



# City of Key West, FL

Old City Hall  
510 Greene Street  
Key West FL 33040

## Action Minutes - Final - Final Tree Commission

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Tuesday, July 14, 2015

5:00 PM

Old City Hall

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**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 at 305-809-1000 or the ADA Coordinator at 305-809-3731 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

### Call Meeting To Order

### Pledge of Allegiance to the Flag

### Roll Call

**Present** 6 - Mr. Bethel, Ms. Bravo, Mr. Mellies II, Ms. Sullivan, Ms. Robinson, and Mr. Jackson

### Approval of Agenda

*Ms. DeMaria requested that per the request of the applicant's representatives to postpone item #11 and at the request of Staff to postpone item #18, due to additional information being submitted. A motion was made by Mr. Robert Bethel, seconded by Ms. Denise Bravo, that the agenda be approved as amended by Ms. DeMaria. The motion carried by unanimous voice vote.*

### Approval of Minutes

1 June 09, 2015 TC Minutes

**Attachments:** [June 09, 2015 TC Minutes](#)

A motion was made by Mr. Robert Bethel, seconded by Ms. Denise Bravo, that the Minutes be Approved. The motion passed by an unanimous voice vote.

### Old Business

2 **700 and 704 Eaton Street/T15-7376/Poinciana Partners LLC and Key West NC, LLC**  
**Represented by:** Michael Herrera, Nick Downs, and Michael Ingram  
**Removal:** 1-Royal Poinciana

**Attachments:** [700-704 Eaton Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that the Action Item be Approved to remove 1-Royal Poinciana at 700-704 Eaton Street and replace with 23.6" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

**3****108 Geraldine Street/T15-7420/Nancy Moulton****Represented by:** Larrie Busloff-Leaping Lizard**Removal:** 1-Strangler Fig

**Attachments:**     [108 Geraldine Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Robin Robinson, seconded by Ms. Denise Bravo, that the Action Item be Approved to remove 1-Strangler Fig at 108 Geraldine Street and replace with 13.1" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

**New Business****4****900 Flagler Avenue/T15-7432/Lynn Kaufelt****Represented by:** Kenneth King**Removal:** 1-Pigeon Plum

**Attachments:**     [900 Flagler Avenue](#)

In accordance with Sec. 110-329, a Motion was made by Ms. Robin Robinson, seconded by Ms. Denise Bravo, that the Action Item be Denied. The motion Failed by the following vote:

No: Mr. Bethel, Mr. Mellies II, Ms. Sullivan, and Chairman Jackson

Yes: Ms. Bravo, and Ms. Robinson

In accordance with Sec. 110-327, a Motion was made by Mr. Robert Bethel, seconded by Ms. Sue Sullivan, that the Action Item be Approved to remove 1-Pigeon Plum at 900 Flagler Avenue and replace with 6.7" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. No Public input. The motion carried by the following vote:

No: Ms. Bravo, and Ms. Robinson

Yes: Mr. Bethel, Mr. Mellies II, Ms. Sullivan, and Chairman Jackson

**5****1125 Duval Street/T15-7441/Christopher Rounds****Represented by:** Kenneth King**Removal:** 1-Mohogany

**Attachments:**     [1125 Duval Street](#)

In accordance with Sec. 110-327, a Motion was made by Mr. Neil Mellies, seconded by Ms. Denise Bravo, that the Action Item be Approved to remove 1-Mohogany at 1125 Duval Street and replace with 16.3" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

- 6**                                **322 and 324 Truman Avenue/T15-7448/Sands Family Holdings LLC (Winifred Sands Garner)**  
**Represented by:** Winifred Sands Garner  
**Removal:** 2-Sapodilla

**Attachments:**        [322-324 Truman Avenue](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that the Action Item be Approved to remove 2-Sapodilla at 322 and 324 Truman Avenue and replace with 28.8" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

- 7**                                **611 Grinnell Street - Unit #4/T15-7451/William D. Binder and Cheryl R. McDiarmid**  
**Removal:** 1-Rubber tree

**Attachments:**        [611 Grinnell Street - Unit #4](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Robin Robinson, seconded by Mr. Robert Bethel, that the Action Item be Approved to remove 1-Rubber tree at 611 Grinnell Street-Unit #4 and replace with 8.8" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

- 8**                                **2900 Flagler Avenue/T15-7453/Chris and Cheryl Meister**  
**Removal:** 1-Blolly and 1-Sea Grape

**Attachments:**        [2900 Flagler Avenue](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that the Action Item be Approved to remove 1-Blolly and 1-Sea Grape at 2900 Flagler Avenue and replace with 20.8" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

- 9**                                **1307 Pine Street/T15-7461/Greg Wheeler**  
**Represented by:** Nick Downs-A Caring Tree Company  
**Removal:** 1-Spanish Lime

**Attachments:**        [1307 Pine Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Robin Robinson, seconded by Mr. Robert Bethel, that the Action Item be Approved to remove 1-Spanish Lime at 1307 Pine Street and replace with 12" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

- 10**                                **1402 Olivia Street/T15-7462/Casa Olivia Condo Association (Doug Pryor)**  
**Represented by:** Kenneth King  
**Removal:** 1-Gumbo Limbo

**Attachments:**     [1402 Olivia Street](#)

**Public Comments:**

Rosi Ware – 1600 Olivia Street

Doug Pryor – 1402 Olivia Street

Rick Boettger – 1402 Olivia Street

Attorney Greg Oropeza - 138-142 Simonton Street

In accordance with Sec. 110-327(2), a Motion was made by Mr. Neil Mellies, seconded by Ms. Denise Bravo, that the Action Item be Approved to remove 1-Gumbo Limbo at 1402 Olivia Street and replace with 13.6" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote.

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**704 Eaton Street/T15-7464/Key West NC, LLC**

**Represented by:** Nick Downs and Michael Ingram

**Removal:** 1-Spanish Lime

**Attachments:**     [704 Eaton Street](#)

At the request of the applicant, the Item was Postponed during agenda setting.

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**622 Grinnell Street/T15-7468/Chris Belland and City of Key West**

**Represented by:** Kenneth King

**Removal:** 1-Pink Tabebuia

**Attachments:**     [622 Grinnell Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Sue Sullivan, seconded by Ms. Denise Bravo, that the Action Item be Approved to remove 1-Pink Tabebuia at 622 Grinnell Street and replace with 4.2" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

13

**901 Von Phister Street/T15-7474/Theresa Goddin**

**Represented by:** Kenneth King

**Removal:** 1-Strangler Fig and 2-Gumbo Limbo

**Attachments:**     [901 Von Phister Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Robin Robinson, seconded by Ms. Sue Sullivan, that the Action Item be Approved to remove 1-Strangler Fig and 2-Gumbo Limbo at 901 Von Phister Street and replace with 18.4" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice. No Public input.

14

**1901 S. Roosevelt Boulevard/T15-7477/La Brisa Association Inc**

**Represented by:** Daniel Cholak

**Removal:** 1-Mahogany

**Attachments:**     [1901 S. Roosevelt Boulevard](#)

**Public Comments:**

**Sandra Green – 1901 S Roosevelt Boulevard #208N**

Ms. Green requested the Commission postpone the item until such time as the La Brisa Condo Association can have a Board meeting to discuss and vote on the removal of the tree.

A Motion was made by Mr. Robert Bethel, seconded by Ms. Denise Bravo, that the Action Item be Postponed. The motion carried by unanimous voice vote.

**15**

**1212 Olivia Street/T15-7478/James and Leigh Connell**

**Represented by:** Kenneth King

**Removal:** 2-Spanish Limes

**Attachments:**     [1212 Olivia Street](#)

A Motion was made by Ms. Robin Robinson, seconded by Ms. Denise Bravo, that the Action Item be Postponed. The motion carried by unanimous voice vote with exception of Mr. Robert Bethel who was absent. No Public input.

**16**

**1321 William Street/T15-7479/Nicki Robinson Morgan**

**Represented by:** Kenneth King

**Removal:** 2-Gumbo Limbos

**Attachments:**     [1321 William Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that the Action Item be Approved to remove 2-Gumbo Limbos at 1321 William Street and replace with 17.9" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote with exception of Mr. Robert Bethel who was absent. No Public input.

**17**

**1016 Duval Street (Julia Street ROW)/T15-7483/City of Key West**

**Represented by:** Cynthia Domenech-Coogole and Karen DeMaria

**Removal:** 1-Mahogany

**Attachments:**     [1016 Duval Street \(Julia Street ROW\)](#)

In accordance with Sec. 110-327, a Motion was made by Mr. Neil Mellies, seconded by Ms. Denise Bravo, that the Action Item be Approved to remove 1-Mahogany at 1016 Duval Street/Julia Street Right Of Way and replace with 23" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote with exception of Mr. Robert Bethel who was absent. No Public input.

## **Administrative Hearing**

**18**

**409 Frances Street / Glenn Kapsch (Owner)**

**Respondent:** Jerry J. Harvey II

**Alleged Violation:**

Tree abuse - Improper and unauthorized trimming of 2 Silver Buttonwood

trees

**Attachments:**     [409 Frances Street - Administrative Hearing](#)

At the request of Staff, the Item was Postponed during agenda setting.

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**428 Greene Street / Joseph Farber and Richard Johnson (Owners)**

**Respondent:** Landscaping (David Cunningham)

**Alleged Violation:**

Tree abuse - Improper and unauthorized trimming of 1 Strangler Fig

**Attachments:**     [428 Greene Street - Administrative Hearing](#)

A Motion was made by Ms. Robin Robinson, seconded by Mr. Neil Mellies, that the Action Item be Postponed. The motion carried by unanimous voice vote with exception of Mr. Robert Bethel who was absent.

**Public Comments**

**Urban Forestry Program Manager's Report**

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**June 2015 TC Monthly Report**

**Attachments:**     [June 2015 TC Monthly Report](#)  
                              [2015 Half Year TC Status Report](#)

Received and Filed

**Assistant City Attorney's Report**

**Comments from Commissioners**

**Adjournment**