Torregrosa <etorregr@keywestcity.com>

Cc: Owen Trepanier <owen@owentrepanier.com>, ralfbrookes@gmail.com, Richard Klitenick <richard@rmkpa.com>, keysrugby@yahoo.com

Hello Enid,

We are reviewing lease terms, phasing and designs with our client/team and not yet ready to proceed on the Jan 28, 2014 HARC meeting. If you have any questions or concerns please feel free to call or e-mail. Thank you.

Patrick Wright

Planner

Trepanier & Associates, Inc. 402 Appelrouth Lane Key West, FL 33045-2155 Tel: 305-293-8983

Fax: 305-293-8983

Enid Torregrosa < etorregr@keywestcity.com>
To: Patrick Wright <patrick@owentrepanier.com>

Wed, Jan 22, 2014 at 8:41 AM

Dear Patrick:

Good morning! Thanks for your email. The item will be on the Agenda and I will include your email in the item packet and will present to the Commissioners your request to postpone the item during changes to the Agenda.

Thank you for let me know.

Hope you are well!

Enjoy your day!

Enid

[Quoted text hidden]



City Of Key West Planning Department 3140 Flagler Avenue Key West, Florida 33040

December 18, 2013

Mr. Owen Trepanier Trepanier and Associates Inc. #402 Appelrouth Lane Key West, Florida 33040

RE: NEW TWO PHASED CONSTRUCTION OF A RESTAURANT. NEW FOOD SERVICE TRAILER. DEMOLITION OF EXISTING BOOTHS. FOR: #629 DUVAL STREET HARC APPLICATION # H13-01-823 KEY WEST HISTORIC DISTRICT

Dear Mr. Trepanier:

This letter is to notify you that the Key West Historic Architectural Review Commission **postponed** the above mentioned project on the public hearing held on Tuesday, November 26, 2013. You were in agreement to the postponement. Please let me know in which date you will want to be included in the next HARC available agenda.

Should you have any questions, please do not hesitate to contact me at your convenience.

On behalf of the Historic Architectural Review Commission of our City, thank you for your interest in the preservation of Key West's historic heritage.

Sincerely:

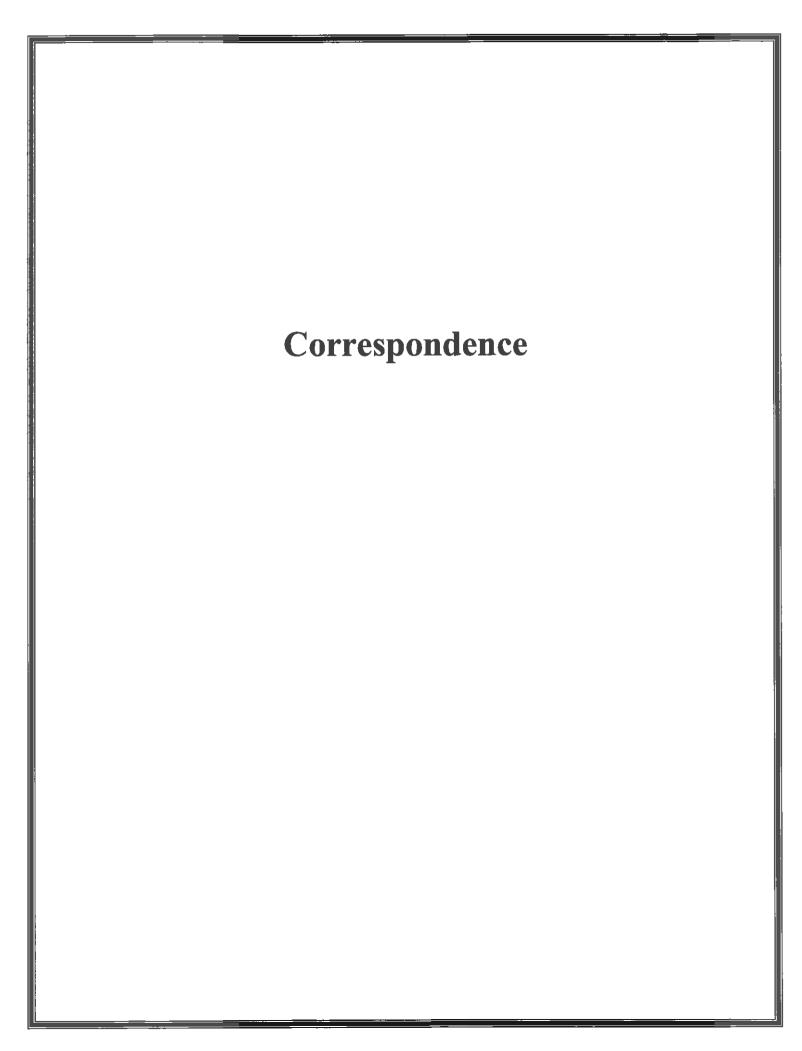
Enid Torregrosa-Silva, MSHP Historic Preservation Planner

City of Key West 3140 Flagler Avenue

Key West, Florida 33040

305.809.3973

etorregr@keywestcity.com





Enid Torregrosa < etorregr@keywestcity.com>

629 Duval

7 messages

Owen Trepanier < owen@owentrepanier.com>

Wed, Oct 16, 2013 at 2:03 PM

To: etorregr@keywestcity.com

Cc: Richard Klitenick < richard@rmkpa.com>

Hi Enid,

Sorry, I have been tied up all morning. Hope you are well.

It is our understanding that vehicles are not subject to HARC review. I understand you may have a different perspective and I certainly respect that. However, since we are not seeking HARC review of a vehicle, we believe providing documentation about such will only serve to confuse the application.

Please let me know if you have strong objection to the above.

Thanks for your hard work and time.

Owen

Trepanier & Associates, Inc.

Land Planners & Development Consultants

402 Appelrouth Lane, P.O. Box 2155

Key West, FL 33045-2155

Ph. 305-293-8983 / Fx. 305-293-8748

www.owentrepanier.com

Enid Torregrosa < etorregr@keywestcity.com>

Wed, Oct 16, 2013 at 2:34 PM

To: Owen Trepanier <owen@owentrepanier.com>

Cc: Richard Klitenick <richard@rmkpa.com>, Don Craig <dcraig@keywestcity.com>

Dear Owen:

Good afternoon and thank you for your email. I will refer you to the specific definitions set under Sec. 102-1 for buildings, certificate of appropriateness and structures, Article IV of Chapter 102 of the LDR's, and pages 1 and 2 of the Historic Architectural Guidelines which are adopted by ordinance. At this point I need photos of the trailer in order to have a complete application. I have a deadline that I need to meet in order to publish the packets on Legistar. I need to provide the HARC Commissioners and citizens full access to all supportive documents for each application.

I will appreciate if you provide me with the photos showing all views of the trailer since it is my opinion, as it is depicted in the submitted drawings, that indeed HARC has jurisdiction in the trailer, which is part of

your proposed design. If the application is still incomplete I will need to remove it from the agenda. Please let me know if you have any questions.

Hope you are doing well,

Enjoy your day!

Enid Torregrosa-Silva, MSHP Historic Preservation Planner

City of Key West 3140 Flagler Avenue Key West, Florida 33040 305.809.3973 Direct 305.809.3978 Fax [Quoted text hidden]

Owen Trepanier < owen@owentrepanier.com>

Wed, Oct 16, 2013 at 6:06 PM

To: Enid Torregrosa <etorregr@keywestcity.com>

Cc: Richard Klitenick <richard@rmkpa.com>, Don Craig <dcraig@keywestcity.com>

Enid,

Thank you. We certainly don't want to be removed from the agenda. This approval process has taken so much time already.

Thanks for the code sec. references below. We reviewed them and we continue to respectfully disagree that HARC has review jurisdiction over licensed commercial vehicles used in the ordinary day-to-day operations of a business. Notwithstanding, if the only way we are allowed to proceed in the approval process is by providing photos of such a vehicle we will do so; but we do so under protest.

Thanks again. I understand you view this issue from a different perspective and I certainly respect your position.

Owen Trepanier

Trepanier & Associates, Inc.

From: Enid Torregrosa [mailto:etorregr@keywestcity.com]

Sent: Wednesday, October 16, 2013 2:35 PM

To: Owen Trepanier

Cc: Richard Klitenick; Don Craig

Subject: Re: 629 Duval

[Quoted text hidden]

Enid Torregrosa < etorregr@keywestcity.com>
To: Owen Trepanier <owen@owentrepanier.com>

Thu, Oct 17, 2013 at 8:31 AM

Cc: Richard Klitenick <richard@rmkpa.com>, Don Craig <dcraig@keywestcity.com> Dear Owen: Good morning. Thank you for your email. Can I receive the photos today? Hope you are doing well! Enjoy your day! Enid [Quoted text hidden] Thu, Oct 17, 2013 at 9:50 AM Owen Trepanier < owen@owentrepanier.com> To: Enid Torregrosa <etorregr@keywestcity.com> Cc: Richard Klitenick < richard@rmkpa.com>, Don Craig < dcraig@keywestcity.com> I'll send them this am. Thanks. Owen Trepanier Trepanier & Associates, Inc. 305-293-8983 [Quoted text hidden] Owen Trepanier < owen@owentrepanier.com> Thu, Oct 17, 2013 at 12:57 PM To: Enid Torregrosa <etorregr@keywestcity.com> Cc: Richard Klitenick <richard@rmkpa.com>, Don Craig <dcraig@keywestcity.com> Hi Enid, Here are pictures of the vehicle taken this morning. Owen Trepanier Trepanier & Associates, Inc.

From: Enid Torregrosa [mailto:etorregr@keywestcity.com]

Sent: Thursday, October 17, 2013 8:32 AM

[Quoted text hidden]

[Quoted text hidden]

3 attachments

Front.JPG 2009K





Hitch.JPG 2035K



Tail Gate.JPG 1734K

Thu, Oct 17, 2013 at 1:44 PM

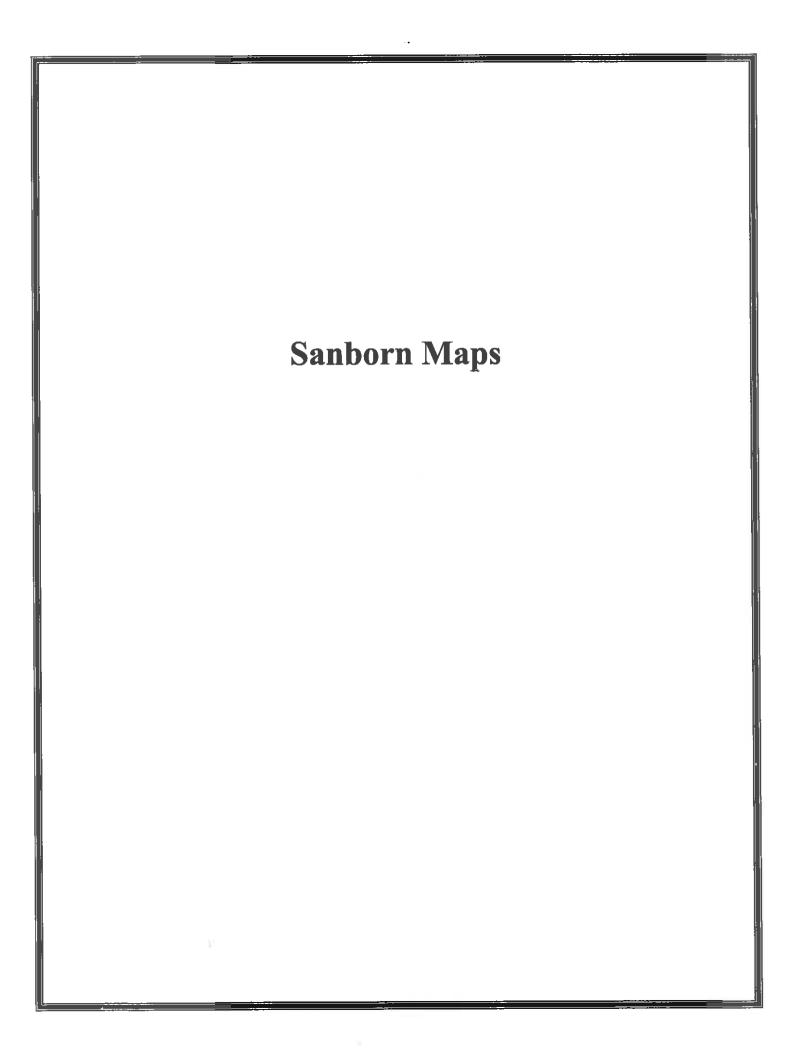
Enid Torregrosa < etorregr@keywestcity.com>
To: Owen Trepanier <owen@owentrepanier.com>
Cc: Richard Klitenick <richard@rmkpa.com>, Don Craig <dcraig@keywestcity.com>

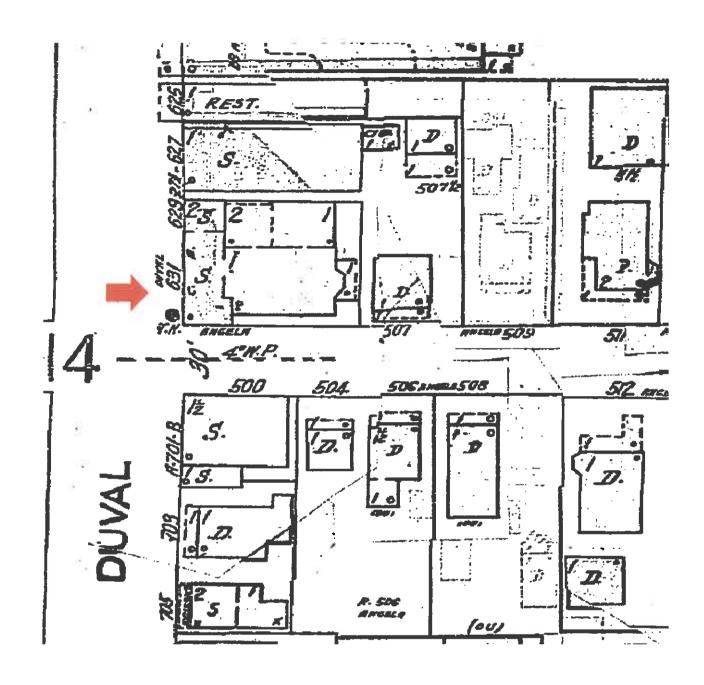
Dear Owen:

Thank you for sending the photos.

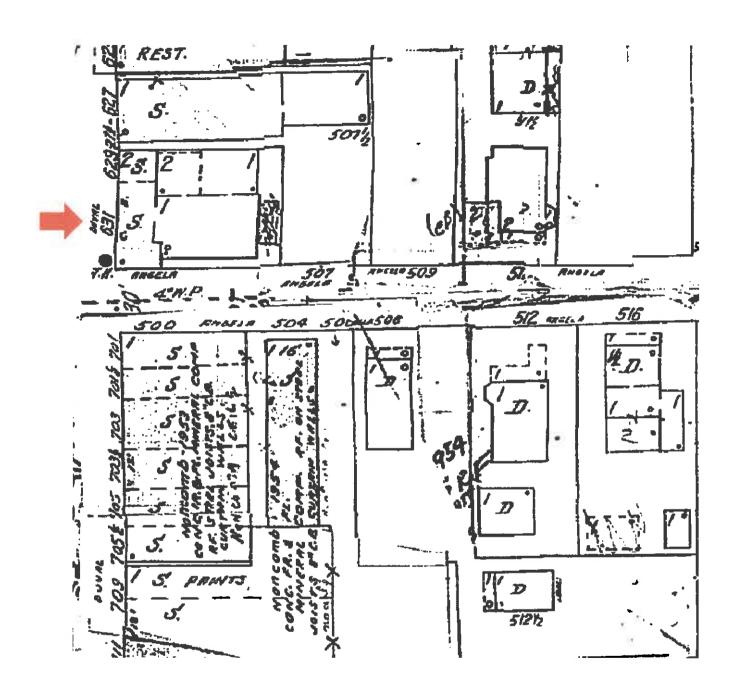
Enid

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#629 Duval Street Sanborn map 1948

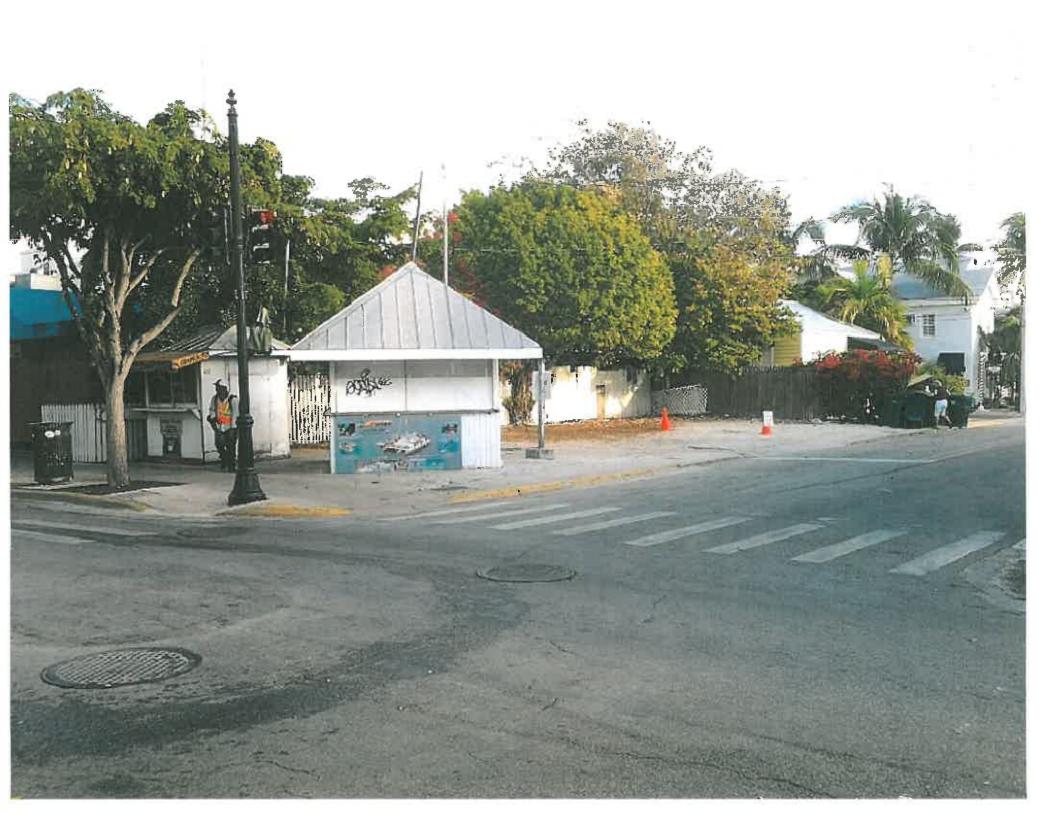


#629 Duval Street Sanborn map 1962

Project Photos

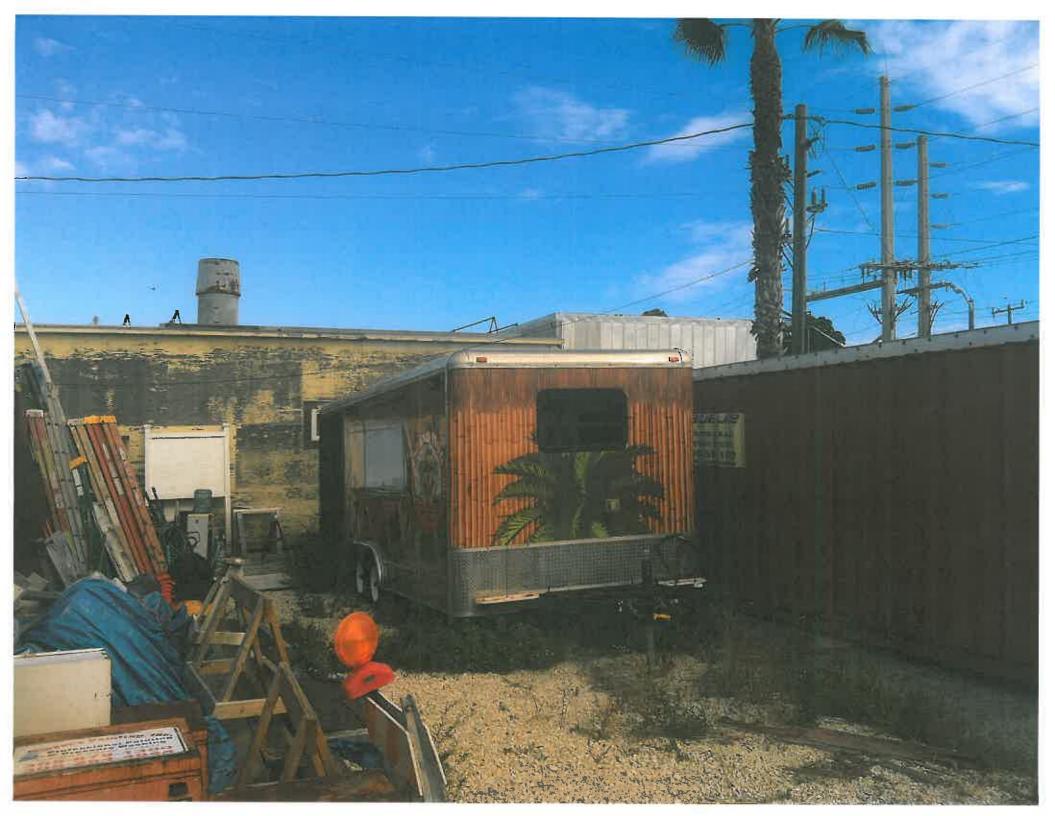


Photo taken by the Property Appraiser's office c1965; 631 Duval St.; razed about 1969; Key West Amusement Center, formerly Lee's Food Center. Monroe County Library.









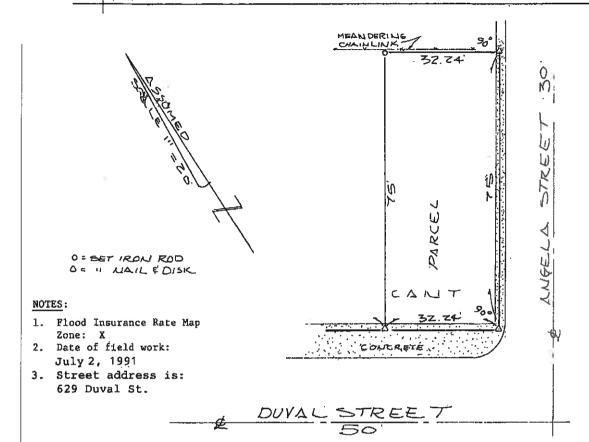


Survey

PHILLIPS & TRICE SURVEYING, INC.

Professional Land Surveyors 1204 Simonton Street Key West, Florida 33040 (305) 294-4747 JACK M. PHILLIPS, P.L.S. FLORIDA CERTIFICATE NO. 1410

JOE M. TRICE, P.L.S. FLORIDA CERTIFICATE NO. 2110



BOUNDARY SURVEY OF:

PARCEL Of a part of Square or Lot Four (4), Block Sixty-one (61) on the Island of Key West, Florida according to William A. Whitehead's map or diagram of said Island and more particularly described as follows: Commencing at the intersection of the Northeasterly property line of Duval Street and the Northwesterly property line of Angela Street as a point of beginning; thence in a Northwesterly direction along said Northeasterly property line of Duval Street a distance of 32.24 feet; thence at right angles in a Northeasterly direction a distance of 75 feet to a point; thence at right angles in a Southeasterly direction a distance of 32.24 feet to a point in the Northwesterly property line of Angela Street; thence at right angles in a Southwesterly direction along said Northwesterly property line of Angela Street to the point of beginning.

BOUNDARY SURVEY FOR: LOUISE LEE

I HEREBY CERTIFY that the survey delineated hereon meets or exceeds the minimum technical standards as set forth by the Florida Board of Land Surveyors, pursuant to Section 472.027 of the Florida Statutes, and that there are no encroachments, above ground, other than those shown hereon.

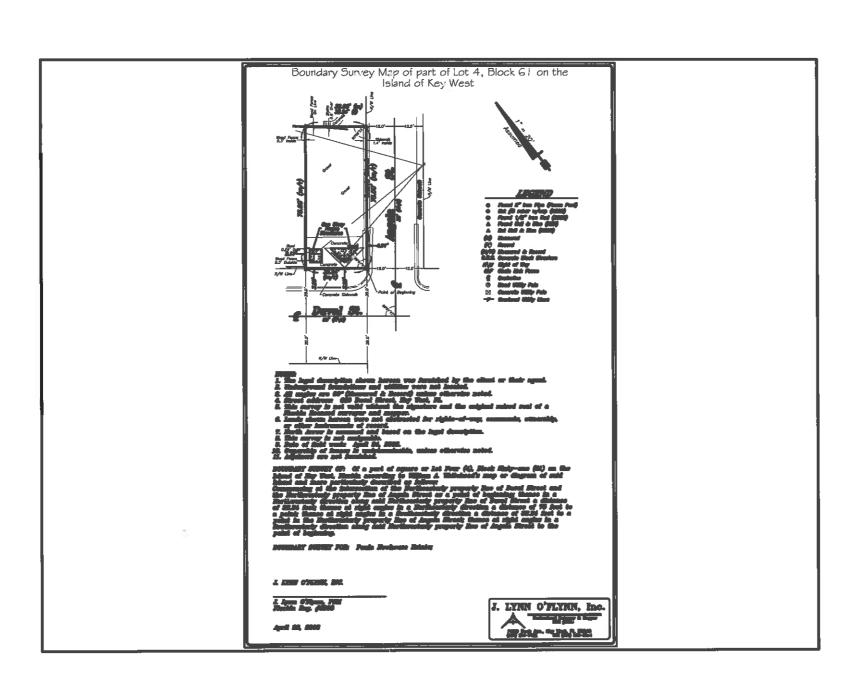
THIS SURVEY IS NOT VALID UNLESS EMBOSSED WITH A RAISED SEAL

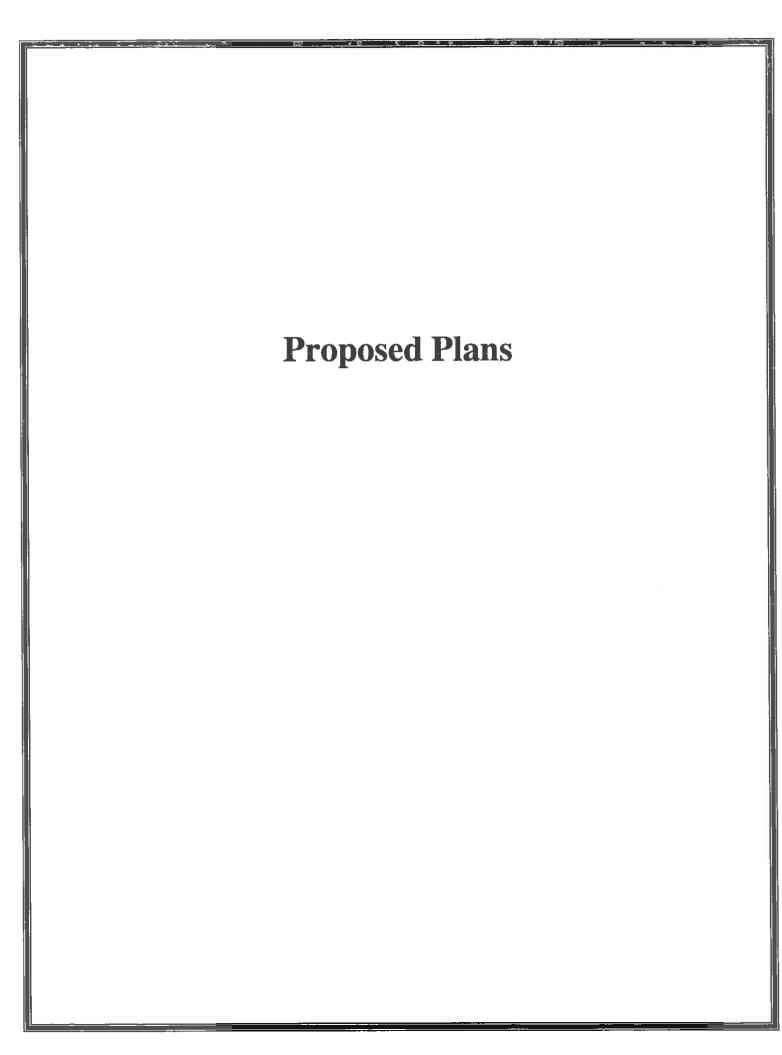
July 2, 1991

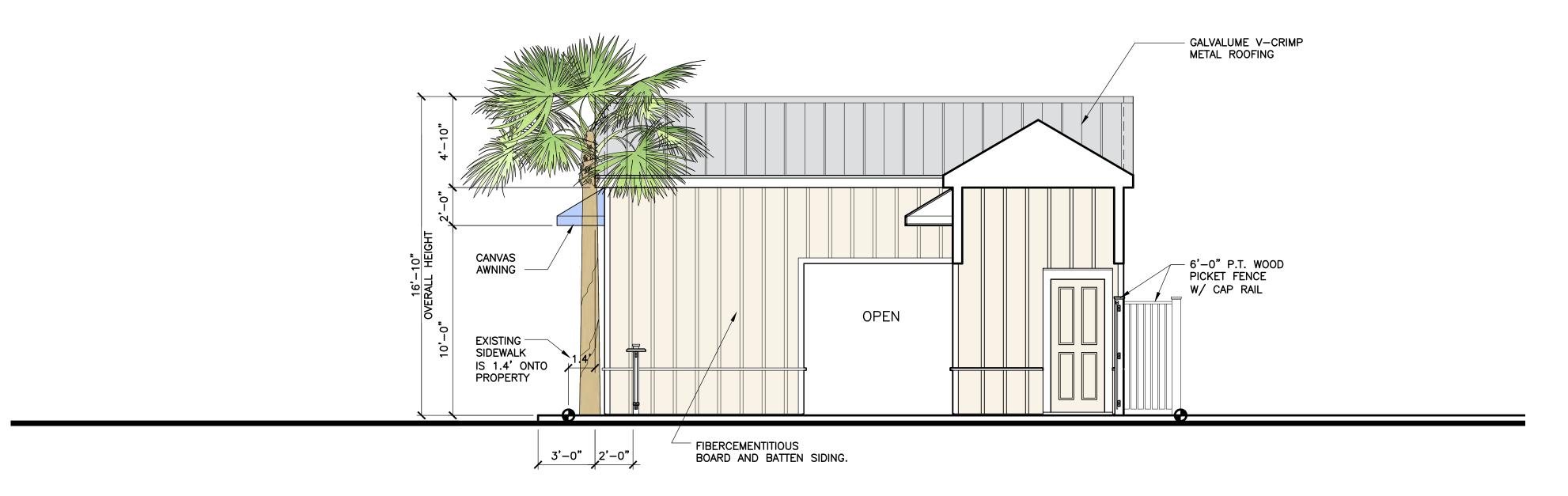
Key West, FL

PHILLIPS & TRICE SURVEYING, INC

Joe M. Trice, P.S. Florida Reg. Cert. #2110



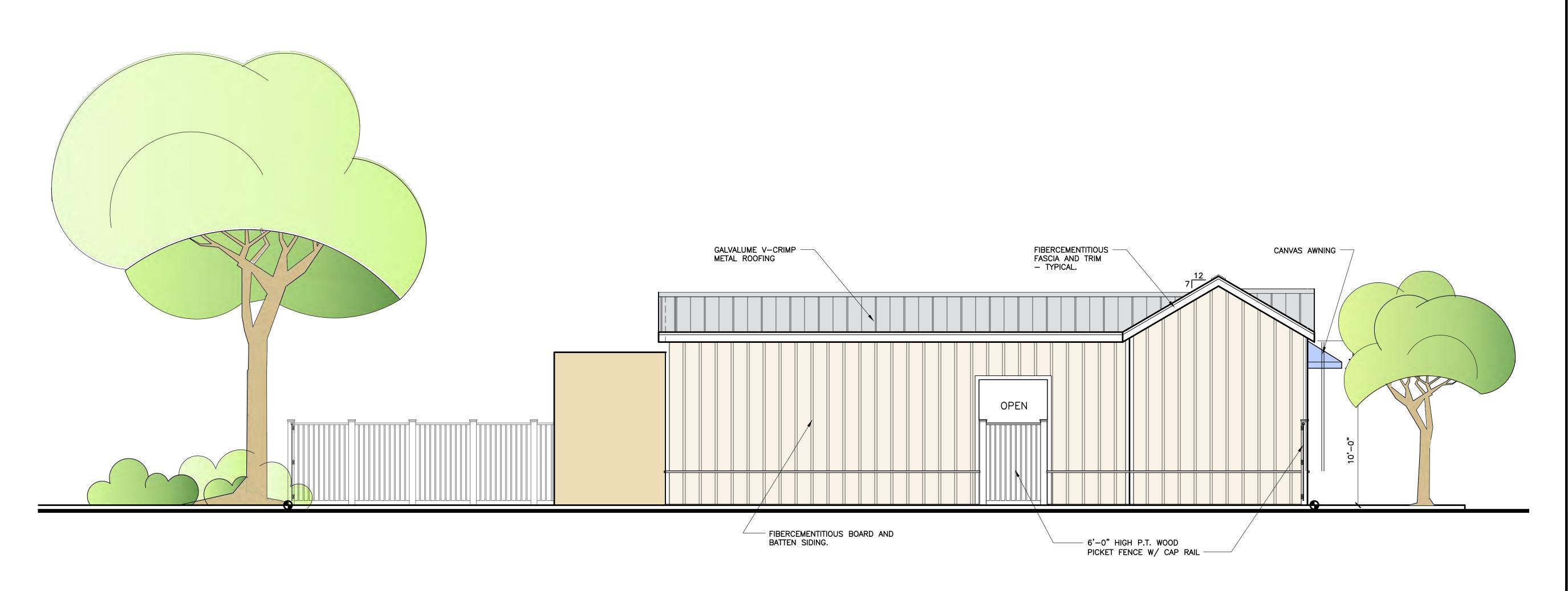




REAR ELEVATION

SIDE ELEVATION

SCALE: 1/4"=1'-0"



COMMERCIAL DEVELOPEMENT

629 DUVAL STREET KEY WEST, FLORIDA

SCALE: 1/4"=1'-0"

915 EATON ST. KEY WEST,

FLORIDA

33040

TEL. (305) 296-8302 FAX (305) 296-1033

LICENSE NO. AA 0003040

COMMERCIAL DEVELOPEMENT

629 DUVAL ST. KEY WEST, FLORIDA.

SEAL

DATE

10-30-12 D.R.C. 12-12-12 PLBD. 10-7-13 HARC

REVISIONS
9-4-13 REV.

<u>Drawn</u> by

PROJECT NUMBER

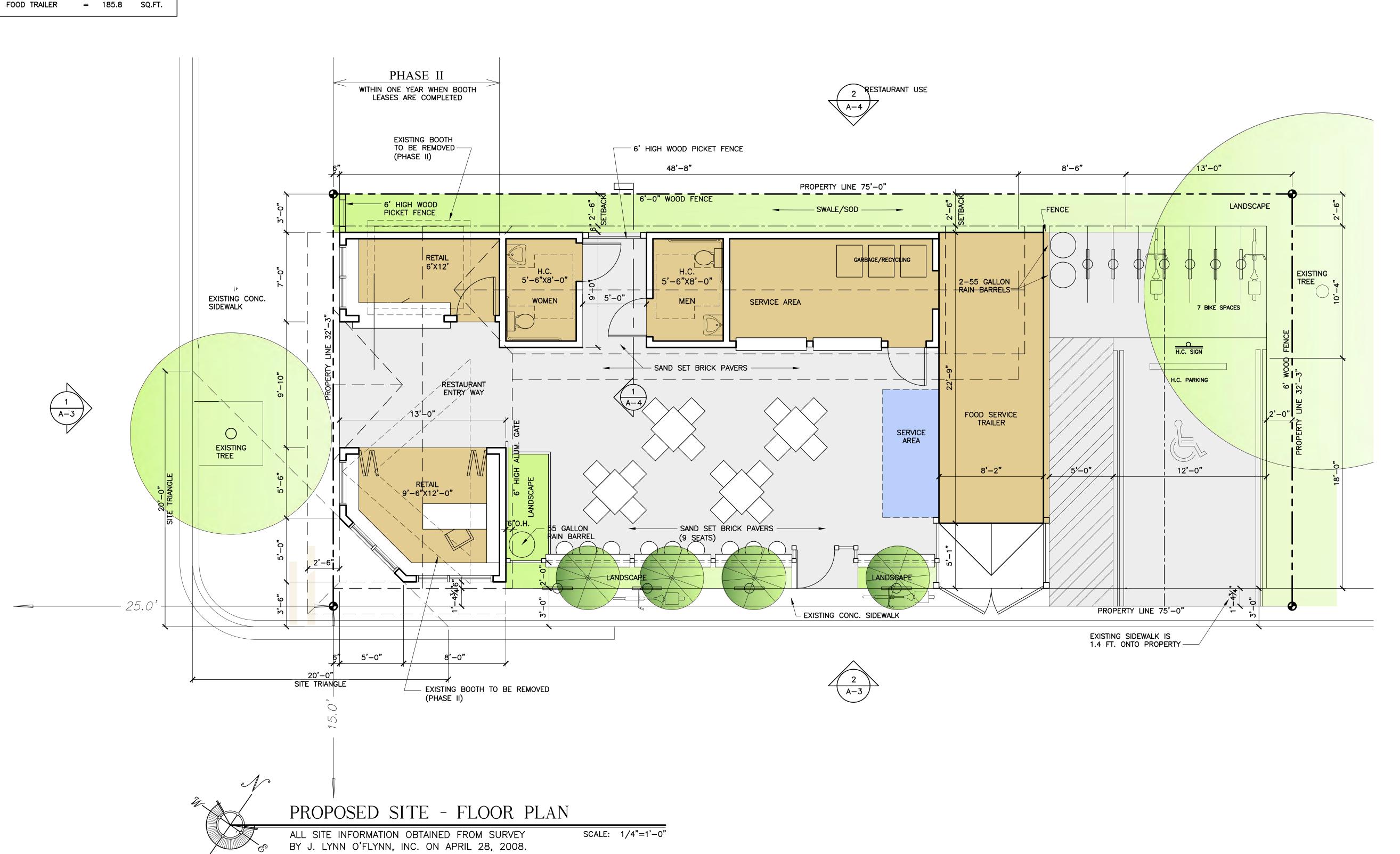
1221

A-4



ENCLOSED COVERED = 754.3 SQ.FT.

BUILDING DATA = HRCC-1ZONING FLOOD ZONE = XCONSTRUCTION TYPE V SQUARE FOOTAGE = 475.9 SQ.FT. = 170.2 SQ.FT.



WILLIAM P. HORN ARCHITECT, P.A.

915 EATON ST. KEY WEST, FLORIDA 33040

TEL. (305) 296-8302 FAX (305) 296-1033

LICENSE NO. AA 0003040

COMMERCIAL DEVELOPEMENT

629 DUVAL ST. KEY WEST, FLORIDA.

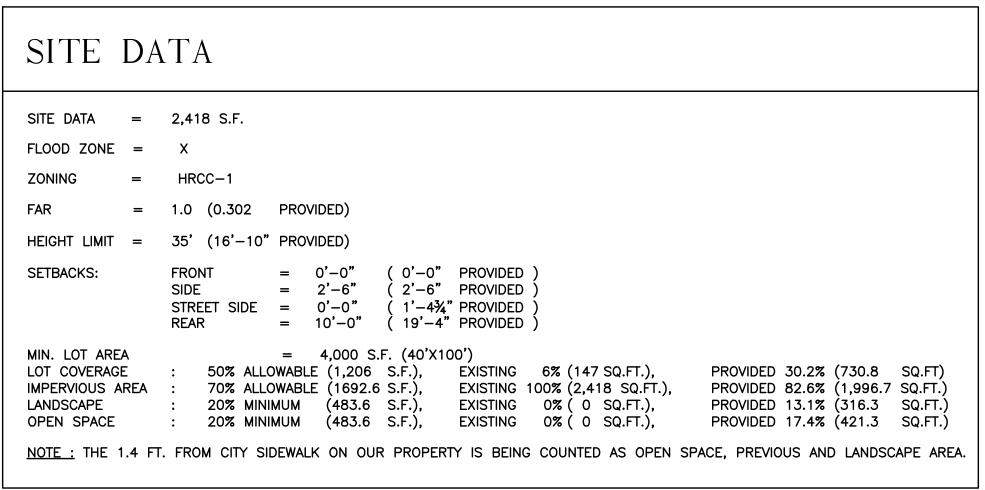
10-30-12 D.R.C. 12-12-12 PLBD. 10-7-13 HARC

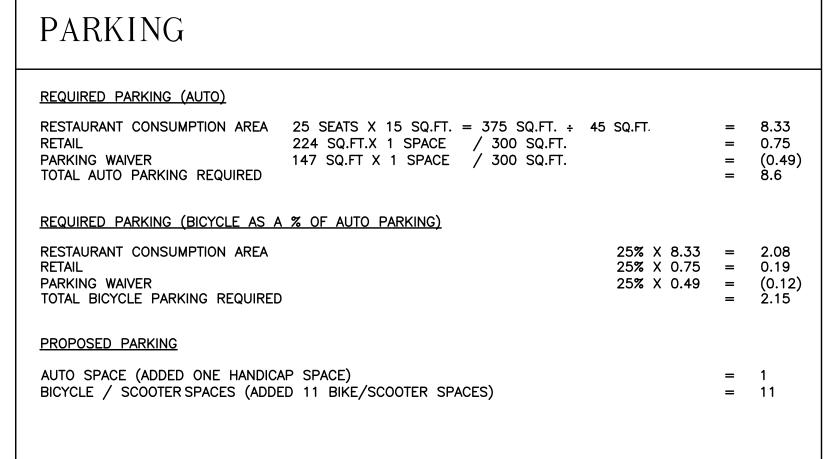
REVISIONS

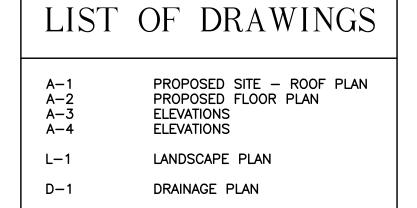
9-4-13 REV.

DRAWN BY

PROJECT NUMBER







FLORIDA 33040 TEL. (305) 296-8302 FAX (305) 296-1033

915 EATON ST.

KEY WEST,

WILLIAM P. HORN

ARCHITECT, P.A.

LICENSE NO. AA 0003040

COMMERCIAL DEVELOPEMEN' 629 DUVAL ST. KEY WEST, FLORIDA.

SEAL

DATE 10-30-12 D.R.C.

12-12-12 PLBD.

REVISIONS

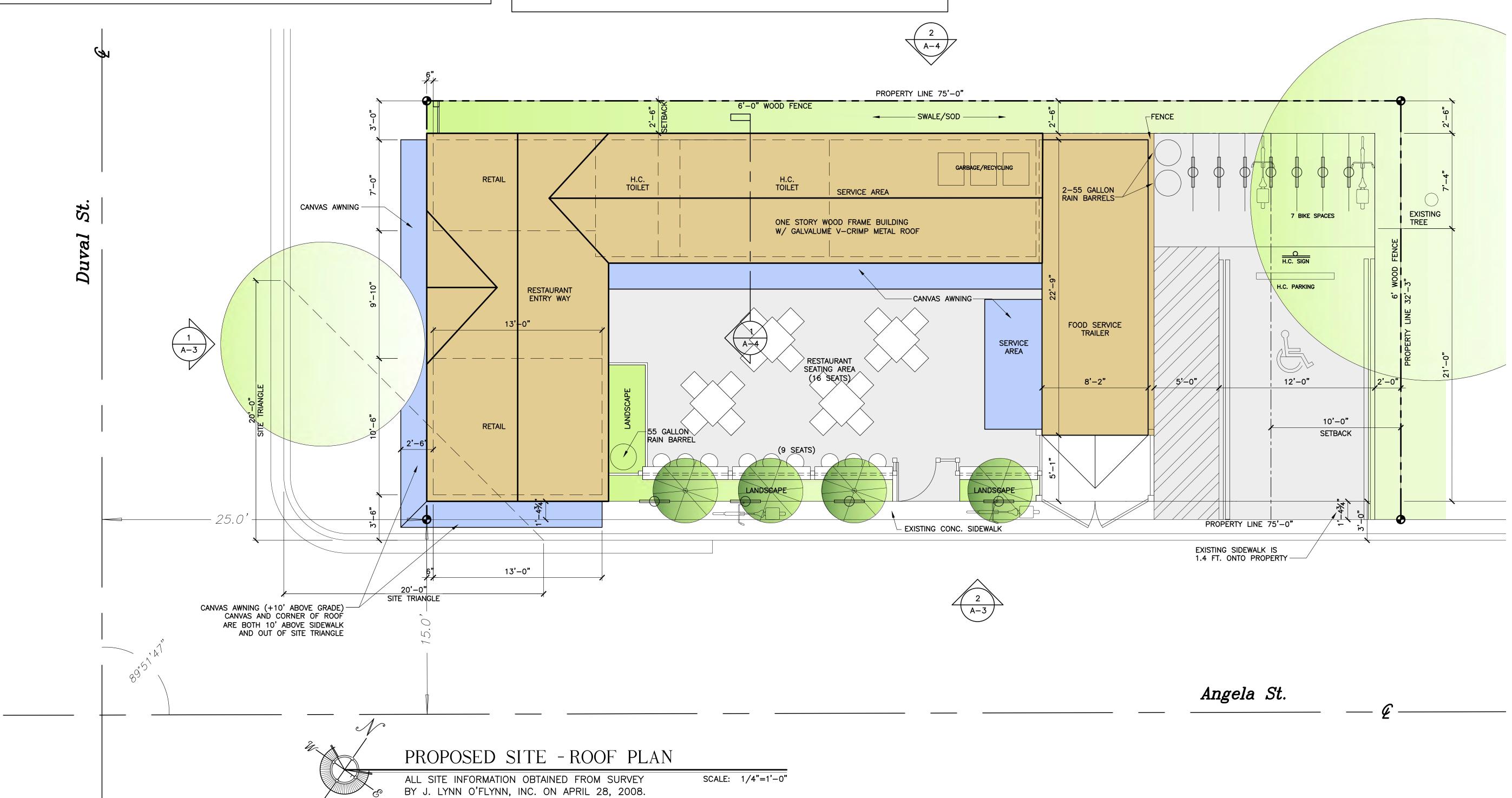
10-7-13 HARC

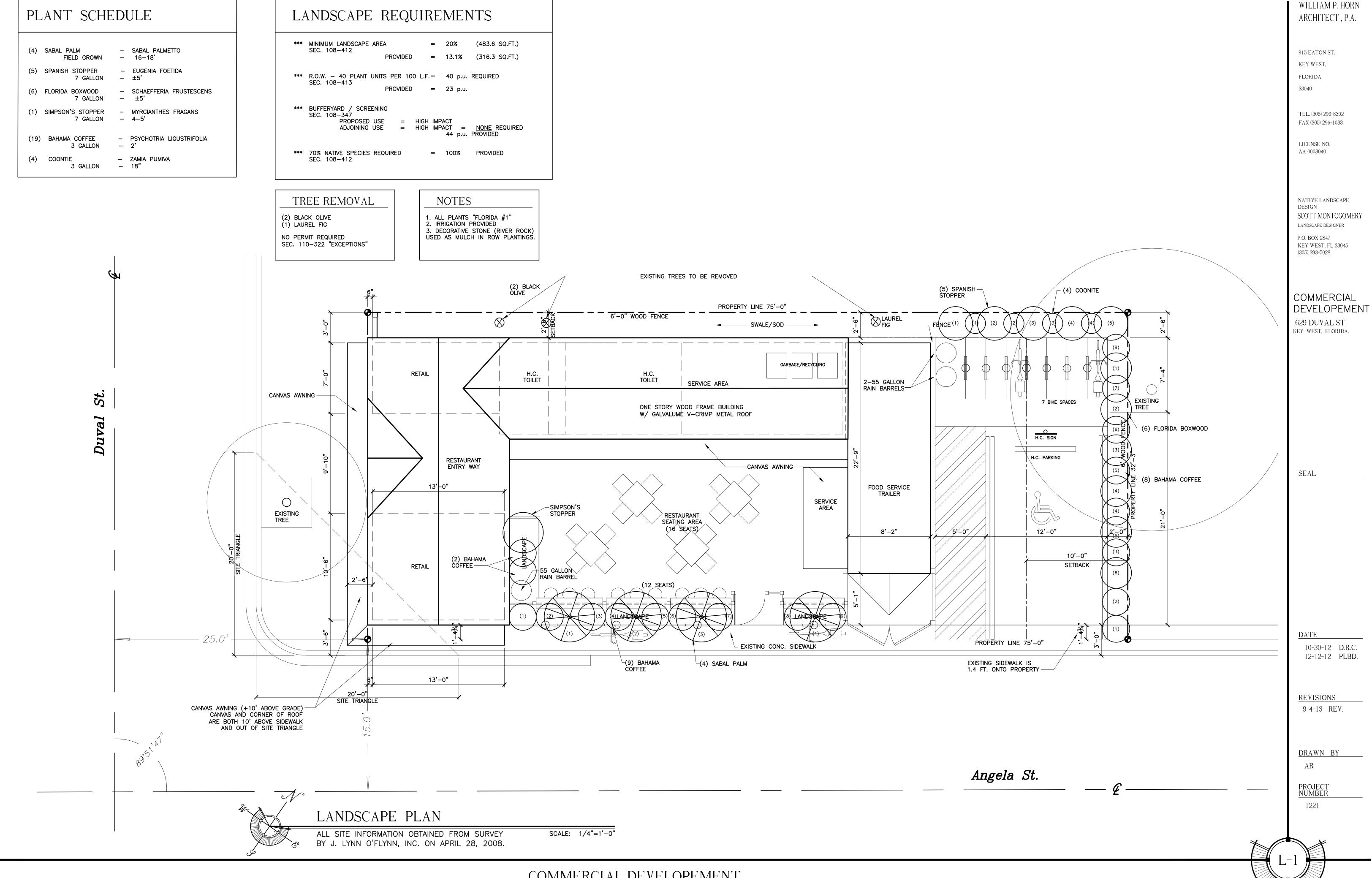
9-4-13 REV.

<u>DRAWN</u> BY

AR

PROJECT NUMBER







Broward# 92 0722AE-X

CRANE

Awning Material Sample 629 Duval Street

RECEIVED

CITY OF KEY WEST PLANNING DEPT

H13-01-0823

Planning Board Resolutions

PLANNING BOARD RESOLUTION No. 2013-50

A RESOLUTION OF THE CITY OF KEY WEST PLANNING BOARD RECOMMENDING APPROVAL OF A MINOR DEVELOPMENT PLAN FOR CONSTRUCTION OF A RESTAURANT FOR PROPERTY LOCATED AT 629 DUVAL STREET (RE#00012440-000100, AK#1012815) PERSUANT TO SECTION 108-91 (A.)(1.)(b.)&(c.), AND MODIFY LANDSCAPE REQUIREMENTS PER SECTION 108-411, 108-412 and 108-413 KEY WEST FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the subject property is located in the Historic Residential Commercial Core, Gulf Side (HRCC-1), zoning district; and

WHEREAS, Section 108-91 A(1.)(b.)&(c.) of the Code of Ordinances requires Minor Development Plans for the construction of 500 - 2,499 square feet of gross floor area; and

WHEREAS, Section 108-411, 108-412 and 108-413 allow for the modification to landscape requirements; and

WHEREAS, the applicant proposed the construction of approximately 1,500 square feet of floor area to be used as a restaurant, commercial retail space, storage and ADA bathroom facilities; and

Page 1 of 4 Resolution Number 2013-50

Acting Chair
Planning Director

WHEREAS, the approval of a Minor Development Plan is consistent with the Land

Development Regulations and the Comprehensive Plan; and

WHEREAS, the recommendation of approval of the Minor Development Plan is in

harmony with the general purpose and intent of the Land Development Regulations, and will not be

injurious to the neighborhood, or otherwise detrimental to the public welfare; and

WHEREAS, the approval is consistent with the criteria in the Code; and

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the City of Key West,

Florida:

Section 1. That the above recitals are incorporated by reference as if fully set forth herein.

Section 2. That a Minor Development Plan for the construction of approximately 1,500

square feet of restaurant, commercial retail, storage and ADA bathroom facilities per Section 108-

91A.(1.)(b.)&(c.), under the Code of Ordinances of the City of Key West, Florida, is hereby

recommended for City Commission approval for property located at 629 Duval Street

(RE#00012440-000100, AK# 1012815), as shown on the attached site plans dated September 4,

2013.

Section 3. This Minor Development Plan application recommended for approval to the City

Page 2 of 4 Resolution Number 2013-50

Acting Chair

Planning Director

Commission, does not constitute a finding as to ownership or right to possession of the property, and

assumes, without finding, the correctness of applicant's assertion of legal authority respecting the

property.

Section 4. This resolution shall go into effect immediately upon its passage and adoption and

authentication by the signatures of the presiding officer and the Clerk of the Commission.

Section 5. This resolution is subject to appeal periods as provided by the City of Key West

Code of Ordinances (including the Land Development Regulations). After the City appeal period has

expired, this permit or development order will be rendered to the Florida Department of Economic

Opportunity. Pursuant to Chapter 9J-1, F.A.C., this permit or development order is not effective for

forty five (45) days after it has been properly rendered to the DEO with all exhibits and applications

attached to or incorporated by reference in this approval; that within the forty five (45) day review

period the DEO can appeal the permit or development order to the Florida Land and Water

Adjudicatory Commission; and that such an appeal stays the effectiveness of the permit until the

appeal is resolved by agreement or order. Read and passed on first reading at a duly noticed meeting

held this 26th day of September, 2013, authenticated by the Chairman of the Planning Board and the

Planning Director.

James Gilleran, Acting Chair

Key West Planning Board

10 14 13 Date

Page 3 of 4
Resolution Number 2013-50

Acting Chair

b—Planning Director

Attest:

Donald Leland Craig, AICP

10.16.13

Date

Planning Director

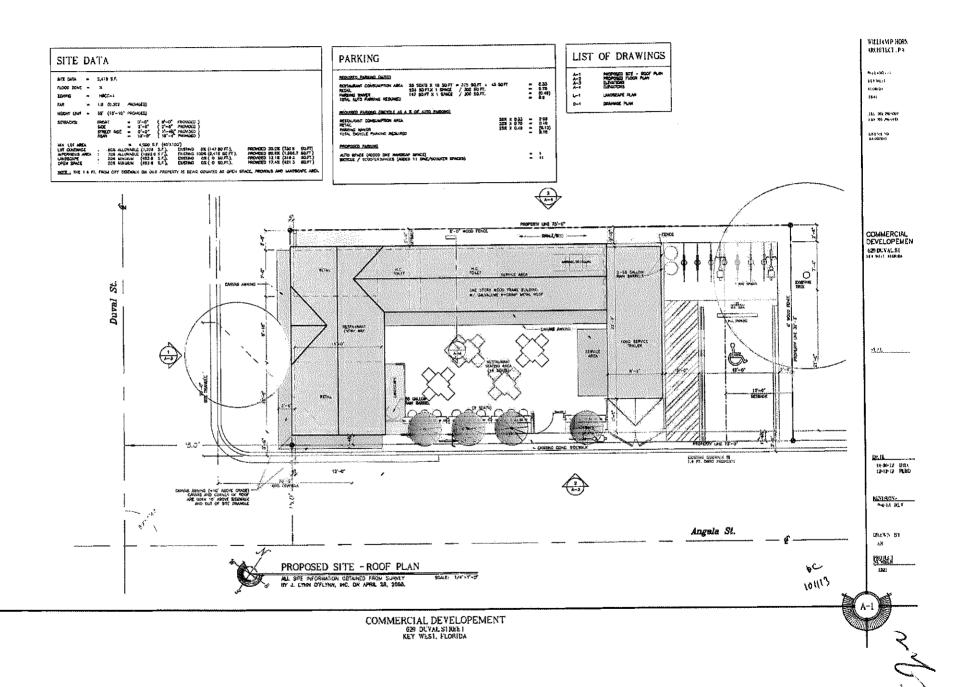
Filed with the Clerk:

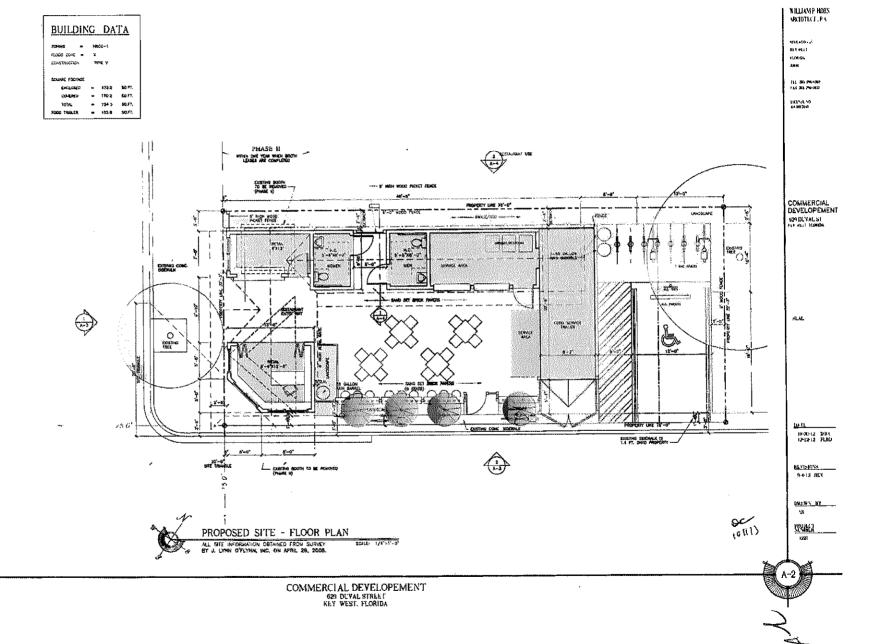
Cheryl Smith, City Clef

Page 4 of 4 Resolution Number 2013-50

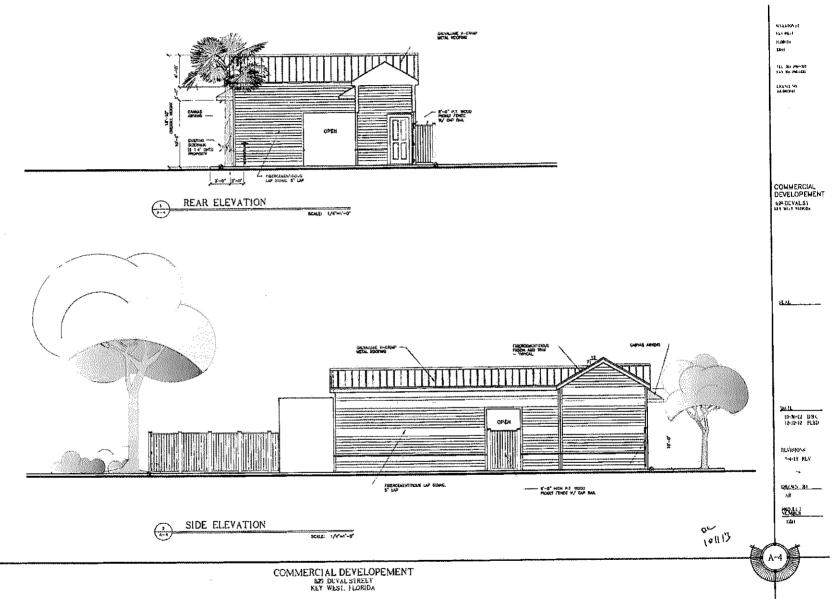
_Acting Chair

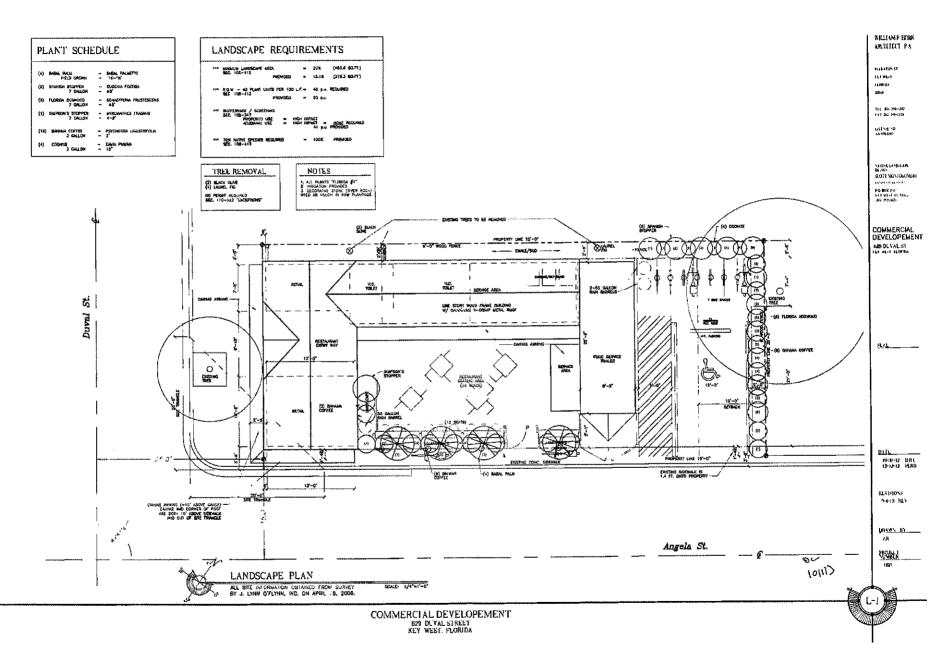
Planning Director



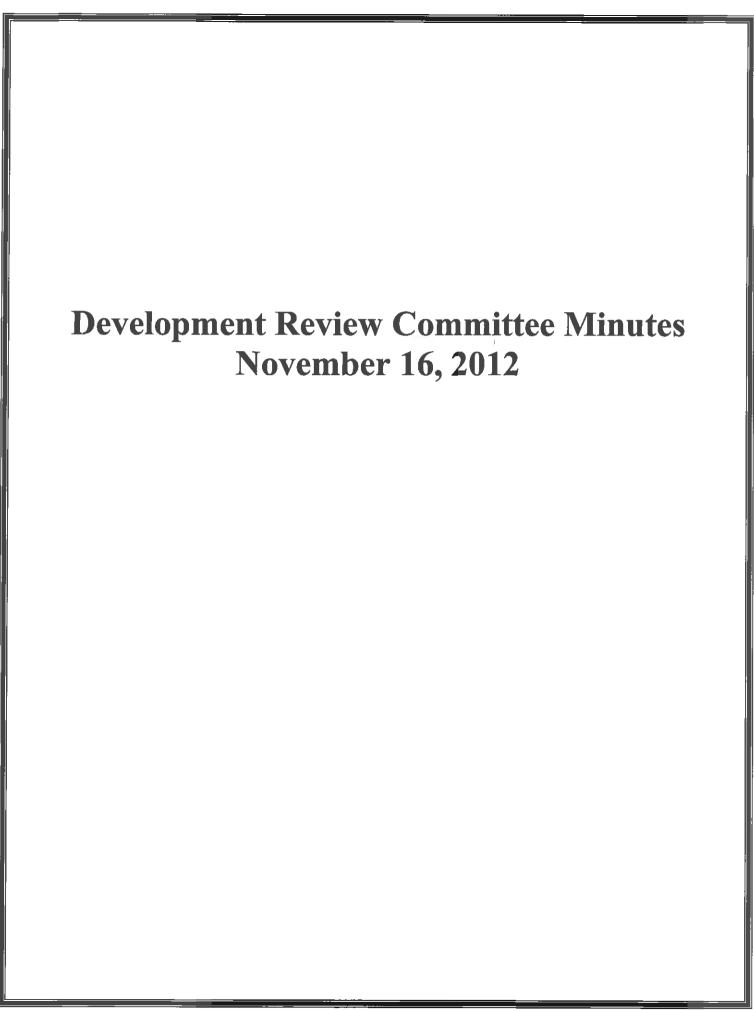












Minutes of the Development Review Committee

November 16, 2012

Approved December 21, 2012

meets ADA Accessibility Guidelines for Buildings and Facilities (ADAAG) Sec. 4.6 parking requirements for standard vehicle ADA accessible parking space.

Mr. Williams inquired if any trees or landscaping would be impacted and if so, that the applicant contact him to make sure no permits are required by the Tree Commission. He suggested using a cistern to utilize rain water.

Mrs. Torregrosa stated that project will be on the HARC agenda on November 27th.

Mr. Craig stated that what is proposed is a new structure as the principal structure on site and a detached habitable area which is not another unit.

Remaining DRC members had no comments.

Keys Energy had no objections. The applicant will need to provide a full set of plans and a project review form. This will ensure the applicant and the surrounding customer have adequate power.

10. Minor Development Plan - 629 Duval Street (RE# 00012440-000100) - Request for a minor development plan to construct an outdoor restaurant per Section 108-91 A.1.(b) and (c) of the Land Development Regulations of the Code of Ordinances of the City of Key West.

Items 10 and 11 were heard concurrently.

Mr. Cunningham gave members an overview of the Minor Development and Parking requests.

The applicant's Architect, Bill Horn, gave members an overview of the request.

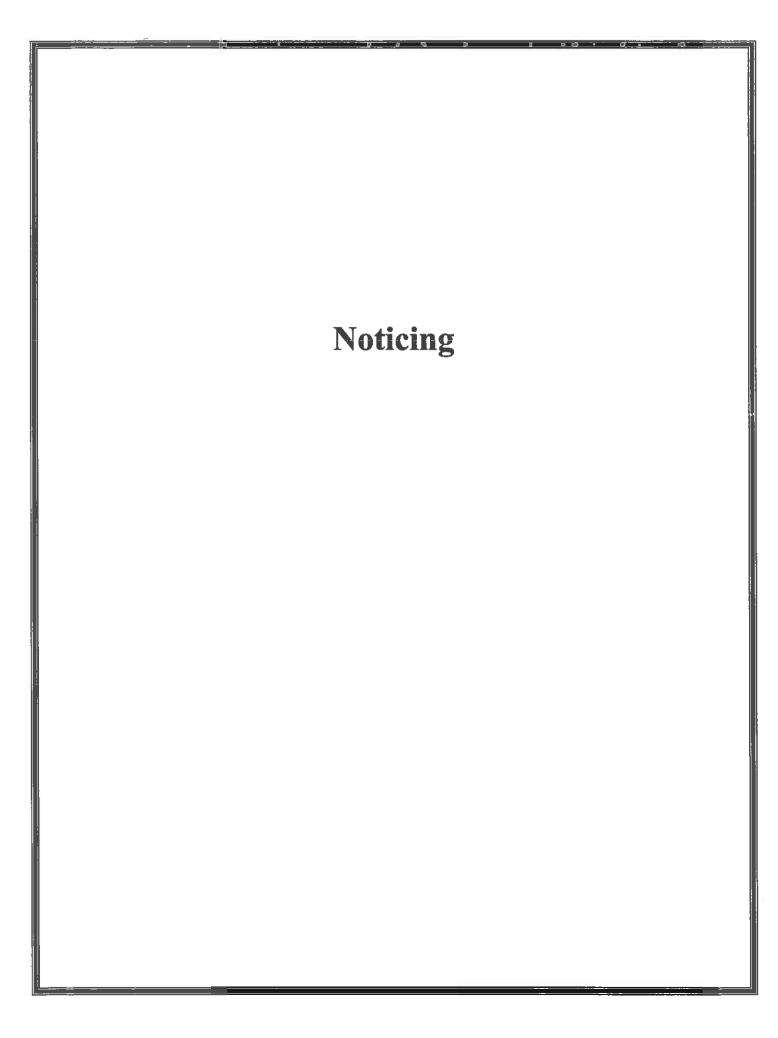
Ms. Higgins had no comment.

Mr. Williams requested a licensed landscape architect for the plan. He suggested using a cistern.

Mrs. Torregrosa stated that the authorization form says Helena Dos Santos but deed is under Kimberly Blanchette. Mr. Cunningham stated that the applicant is the representative trustee for the trust that is associated with the owner. Mrs. Torregrosa requested this information to be shown on the packet for proper representation. She stated her concern about the trailer that is proposed. The project will require HARC approval.

Ms. Ignaffo stated that pursuant to Sec. 74-171 grease interceptor, sized in accordance with the number of dining establishment seats, hours of operation, and type of utensils used at the restaurant shall be required. The interceptor shall conform to the requirements of the Florida Building Code: Plumbing Section 1003. Please coordinate utility infrastructure plan review with General Services Department. The site plan shows a fenced storage area for trash and recycling receptacles. Sec. 58-31 limits the size of trash receptacles to 32 gallons, weight not exceeding 50 pounds. Please indicate the quantity of trash to be generated by this project, on a daily basis. The city would like to reduce the amount of solid waste and increase the recycling rate. Please consider the use of bio-degradable paper goods that are recyclable.

Ms. Ignaffo stated that the site plan shows one ADA accessible standard vehicle parking space. The parking space is designed to create vehicle backing onto the public right-of-way. Access route width dimensions for the sidewalk and entrance gate are not indicated on the plans.



The Historic Architectural Review Commission will hold a public hearing <u>at 5:30 p.m., October 22, 2013 at Old City Hall, 510 Greene Street</u>, Key West, Florida. The purpose of the hearing will be to consider a request for:

NEW TWO PHASED CONSTRUCTION OF A RESTAURANT. NEW FOOD SERVICE TRAILER. DEMOLITION OF EXISTING BOOTHS

FOR-#629 DUVAL STREET

Applicant- Trepanier and Associates

Application # H13-01-823

If you wish to see the application or have any questions, you may visit the Planning Department during regular office hours at 3140 Flagler Avenue, call 809-3973 or visit our website at www.keywestcity.com.

THIS NOTICE CAN NOT BE REMOVED FROM THE SITE UNTIL HARC FINAL DETERMINATION

HARC POSTING AFFIDAVIT

STATE OF FLORIDA: COUNTY OF MONROE:
BEFORE ME, the undersigned authority, personally appeared Patrick who, first being duly sworn, on oath
depose and says that the following statements are true and correct to the best of his/her knowledge and belief:
1. That a legal notice for Public Notice of Hearing of the Historic Architectural Review Commission (HARC) was placed on the following address: On the
17th day of October , 20 13.
This legal notice(s) contained an area of at least 8.5"x11".
The property was posted to notice a public hearing before the Key West Historic Architectural Review Commission to be held on $10-22-13$.
The legal notice(s) is/are clearly visible from the public street adjacent to the property.
The Certificate of Appropriateness number for this legal notice is $4/3-01-823$.
2. A photograph of that legal notice posted in the property is attached hereto.
Signed Name of Affiant:
Date: 10-17-13
Address: 402 Appelranth Lane
City: <u>kayWcs+ 婚</u> State, Zip: <u>FL 33040</u>
otate, zip., ze a oo 40
The forgoing instrument was acknowledged before me on this day of, 20_13
By (Print name of Affiant) Patrick Wright who is
personally known to me or has produced
identification and who did take an oath.
NOTARY PUBLIC Sign Name: Such a cl Puert Print Name: Richard Puert Notary Public - State of Florida (seal) RICHARD PUENTE MY COMMISSION & DD 997851 EXPIRES: Mairch 2, 2014 Bonded Thru Notary Public Underwriters
My Commission Expires: 4-2- 2014





Property Appraiser Information

Scott P. Russell, CFA Property Appraiser Monroe County, Florida

Key West (305) 292-3420 Marathon (305) 289-2550 Plantation Key (305) 852-7130

Property Record Card - Website tested on IE8,

Maps are now launching the new map application version and the second card - Website tested on IE8,

Maps are now launching the new map application version and the second card - Website tested on IE8,

Maps are now launching the new map application version and the second card - Website tested on IE8,

10.3 or higher

Alternate Key: 1012815 Parcel ID: 00012440-000100

Ownership Details

Mailing Address: DUVAL LOT LLC C/O BLANCHETTE KIMBERLY L 1312 REYNOLDS ST KEY WEST, FL 33040-4709

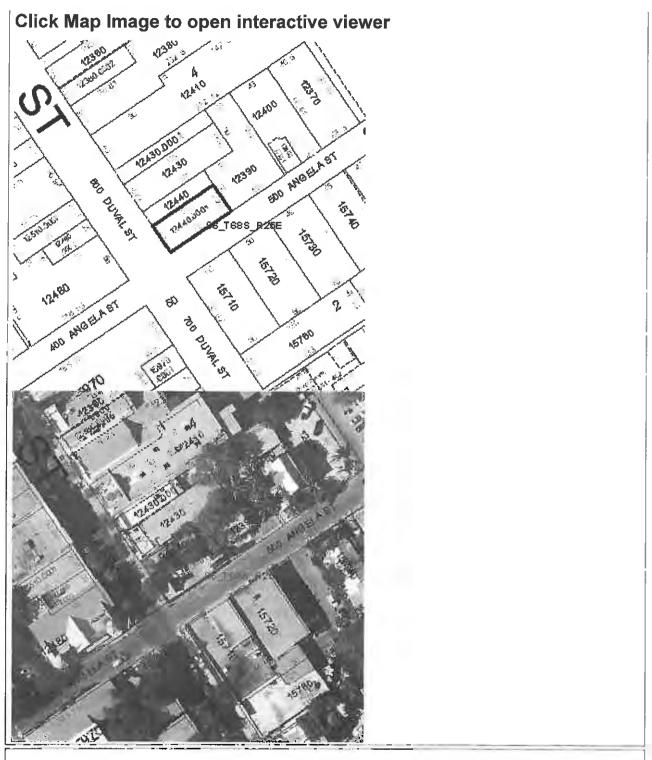
Property Details

PC Code: 10 - VACANT COMMERCIAL

Millage Group: 10KW
Affordable Housing: No
Section-Township-Range: 06-68-25

Property Location: 629 DUVAL ST KEY WEST

Legal Description: KW PT LOT 4 SQR 61 G6-2 OR437-623/24 OR2555-1172/73 OR2585-127/29



Land Details

Land Use Code	Frontage	Depth	Land Area
100D - COMMERCIAL DRY	32	75	2,418.00 SF

Misc Improvement Details

	Nbr	Туре	# Units	Length	Width	Year Built	Roll Year	Grade	Life
ij	1	TK2:TIKI	64 SF	0	0	2001	2002	1	40

	2	TK2:TIKI	70 SF	0	0	1993	1994	1	40
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Appraiser Notes

OVERRIDE PER 002

Building Permits

Bldg	Number	Date Issued	Date Completed	Amount	Description	Notes
	B943462	10/01/1994	10/01/1995	1,500		RENO/RELOC BOOTH
	0202833	01/15/2002	10/30/2002	600		REPLACE FIRE DAMAGED TK2

Parcel Value History

Certified Roll Values.

View Taxes for this Parcel.

Roll Year	Total Bidg Value	Total Misc Improvement Value	Total Land Value	Total Just (Market) Value	Total Assessed Value	School Exempt Value	School Taxable Value
2013	0	779	365,747	366,526	366,526	0	366,526
2012	0	804	365,747	366,551	366,551	0	366,551
2011	0	842	365,747	366,589	366,589	0	366,589
2010	0	867	365,529	366,396	366,396	0	366,396
2009	0	904	532,682	533,586	533,586	0	533,586
2008	0	929	1,083,937	1,084,866	1,084,866	0	1,084,866
2007	0	967	616,590	617,557	617,557	0	617,557
2006	0	992	217,620	290,993	290,993	0	290,993
2005	0	1,029	181,350	290,993	290,993	0	290,993
2004	0	1,053	128,154	290,993	290,993	0	290,993
2003	0	1,091	125,736	290,993	290,993	0	290,993
2002	0	599	125,736	290,993	290,993	0	290,993
2001	0	614	125,736	178,412	178,412	0	178,412
2000	0	334	111,228	178,412	178,412	0	178,412
1999	0	342	111,228	178,412	178,412	0	178,412
1998	0	350	111,228	111,578	111,578	0	111,578
1997	0	357	106,392	106,749	106,749	0	106,749
1996	0	365	106,392	106,757	106,757	0	106,757
1995	0	0	106,392	106,392	106,392	0	106,392
1994	0	0	106,392	106,392	106,392	0	106,392
1993	0	0	106,392	106,392	106,392	0	106,392
1992	0	0	106,392	106,392	106,392	0	106,392
1991	0	0	106,392	106,392	106,392	0	106,392
1990	0	0	87,653	87,653	87,653	0	87,653
1989	0	0	87,048	87,048	87,048	0	87,048

1988	0	0	74,958	74,958	74,958	0	74,958
1987	0	0	37,026	37,026	37,026	0	37,026
1986	0	0	36,270	36,270	36,270	0	36,270
1985	0	0	26,114	26,114	26,114	0	26,114
1984	0	0	26,114	26,114	26,114	0	26,114
1983	0	0	16,008	16,008	16,008	0	16,008
1982	0	0	16,008	16,008	16,008	0	16,008
					-		

Parcel Sales History

NOTE: Sales do not generally show up in our computer system until about two to three months after the date of sale. If a recent sale does not show up in this list, please allow more time for the sale record to be processed. Thank you for your patience and understanding.

Sale Date	Official Records Book/Page	Price	Instrument	Qualification
8/6/2012	2585 / 127	100	WD	11
2/7/2012	2555 / 1172	100	ORDER	19
2/1/1969	0437 / 0623	3,500	00	Q

This page has been visited 40,786 times.

Monroe County Monroe County Property Appraiser Scott P. Russell, CFA P.O. Box 1176 Key West, FL 33041-1176