

Historic Architectural Review Commission

Staff Report Item 6

Meeting Date: July 15, 2014

Applicant: Kelly T. Nelson

Application Number: H14-01-0983

Address: Parking Space

Description of Work: Mobile vending cart.

**Guidelines Cited in
Review:**

Guidelines for ATM's, displays, carts, Information Booths, Kiosks and vending machines (pages 47-48), specifically first three paragraphs of page 47.

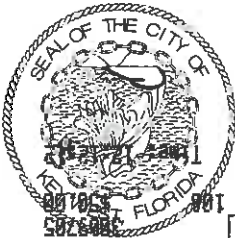
Staff Analysis

The Certificate of Appropriateness proposes the use of a tricycle with an attached metal box to be used as a mobile vending cart in Old town designated parking areas. The Code of Ordinances requires that all mobile vendors located within the Historic District must obtain an approval of the vehicle and/ or displays from this Commission (Section 18-324(3)(c)). The applicant proposes to install a PVC pipe in the center of the metal box in order to hold a banner sign 48" wide by 1 foot tall with their sign. The mobile vendor's license number for this applicant is #12771.

Consistency with Guidelines

The proposed application, to attach a metal box to a tricycle and considering it a mobile vending cart may be a creative solution. Nevertheless the vehicle is not a traditional push cart which can be seen in the streets. Although the guidelines discourage the placement of commercial carts in the streets, since they were not part of the traditional commercial streetscape, the City had issued 25 mobile vendors' licenses. The Commission must make a decision whether this proposed tricycle will be appropriate in the streets and, if approved, how this design may change, as a precedent, the streetscape and the concept of mobile carts in Old Town.

Application



**CITY OF KEY WEST
BUILDING DEPARTMENT**

CERTIFICATE OF APPROPRIATENESS

Trans date: 7/11/14

APPLICATION #

06-05-2014 010983

OWNER'S NAME:

Kelly T. Nelson

DATE:

6-10-14

OWNER'S ADDRESS:

416 Fleming, Unit C
Key West, FL 33040

PHONE #:

APPLICANT'S NAME:

Kelly T. Nelson

PHONE #:

850-225-3069

APPLICANT'S ADDRESS:

416 Fleming, Unit C
Key West, FL 33040

ADDRESS OF CONSTRUCTION:

N/A

OF
UNITS

THERE WILL BE A FINAL INSPECTION REQUIRED UNDER THIS PERMIT

DETAILED DESCRIPTION OF WORK:

Mobile Vending Cart

License #14-542

Control 12771

Chapter 837.06 F.S.-False 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 precede applications for building permits, right of way permits, variances, and development review approvals. Applications must meet or exceed the requirements outlined by the Secretary of the Interior's Standards for Rehabilitation and Key West's Historic Architectural Guidelines.

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

Applications that do not possess the required Submittals will be considered incomplete and will not be reviewed for approval.

Date: 6-10-14

Applicant's Signature:

[Signature]

Required Submittals

<input type="checkbox"/>	TWO SETS OF SCALED DRAWINGS OF FLOOR PLAN, SITE PLAN AND EXTERIOR ELEVATIONS (for new buildings and additions)
<input type="checkbox"/>	TREE REMOVAL PERMIT (if applicable)
<input type="checkbox"/>	PHOTOGRAPHS OF EXISTING BUILDING (repairs, rehabs, or expansions)
<input type="checkbox"/>	PHOTOGRAPHS OF ADJACENT BUILDINGS (new buildings and additions)
<input type="checkbox"/>	ILLUSTRATIONS OF MANUFACTURED PRODUCTS TO BE USED SUCH AS SHUTTERS, DOORS, WINDOWS, PAINT COLOR CHIPS, AND AWNING FABRIC

Order: KEYWIT01 SAMPLER: OC Drawer: 1
Date: 6/10/14 22 Receipt no: 28726

2014 1000003

PT * BUILDING PERMITS-NEW
1.00 \$50.00

Trans number: 104 3006554
CK CHECK Date: 104 \$50.00

Trans date: 6/10/14 Time: 14:06:50

Fee Due: \$

HISTORIC ARCHITECTURAL REVIEW COMMISSION USE ONLY

Approved _____

Denied _____

Deferred _____

Reason for Deferral or Denial:

HARC Comments:

Guidelines for reports (pages 47-48)

Limit of Work Approved, Conditions of Approval and/or Suggested
Changes:

Date: _____

Signature: _____

Historic Architectural
Review Commission

City Commission Resolution

RESOLUTION NO. 14-155

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING TRANSFER OF MOBILE VENDOR LICENSE (MVL) #12771 FROM LARY J. BUDNICK TO CAPTAIN KELLY NELSON DUE TO HARDSHIP; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to section 18-325(d) of the Code of Ordinances, the City Manager recommends the proposed hardship transfer of MVL #12771;

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

Section 1: That transfer of MVL #12771 from Lary J. Budnick to Captain Kelly Nelson is hereby approved.

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.

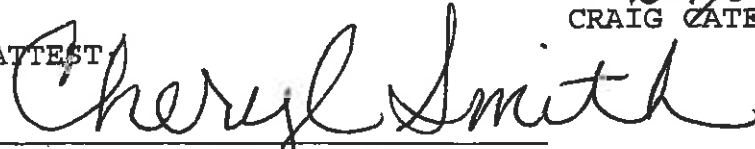
Passed and adopted by the City Commission at a meeting held
this 3rd day of June, 2014.

Authenticated by the Presiding Officer and Clerk of the
Commission on 5th day of June, 2014.

Filed with the Clerk on June 5, 2014.

Mayor Craig Cates	<u>Yes</u>
Vice Mayor Mark Rossi	<u>Yes</u>
Commissioner Teri Johnston	<u>Yes</u>
Commissioner Clayton Lopez	<u>Yes</u>
Commissioner Billy Wardlow	<u>Yes</u>
Commissioner Jimmy Weekley	<u>Yes</u>
Commissioner Tony Yaniz	<u>Yes</u>

ATTEST


CHERYL SMITH, CITY CLERK


CRAIG CATES, MAYOR

Lary Budnick
1316 Madison St
Hollywood, FL 33019

RECEIVED

MAY 09 2014

CITY MANAGER

May 7, 2014

To : Key West City Manager Bob Vitas &
The City Commissioners
3132 Flagler Ave
Key West, FL 33040

Ref : Transfer of KW MVL # 12771

Dear City Manager Bob Vitas & Commissioners of Key West,

My name is Lary Budnick and I have owned my

KW Mobile Vendors License Owner #12771 since 1981-82.

Previous to the 1986 Non Transfer Rules.

I have enjoyed this honor for many memorable years but feel that under the circumstances of Financial Hardship I truly need to Transfer it now.

Since the economy collapsed in 2009 and i have gotten into debt, I have recently been in danger of losing my home in Hollywood , FL. Additionally with a daughter in Med school it has depleted any retirement funds.

Part of my desire has been to find a legitimate business owner within the Community that would utilize the License properly & correctly. Captain Kelly Nelson will be a good fit.

I respectfully Honor you & Request that you Approve the Transfer of my License to **Mir Kelly Nelson. 416 Fleming St, Key West, FL 33040**


Please feel free to call for any concerns anytime 954-347-6747.

God Bless You & The Great City of Key West, & Our Nation

I Remain Most Gratefully Yours,



Lary J Budnick, 1316 Madison St , Hollywood, FL 33019, Owner Lic #12771

State of Florida County of Broward
Subscribed and sworn before me on 5/8/2014
(Date)

(Notary Signature)



Fred Venerin
Notary Public
State of Florida

My Commission Expires April 25, 2016
Commission # EE 192351

LARY J BUDNICK
1316 MADISON ST
HOLLYWOOD, FL 33019-1820

0114

9-32/720

DATE 5/8/14

PAY TO THE
ORDER OF

City of Key West

\$ 100.00

One Hundred -

DOLLARS



Chase Bank

CHASE

JPMorgan Chase Bank, N.A.
www.Chase.com

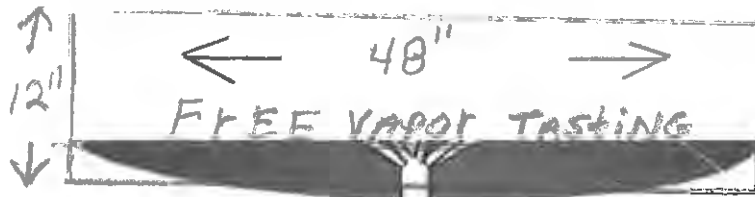
MEMO: TRANSFER See MVL #12271

Lary J Budnick

⑆072000326⑆

Mobile Vending Cart Drawings And Photos

Banner Sign

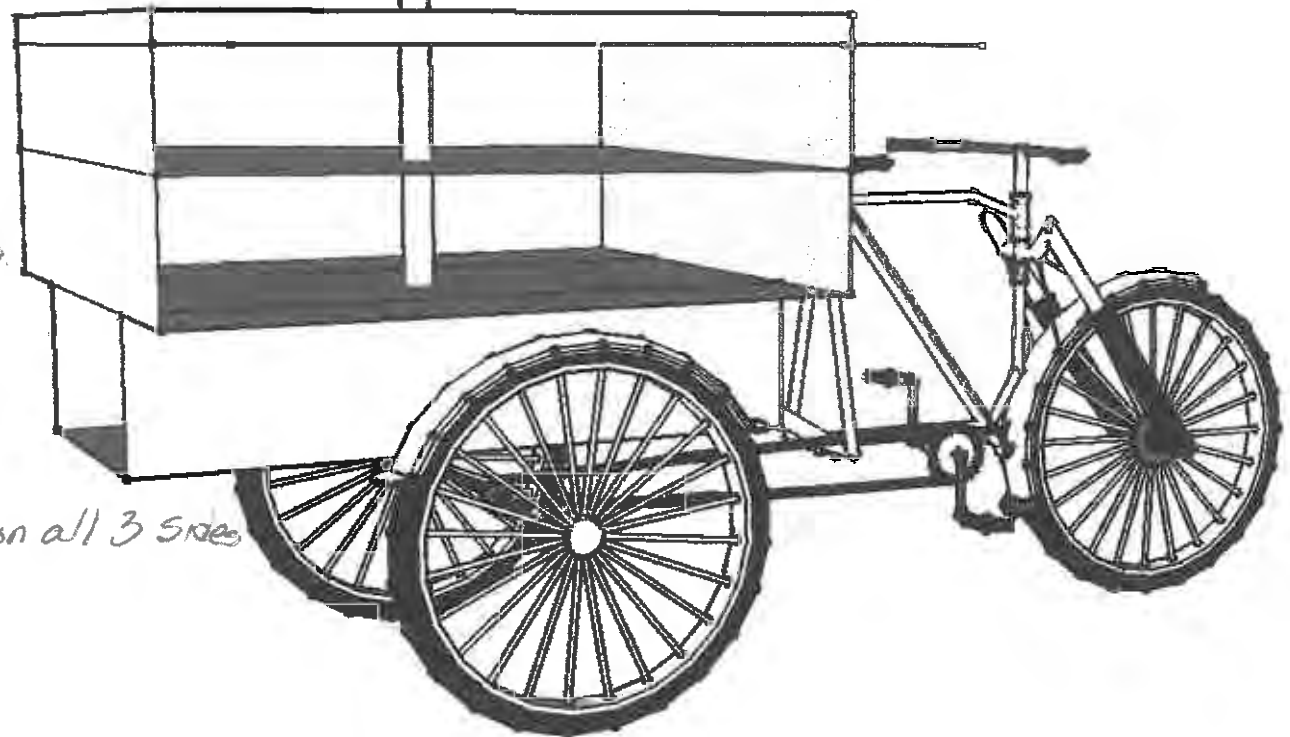


12" PVC pipe to hold sign

48" PVC pipe to hold banner sign

47" wide

22"



Same on all 3 sides

Ray West

Vapor Shop

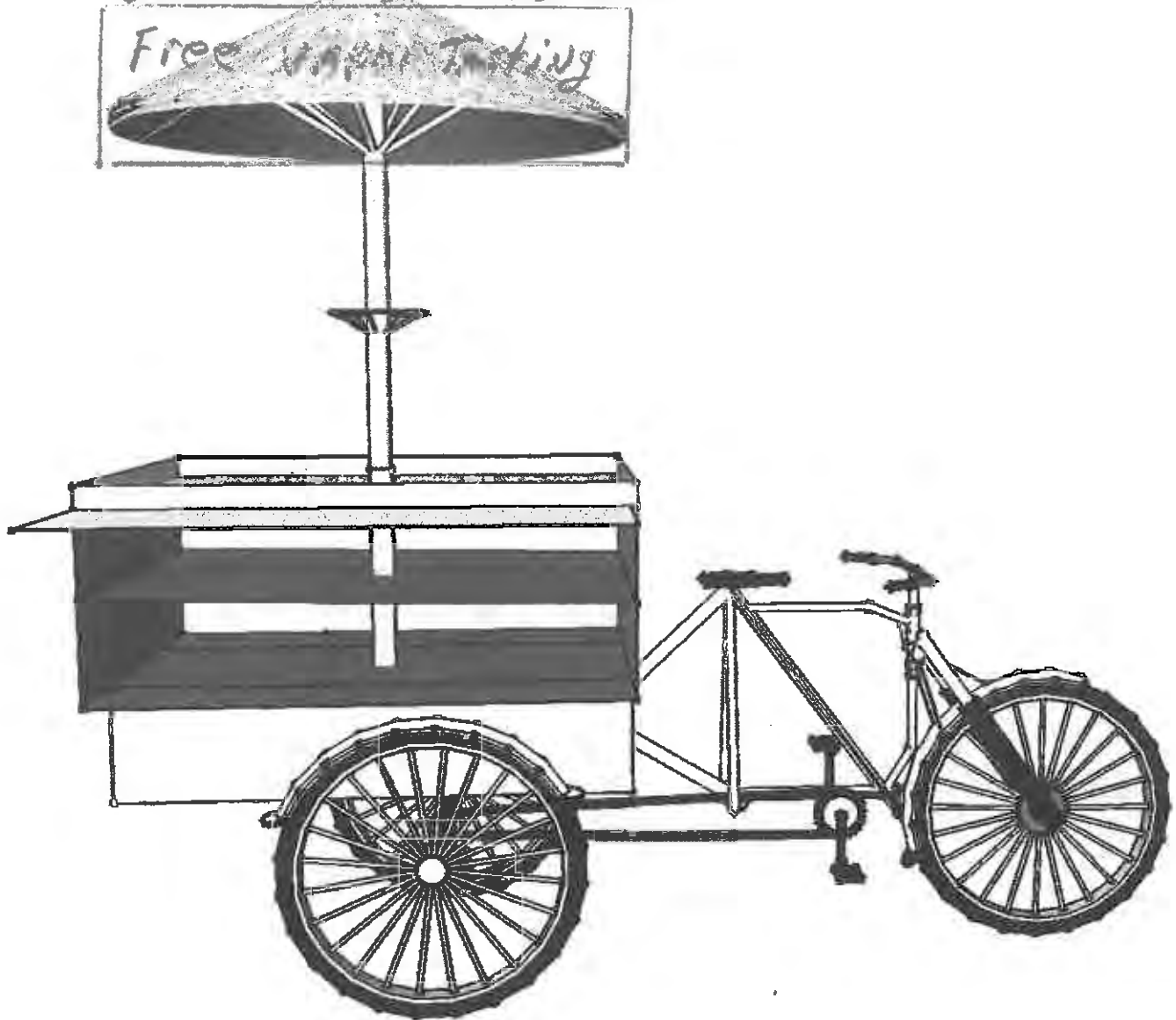
Call: 225 3069

Key West Vapor Shop

Kelly Nelson 850-225-3057

BANNER SIGN 48" X 12" TWO SIDED

Free Vapor Testing



← 36" →

Box

← 79" →

→ Total length

FREE VAPOR TASTING

48"

Banner

12"

18"

12"



Sides







