

Staff Report for Item 17b

To: Chairman Bryan Green and Historic Architectural Review

Commission Members

From: Kelly Perkins

HARC Assistant Planner

Meeting Date: August 25, 2015

Applicant: Thomas Kelly

Application Number: H15-01-1199

Address: #618 Free School Lane

Description of Work:

Demolition of walls to accommodate new addition.

Site Facts:

The property is located at the end of Free School Lane. The survey says that there was a structure at the end of Free School Lane, constructed in 1924, but the 1962 Sanborn map does not show any structure on the property. This project received a variance from Planning Board on July 16, 2015.

Ordinances Cited in Review:

Sec. 102-217 (2): Demolition of non-historic or non-contributing buildings, Sec. 102-218: Criteria for demolitions, Sec. 102-125: Historic architectural review commission findings precedent to issuance in the Land Development Regulations.

Staff Analysis

The Certificate of Appropriateness in review proposes the demolition of a non-historic walls for a new addition. It is staff's opinion that the proposed demolition will not cover historic elements. The structure does not meet any of the criteria listed in Sec. 102-125 (1) through (9), and therefore can be considered for demolition. If the demolition is approved this will constitute the only review for this request.

APPLICATION

COMBINATION APPLICATION: FLOODPLAIN, CONSTRUCTION AND HARC

\$50.00 APPLICATION FEE NON-REFUNDABLE



City of Key West

3140 FLAGLER AVENUE KEY WEST, FLORIDA 33040

Phone: 305.809.3956

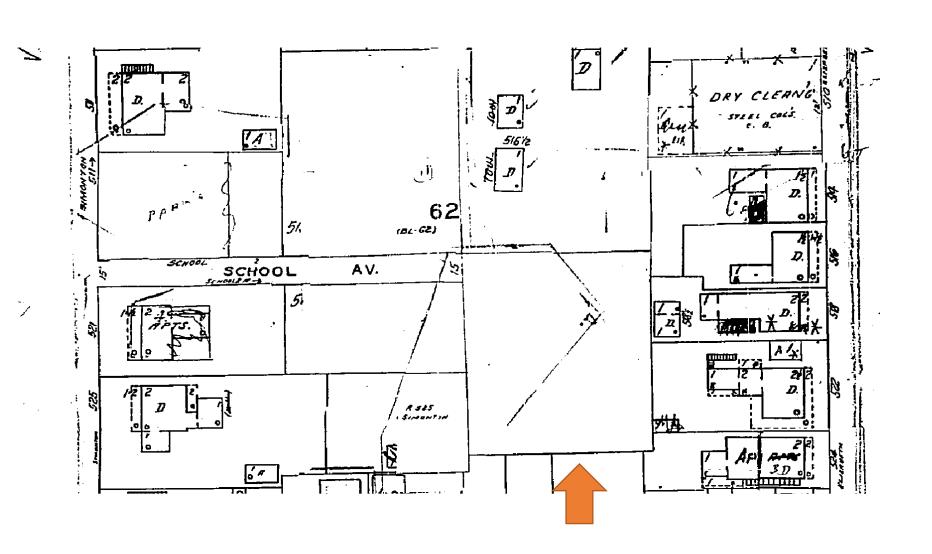
HARC PERMIT N	UMBER 99	BUILDING PER	MIT NUMBER	INITIAL & DATE	
FLOODPLAIN PE	RMIT			REVISION #	
FLOOD ZONE	PANEL#	ELEV. L. FL.	SUBSTANTIAL YES	IMPROVEMENT NO	%

www.cityofl	keywest-fl.gov				YE	SNO	%
ADDRESS OF PROPOSED PROJECT:	618 F1	REE	SCHO	01	LAN	E #OFU	INITS
RE # OR ALTERNATE KEY:	AK# 1609	261			*		
NAME ON DEED:	MIANO			PHONE NUI	MBER 92	3-46	17
OWNER'S MAILING ADDRESS:				EMAIL KE	YSK8	E@AOL	. COM
CONTRACTOR COMPANY NAME:	TB()			PHONE NUI	MBER		
CONTRACTOR'S CONTACT PERSON:				EMAIL			
ARCHITECT / ENGINEER'S NAME:	THOMAS Y	SELLES		PHONE NUI	MBER 305-3	04-19	184
APPLICANT ARCHITECT LENGINEER'S ADDRESS:	19141 ROC	KY R	COAD	EMAIL	WSCKEL	LY 10 F	A. HTUOZIUB
APPLICANT	SUGARLOA!	- KE		3.	3042		
HARC: PROJECT LOCATED IN HISTORIC DISTRICT OR IS CONTRIBUTING:YES /NO (SEE PART C FOR HARC APPLICATION.)							
CONTRACT PRICE FOR PROJECT OR ES	STIMATED TOTAL FOR MAT	"L., LABOR &	PROFIT:		<u> </u>		
FLORIDA STATUTE 837.06: WHOEVER KNOWINGL PERFORMANCE OF HIS OR HER OFFICIAL DUTY :							
PROJECT TYPE: ONE OR TWO FAM		COMME		EW	REMODEL		\
CHANGE OF USE /	OCCUPANCY X ADDIT SITE WORK INTERIOR		_	VITHIN FL \fter-th	.OOD ZONE E-FACT		
DETAILED PROJECT DESCRIPTION INC					=		
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SINGLE FAMILY							
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I'VE OBTAINED ALL NECESSARY APPROVALS FR OWNER PRINT NAME:	OM ASSOCIATIONS, GOV'T AGEN		R PARTIES AS APP PRINT NAME:	PLICABLE T	O COMPLETE	THE DESCRIB	ED PROJECT:
OWNER SIGNATURE		QUALIFIER	SIGNATURE:				
Notary Signature as to owner 2			ture as to qualifier:				
STATE OF FLORIDA, COUNTY OF MONROES WOI	RN TO AND SCRIBED BEFORE ME , 20		LORIDA; COUNTY				D BEFORE ME
THIS DAYOF THIS		11113	BATOF			, 20_	
C NOW							
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Personally known or produced	as identification.	Personally know	n or produced				as identification.

PART B: SUPPLEMENTARY PROJECT DETAILS TO AVOID DELAYS / CALL-BACKS

PROPERTY STRUCTURES AFFECTED BY PROJECT: MAIN STRUCTURE ACCESSORY STRUCTURE SITE							
ACCESSORY STRUCTURES:GARAGE / CARPORTDECKFENCEOUTBUILDING / SHED							
FENCE STRUCTURES: 4 FT 6 FT. SOLID 6 FT. / TOP 2 FT. 50% OPEN							
POOLS: INGROUND ABOVE GROUND SPA / HOT TUB PRIVATE PUBLIC	- 1						
PUBLIC POOLS REQUIRE BD. OF HEALTH LICENSE APPLICATION AT TIME OF CITY APPLICATION.							
PUBLIC POOLS REQUIRE BD. OF HEALTH LICENSE PRIOR TO RECEIVING THE CITY CERTIFICATE OF OCCUPANCY.							
ROOFING:NEWROOF-OVERTEAR-OFFREPAIRAWNING							
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FLORIDA ACCESSIBILITY CODE:20% OF PROJECT FUNDS INVESTED IN ACCESSIBILITY FEATURES.							
SIGNAGE:# OF SINGLE FACE# OF DOUBLE FACE REPLACE SKIN ONLY BOULEVARD ZONE POLE WALL PROJECTING AWNING HANGING WINDOW							
SQ. FT. OF EACH SIGN FACE:							
SUBCONTRACTORS / SPECIALTY CONTRACTORS SUPPLEMENTARY INFORMATION:							
MECHANICAL: DUCTWORKCOMMERCIAL EXH, HOOD INTAKE / EXH. FANS LPG TANKS							
A / C: COMPLETE SYSTEM AIR HANDLER CONDENSER MINI-SPLIT							
ELECTRICAL:LIGHTINGRECEPTACLESHOOK-UP EQUIPMENTLOW VOLTAGE							
SERVICE:OVERHEADUNDERGROUND1 PHASE3 PHASEAMPS							
PLUMBING: ONE SEWER LATERAL PER BLDG INGROUND GREASE INTCPTRS LPG TANKS							
RESTROOMS: MEN'S WOMEN'S UNISEX ACCESSIBLE							
PART C: HARC APPLICATION FOR A CERTIFICATE OF APPROPRIATENESS							
APPLICATION FEES: PAINTING SINGLE FAMILY: \$10 STAFF APPROVAL: \$50 COMMISSION REVIEW \$100							
PLEASE ATTACH APPROPRIATE VARIANCES / RESOLUTIONS FROM HARC, PLANNING BOARD OR TREE COMMISSION.							
ATTENTION: NO BUILDING PERMITS WILL BE ISSUED PRIOR TO HARC APPROVAL.							
BLEASE SEND ELECTRONIC SURMISSIONS TO: hara@aihafkaanact fl.co.							
PLEASE SEND ELECTRONIC SUBMISSIONS TO: harc@cityofkeywest-fl.gov							
INDICATE TYPE OF CERTIFICATE. OF APPROPRIATENESS:GENERALDEMOLITIONSIGNPAINTINGOTHER							
ADDITIONAL INFORMATION:							
PROJECT SPECIFICATIONS: PLEASE PROVIDE PHOTOS OF EXISTING CONDITIONS, PLANS, PRODUCT SAMPLES, TECHNICAL DATA							
ARCHITECTURAL FEATURES TO BE ALTERED: ORIGINAL MATERIAL: PROPOSED MATERIAL:							
SIDING MATERIAL BOARD & BATTEN STUCCO							
DOUBLE HULL CASEMENT (INFACT	1						
DOORS WOOD WOOD W/CLAD (IMPACT	2						
DEMOLITION: PLEASE FILL OUT THE HARC APPENDIX FOR PROPOSED DEMOLITION.							
DEMOLITION OF HISTORIC STRUCTURES IS NOT ENCOURAGED BY THE HISTORIC ARCHITECTURAL REVIEW COMMISSION.							
SIGNAGE: (SEE PART B) BUSINESS SIGN BRAND SIGN OTHER:							
BUSINESS LICENSE # IF FAÇADE MOUNTED, SQ. FT. OF FAÇADE							

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SIGN COPY:		PROPOSED MA	TERIALS:		SIGNS WITH ILLUMINATION:		
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MAX. HGT. OF FONTS:					COLOR AND TO	TAL LUMENS:	
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OFFICIAL USE ONLY:	Н	ARC STAFF OR COM	MISSION REVI	IEW			
APPROVEDI	NOT APPROVED	DEFERRED FOR FU	ITURE CONSIL	DERATION _	TABLED F	OR ADD'L. INFO.	
HARC MEETING DATE:		HARC MEETING	DATE:		HARC MEETING DATE:		
REASONS OR CONDITIONS:							
STAFF REVIEW COMMENTS:							
HARC PLANNER SIGNATURE A	IND DATE:		HARC CHAIRPEI	RSON SIGNATUR	RE AND DATE:		
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BEFORE THE FIRST INSPECTION	ON. IF YOU INTEND TO OB	TAIN FINANCING CONSUL	T WITH YOUR LE	NDER OR AN AT	TORNEY BEFORE	ERECORDING A NOTICE.	
FLORIDA STATUTE 469: ABES							
I AGREE THAT I WILL COMPLY							
						RESTRICTIONS APPLICABLE TO THIS	
PROPERTY THAT MAY BE FOU ENTITIES SUCH AS AQUADUC						UIRED FROM OTHER GOVERNMENT EDERAL AGENCIES.	
FEDERAL LAW REQUIRES LEA	AD PAINT ABATEMENT PER	R THE STANDARDS OF TH	E USDEP ON ST	RUCTURES BUIL	T PRIOR TO 1978	J,	
OFFICIAL USE ONLY BY PLANS HARC FEES:	S EXAMINER OR CHIEF BU BLDG. FEES:	JILDING OFFICIAL:	FCE.	IMPACT FEES:		CBO OR PL. EXAM. APPROVAL:	
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1962 Sanborn Map

PROJECT PHOTOS

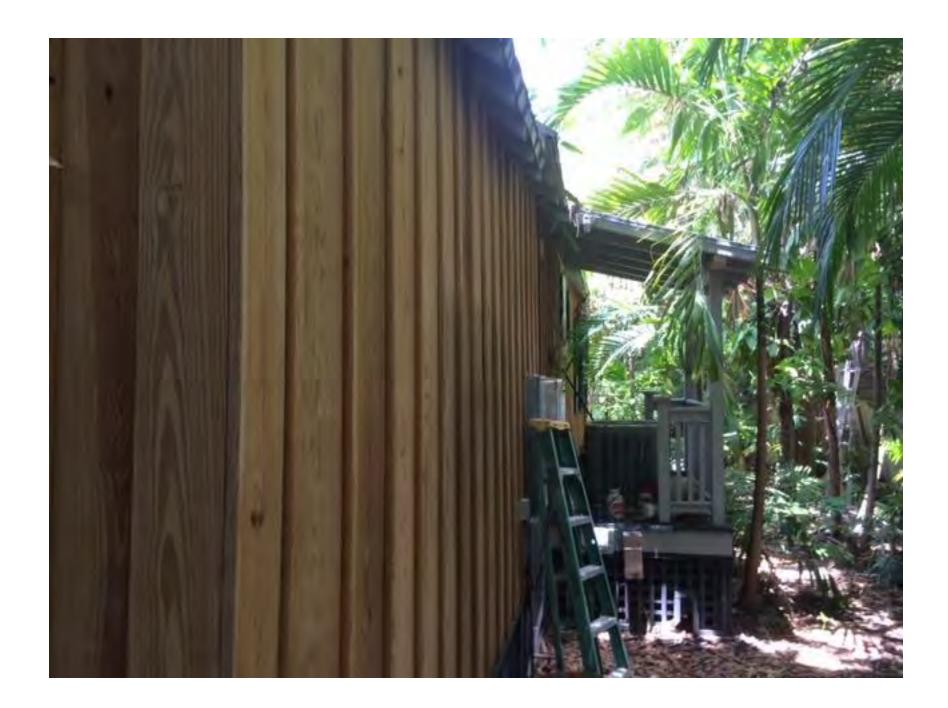




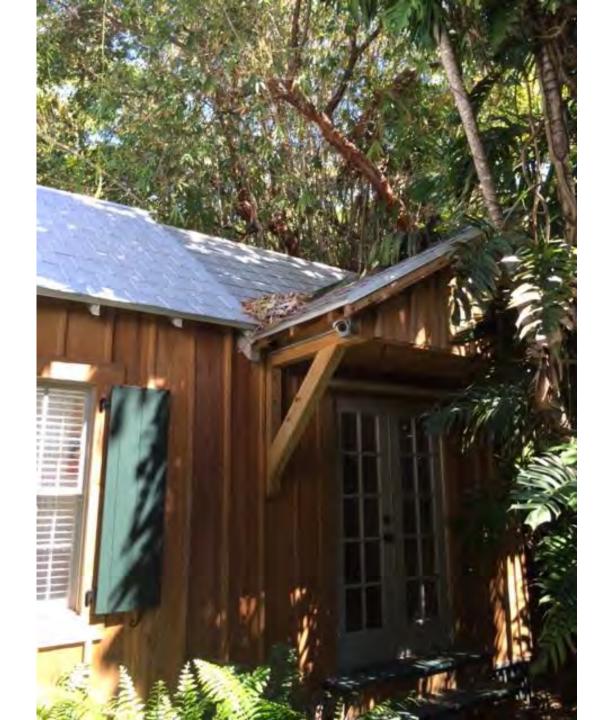




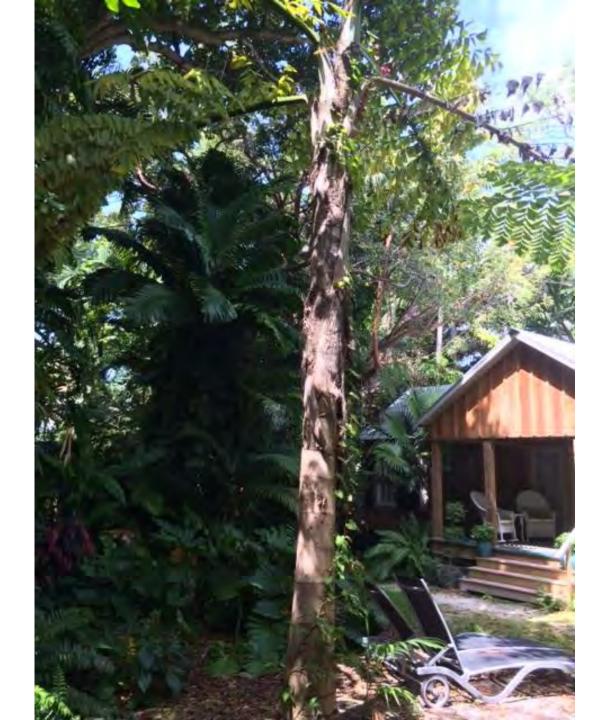
















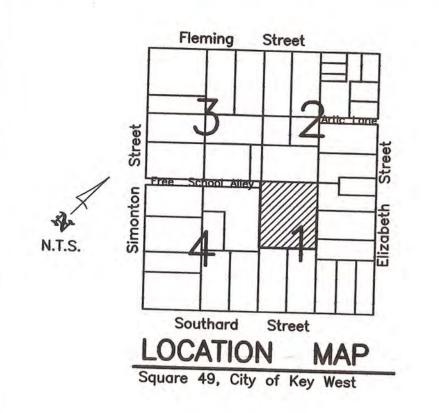
Neighboring structures



Neighboring structures



Neighboring structures



LEGAL DESCRIPTION:

PARCEL A: O.R. 623, Page 615-620

In the City of Key West, being a part of Lot 1 in Square 49, according to Whitehead's plan of the City delineated in February 1829, and more fully described as follows: COMMENCING on Elizabeth street at the dividing line between Lots 1 and 2 in Square 49 and running thence along said dividing line a distance of 102 feet for a point of beginning. Continue along said dividing line a distance of 99 feet to the dividing line between Lots 1 and 4; thence along said dividing line of Lots 1 and 4 a distance of 110 feet more or less; thence at right angles in a Northeasterly direction parallel with the dividing line of Lots 1 and 2 a distance of 99 feet; thence at right angles in a Northwesterly direction parallel with the dividing line of Lots 1 and 4 a distance of 110 feet more or less, to the Point of Beginning.

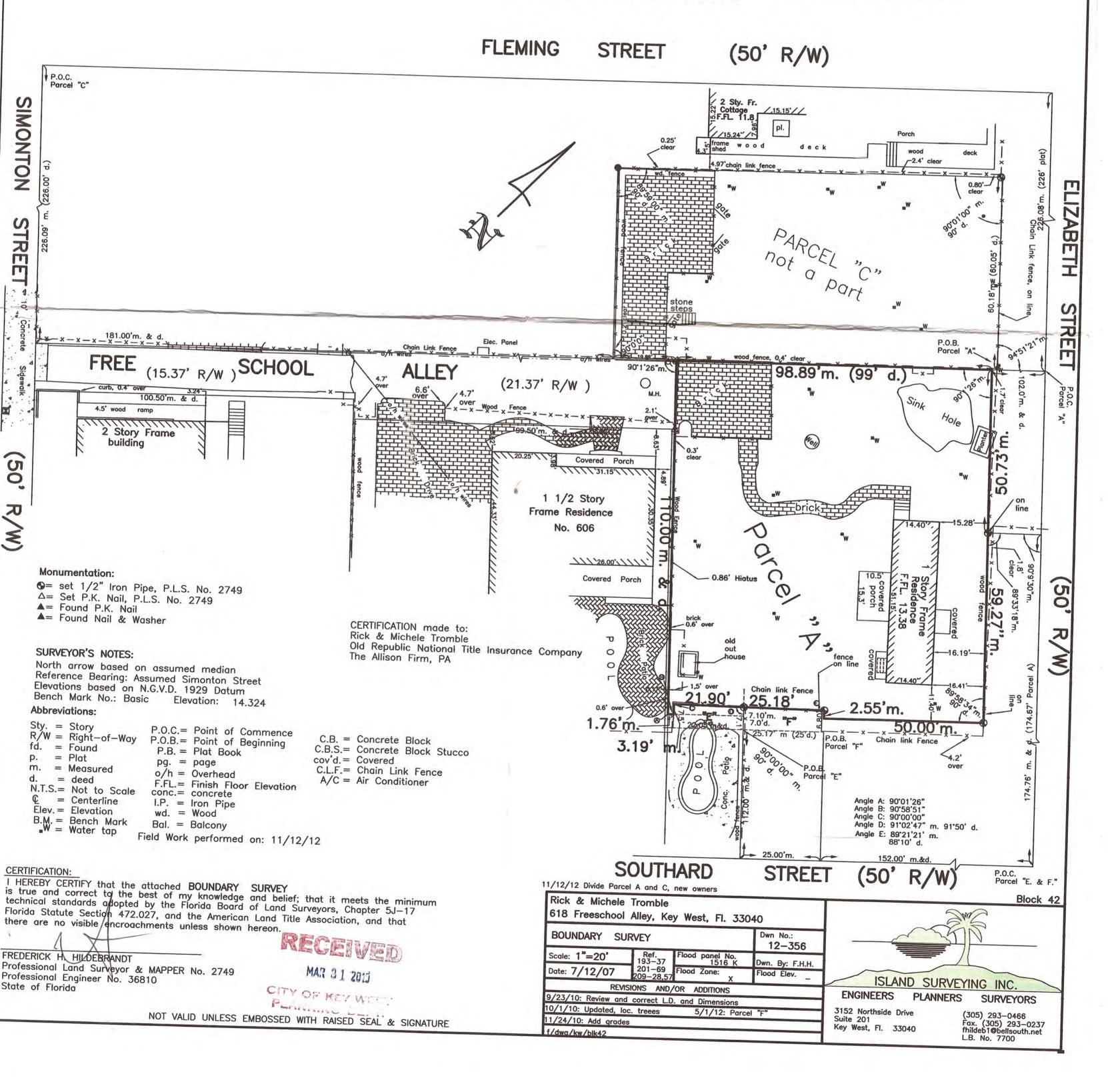
LESS

Parcel "E":

A parcel of land on the Island of Key West and known as a part of Lot 1, Square 49, according to W.A. Whitehead's Map delineated in February, A.D., 1829, said parcel being more particularly described as follows: COMMENCE at the intersection of the Southwesterly right of way line of Elizabeth Street with the Northwesterly right of way line of Southard Street and run thence Southwesterly along the Northwesterly right of way line of to the Point of Beginning; thence continue Northwesterly along the perviously described course for a distance of 7.1 feet to an existing chain link fence; thence Southwesterly with a deflection angle of 88°57'13' to the left and along said fence for a distance of 21.9 feet to a fence corner; thence Southeasterly and at right angles Northwesterly right of way line of Southard Street; thence Northeasterly for a distance of 22.05 feet back to the Point of Beginning.

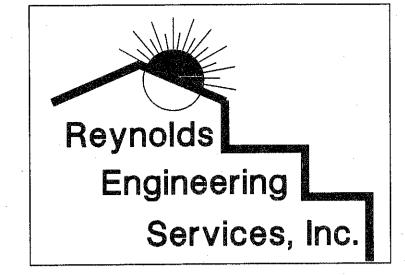
LESS
Parcel "F":

A parcel of land on the Island of Key West, Monroe County, Florida and being more particularly described as follows: COMMENCE at the intersection of the Southwesterly right of way line of Elizabeth Street with the Northwesterly right of way line of Southard Street and run thence Southwesterly along the Northwesterly right of way line of Southard Street for a distance of 152.00 feet; thence Northwesterly and at right angles for a distance of 112 feet to the POINT OF BEGINNING of the parcel of land being described herein; thence continue northwesterly along the prolongation of the preceding course for a distance of 6.80 feet; thence Southwesterly and along a line deflected 88°10" to the left for a distance of 25.01 feet; thence Southeasterly and along distance of 25.00 feet back to the POINT OF BEGINNING.



618 FREESCHOOL ALLEY

KEY WEST - FLORIDA



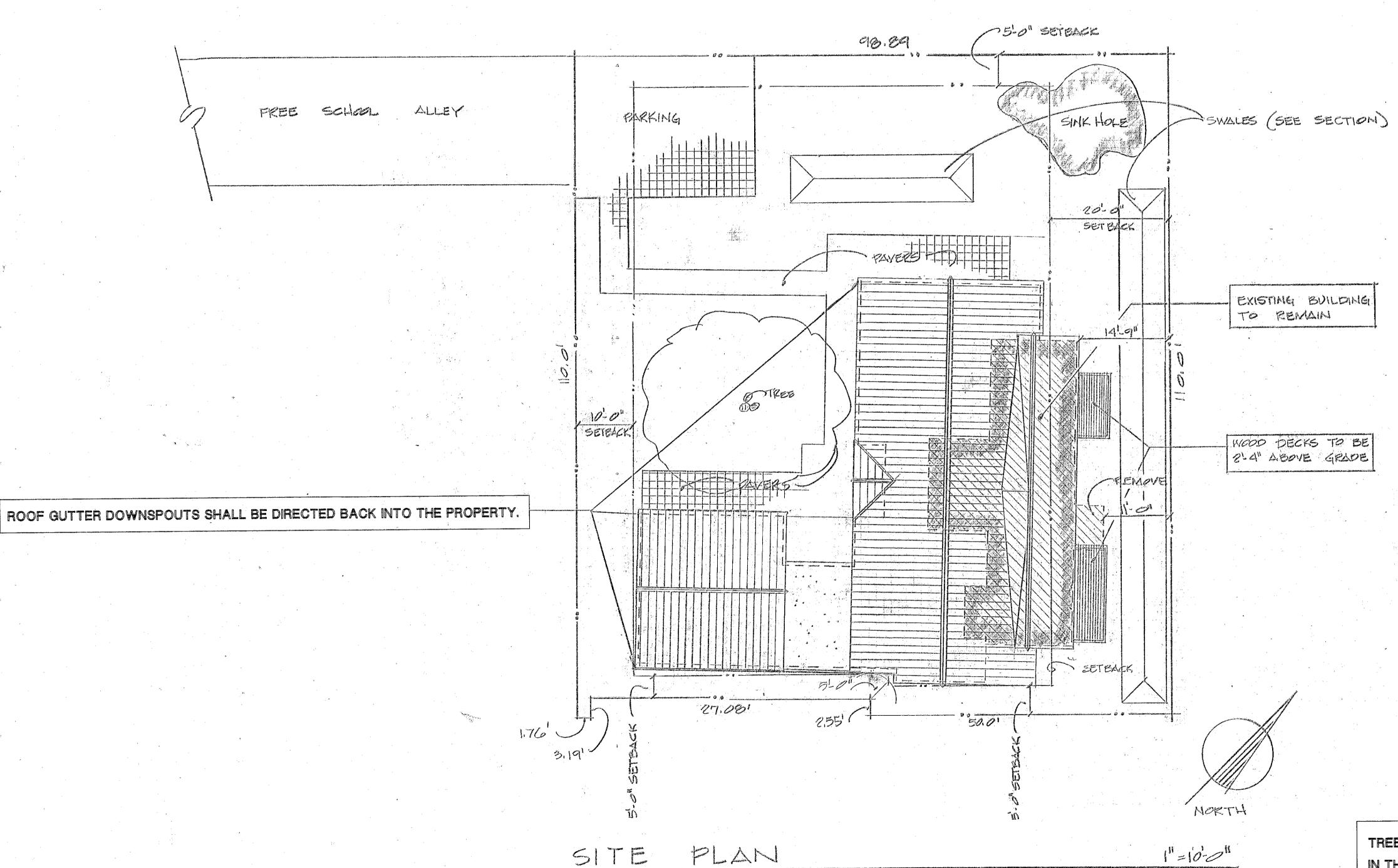
LEGAL DESCRIPTION

LOT 1 SQ. 49 "William A. Whitehead's 1829 Map"

FLOOD ZONE

ZONE-X

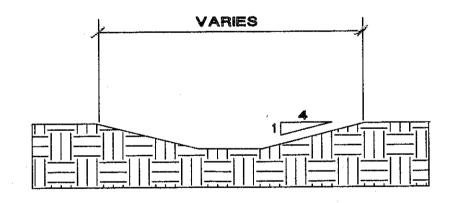
NL.# 1516K



OPEN SPACE AREA EQUALS 53% OF LOT AREA

PROJECT DATA

ITEM	CODE	EXISTING	PROPOSED		
ZONE HHDR					
LOT AREA	4000	10737 SQ. FT.	10737 SQ. FT.		
LOT WIDTH	40	110.0 FEET	110.0 FEET		
LOT DEPTH	90	98.89 FEET	98.89 FEET		
IMPERVIOUS SURFACE RATIO	60%	19.3% (2074 sf.)	45.8% (4920 sf.)		
MAXIMUM BUILDING COVERAGE	50%	10.2% (1093 sf.)	30.4% (3265 sf.)		
FRONT	10	58.1 FT.	10 FT		
STREET SIDE	5	N.A.	N.A.		
SIDE	11	11 FT. & 46 FT.	5 FT & 37 FT.		
REAR	20	11.0 FT.	14.75 FT. (Existing		
MAXIMUM HEIGHT	30	13 FT.	22'-4"		
MAXIMUM FLOOR AREA RATIO	100%	8.1%	26.3%		



DISTURBED AREA X RAINFALL 4920 SQ.FT. 410 CU.

CUBIC FEET SUPPLIED = 410 CU. FT.

SWALE SECTION

TREES NEAR AND WITHIN THE PROJECT AREA (INCLUDING TREE CANOPY IN THE AJACENT PROPERTY) WILL BE PROTECTED DURING CONSTRUCTION. TREES LOCATED WITRHIN THE WORK AREA THAT MAY NEED TO BE REMOVED OR TRIMMED MAY REQUIRE PERMITS FROM THE TREE COMMISSION. IF A ROOT OR ROOTS OF A NEIGHBORING TREE ARE LOCATED WITHIN THE PROPOSED WORK AREA, THE PROPERTY OWNER / CONTRACTOR WILL CONSULT WITH THE URBAN FORESTRY MANAGER BEFORE COMMENCING ANY WORK THAT WILL RESULT IN SEVERING THE ROOT / ROOTS.

NO RESIDENCE

STE PLAN

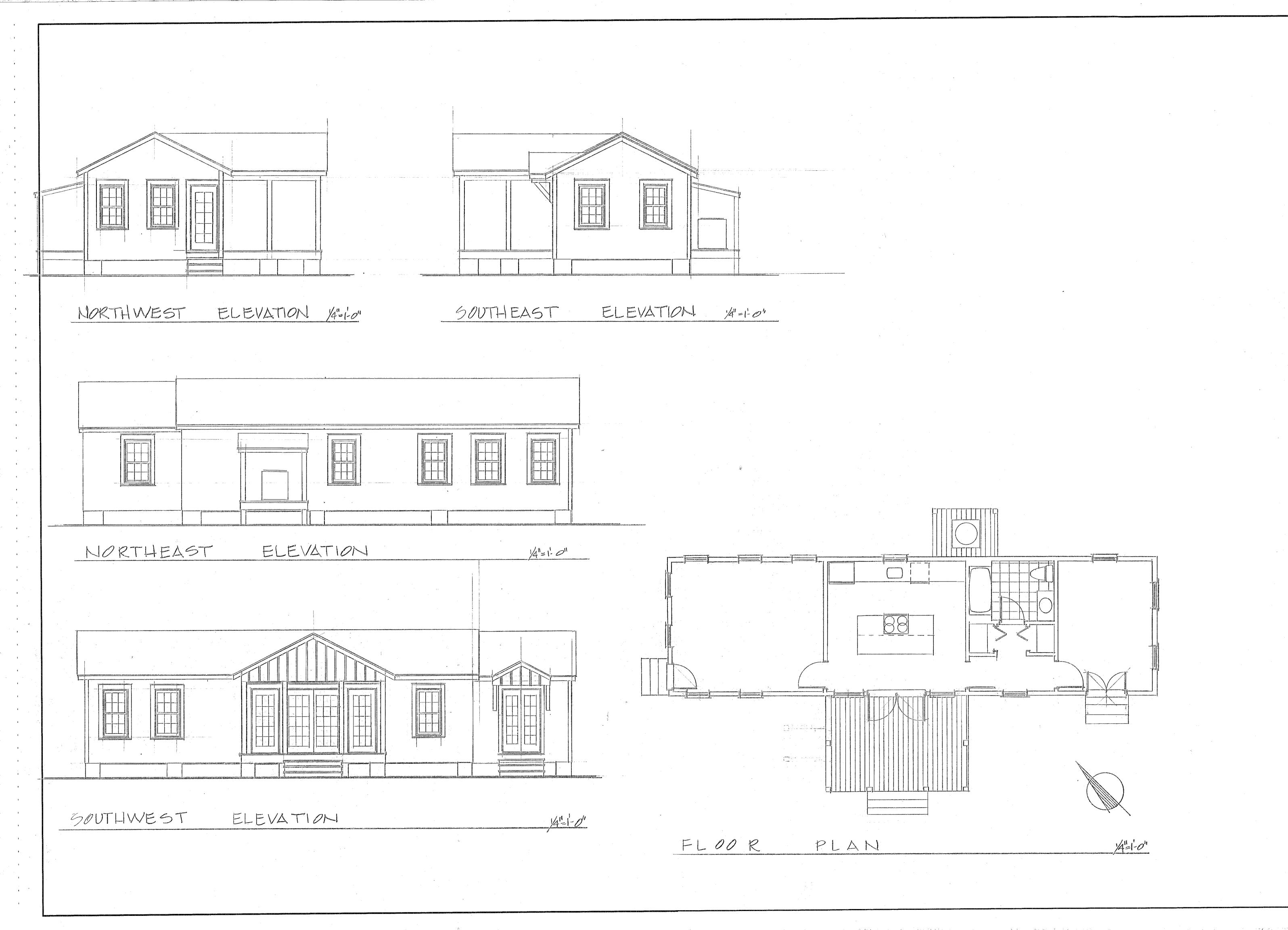
DRAWN: TCK DATE:03/20/15

SHEET NUMBER

D-1

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PROJECT NO.



THOMAS KELLY ENTERPRISES IN 19141 ROCKY ROAD - SUGARLOAF K * DESIGN CONCEPTS * CONSTRUCTION MANAGEMENT

KEY WEST

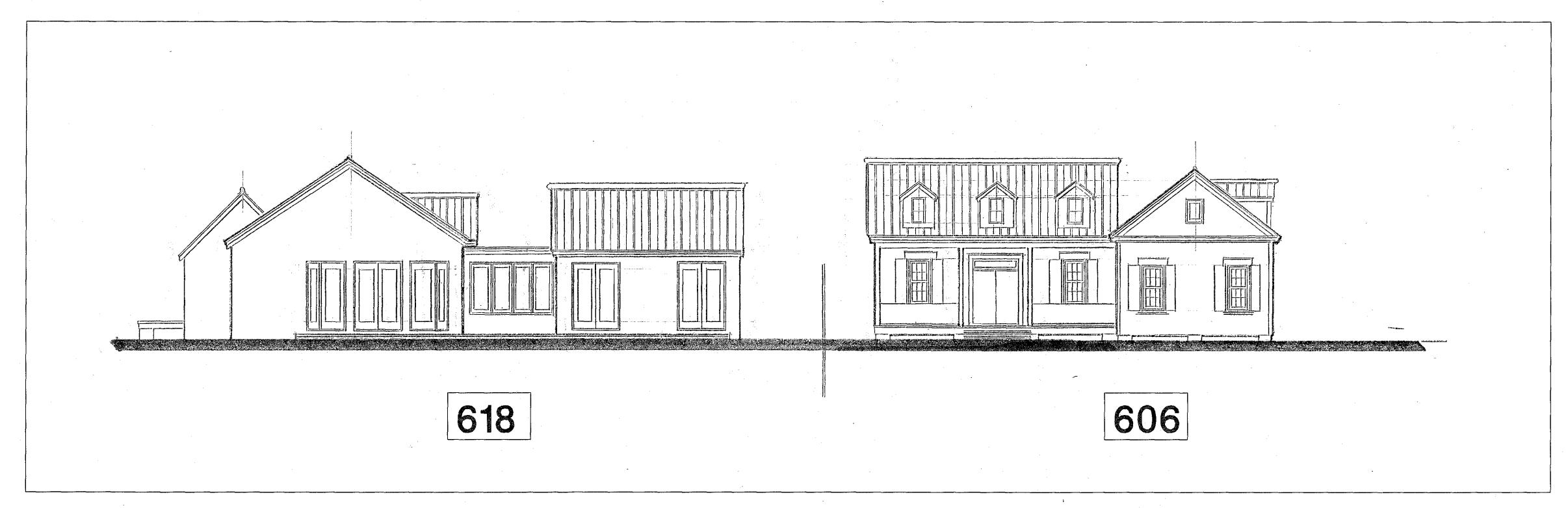
MIANO RESIDENCE

NG FLOOR PLAN and ELEVATIONS

DRAWN: TCK

SHEET NUMBER

OF 1



FREE SCHOOL LANE STREETSCAPE











1) OVERALL FLOOR PLAN

EXISTING SF: 736 SF ADDITION SF: 2247 SF









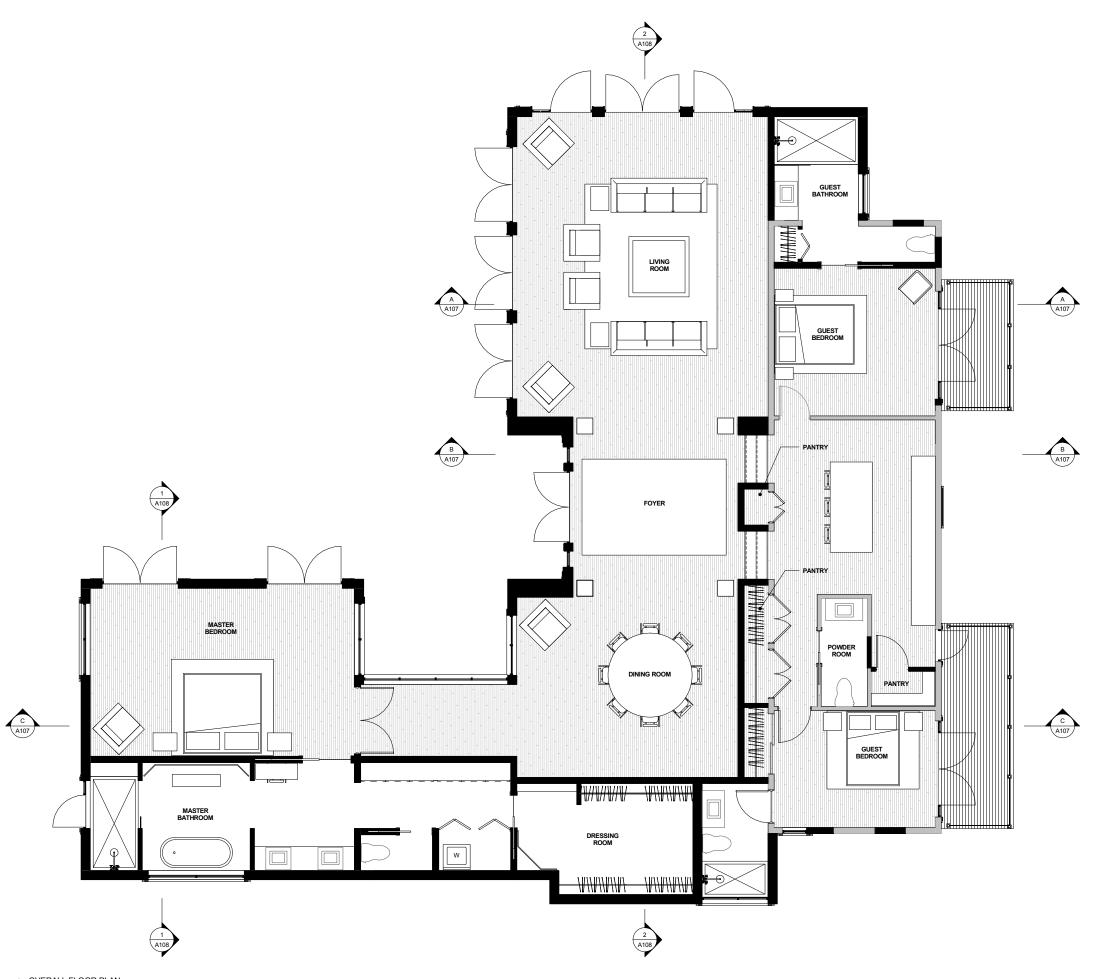


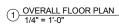
1 WEST

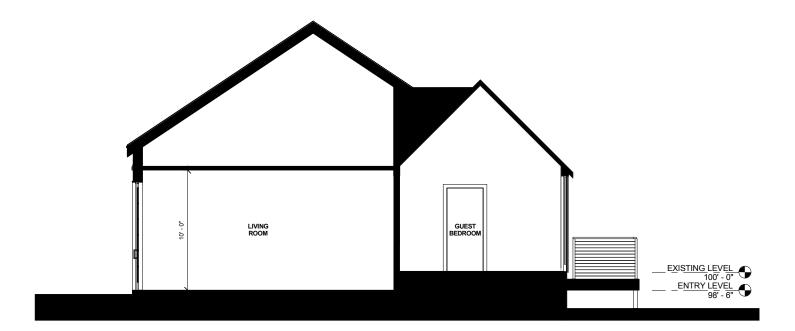


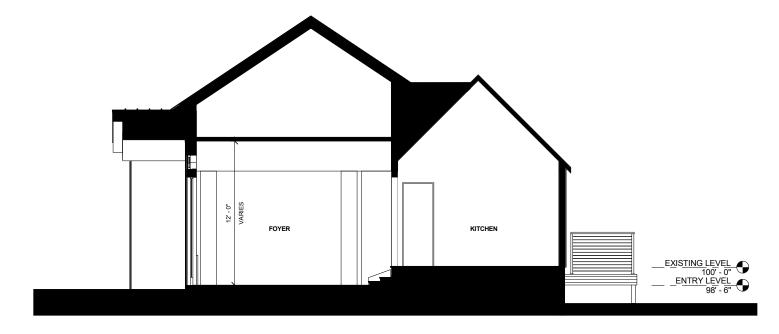








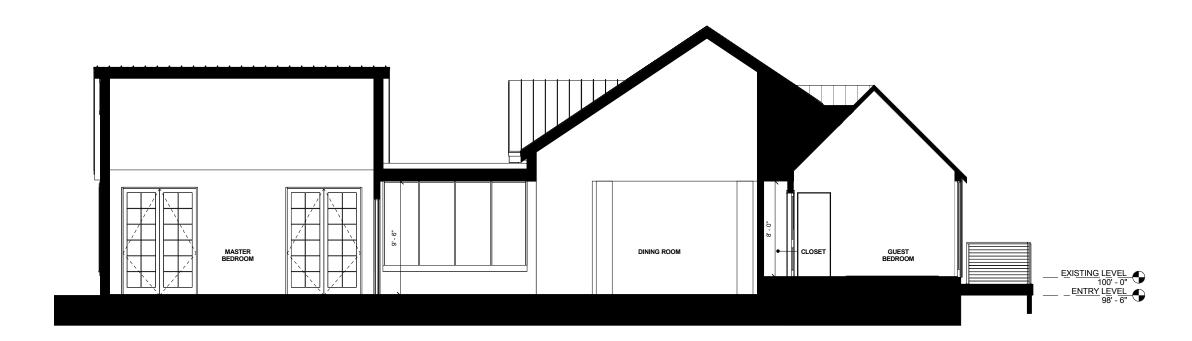




A BUILDING SECTION A
1/4" = 1'-0"

BUILDING SECTION B

1/4" = 1'-0"



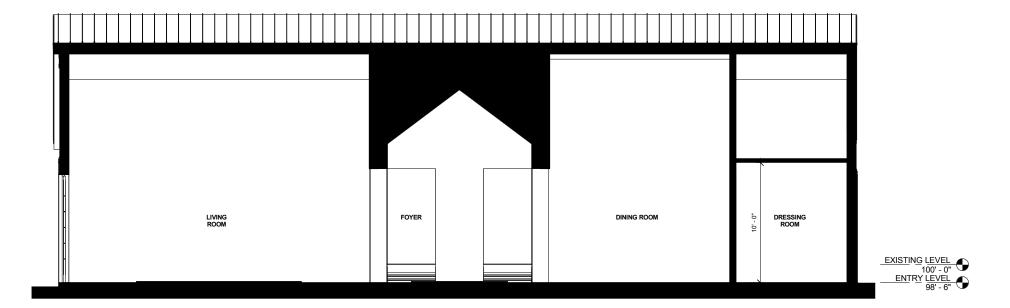
© BUILDING SECTION C 1/4" = 1'-0"

KATE MIANO RESIDENCE

16' 618 FREESCHOOL LANE
KEY WEST, FL 33040



1/4" = 1'-0"



2 BUILDING SECTION 2
1/4" = 1'-0"

PLANNING BOARD RESOLUTION

PLANNING BOARD RESOLUTION NO. 2015-37

A RESOLUTION OF THE CITY OF KEY WEST PLANNING BOARD GRANTING WITH CONDITIONS VARIANCE TO MINIMUM SIDE YARD SETBACK ON PROPERTY LOCATED AT 618 FREE SCHOOL LANE (RE # 00009000-0000000; AK # 1009261) IN THE HISTORIC HIGH DENSITY RESIDENTIAL (HHDR) ZONING DISTRICT PURSUANT TO SECTIONS 90-395 AND 122-630(6)B. & C. OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST, FLORIDA.

WHEREAS, the applicant proposes to add an addition to a single family residence on the property located at 618 Free School Lane (RE # 00009000-000000; AK # 1009261); and

WHEREAS, Section 122-630 of the Land Development Regulations (the "LDRs") of the Code of Ordinances (the "Code") of the City of Key West, Florida (the "City") provides that the minimum side yard setback is eleven (11) feet;

WHEREAS, the applicant requests a variance to the minimum side yard setback; and WHEREAS, the proposed rear yard setback is 5 feet from the 20 feet minimum required; and WHEREAS, this matter came before the Planning Board at a duly noticed public hearing on July 20, 2015; and

WHEREAS, the Planning Board finds that special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other land, structures or buildings in the same district; and

WHEREAS, the Planning Board finds that the special conditions do not result from the action or negligence of the applicant; and

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Chairman

Planning Director

WHEREAS, the Planning Board finds that granting the variance requested will not confer

upon the applicant any special privileges denied by the land development regulations to other lands,

buildings or structures in the same zoning district; and

WHEREAS, the Planning Board finds that literal interpretation of the provisions of the land

development regulations would deprive the applicant of rights commonly enjoyed by other properties

in this same zoning district under the terms of this ordinance and would work unnecessary and undue

hardship on the applicant; and

WHEREAS, the Planning Board finds that the variance granted is the minimum variance

that will make possible the reasonable use of the land, building or structure; and

WHEREAS, the Planning Board finds that the granting of the variance will be in harmony

with the general intent and purpose of the land development regulations and that such variance will

not be injurious to the area involved or otherwise detrimental to the public interest or welfare; and

WHEREAS, the Planning Board finds that no nonconforming use of neighboring lands,

structures, or buildings in the same district, and no permitted use of lands, structures or buildings in

other districts are grounds for the issuance of the requested variance; and

WHEREAS, the Planning Board finds that the applicant has demonstrated a "good neighbor

policy" by contacting or attempting to contact all noticed property owners who have objected to the

variance application, and by addressing the objections expressed by these neighbors.

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

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Chairman

Planning Director

herein.

Section 2. An approval by Resolution of the Key West Planning Board for side yard setback variance for the construction of an addition on the property located at 618 Free School Lane (RE # 00009000-000000; AK # 1009261) in the HHDR Zoning District pursuant to Sections 90-395 and 122-630(6) b. & c. of the City of Key West Land Development Regulations with the following conditions:

General Conditions:

- 1. The proposed development shall be consistent with the plans signed and sealed June 2, 2015 by James C. Reynolds, Professional Engineering. No approval granted for any other work or improvements shown on the plans other than the construction of an addition to the property.
- 2. No transient use; therefore, transient license must be removed from the location at 618 Free School Lane to be used at a future date and transferred to a location where it is permitted to be used.

Conditions required to be completed prior to issuance of a building permit:

- 3. The proposed 5 foot side setback must stay free and clear of any obstructions for life safety accessibility.
- 4. Trees near and within the project area (including tree canopy in the adjacent property) will be protected during construction. Trees located within the work area that may need to be removed or trimmed may require permits from the Tree Commission. If a root or roots of a neighboring tree are located within the proposed work area, the property owner/contractor must consult with the Urban Forestry Manager before commencing any work that will result in severing the root/roots.

Section 3. It is a condition of this variance that full, complete and final application for all conditions of this approval for any use and occupancy for which this variance is wholly or partly necessary, shall be submitted in their entirety within two years after the date hereof; and further, that no application shall be made after expiration of the two-year period without the applicant obtaining an extension from the Planning Board and demonstrating that no change of circumstances to the

Page 3 of 5 Resolution No. 2015-37

Chairman
Planning Director

property or its underlying zoning has occurred.

Section 4. The failure to fully and completely apply the conditions of approval for

permits for use and occupancy pursuant to this variance in accordance with the terms of the approval

as described in Section 3 hereof, shall immediately operate to terminate this variance, which variance

shall be of no force or effect.

Section 5. This variance 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 6. 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 7. 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 73C-44, 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.

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Chairman

Planning Director

Read and passed on first reading at a regularly scheduled meeting held this 19th day of March 2015.

Authenticated by the Chairman of the Planning Board and the Planning Director;

Richard Klitenick, Planning Board Chairman

Attest:

Thaddeus Cohen, Planning Director

Filed, with the Clerk:

Cheryl Smith, City Clerk

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> Chairman Planning Director

MISCELLANEOUS INFORMATION

City of Key West Planning Board Attn: Melissa Paul-Leto, Planner Analyst

My name is Joseph M. Shea and as the owner of the family residence at 526 Simonton Street, my wife and I would like to object to Kate Miana, Miana Group Investments Ltd.'s request for a variance on the residence at 618 Free School Lane (AK # 1009261).

This house was originally part of Nancy's Secret Garden and when Pritam Singh got the property in foreclosure from Nancy Forrester, there were certain assurances and restrictions placed on the property. All the other residences built on the property that was part of Nancy's Secret Garden are Victorian in style. They are built of wood, raised off the ground and in keeping with HARC guidelines.

At the time of the transfer this small wooden cottage was designated as a transient rental unit and was built off the ground -- not on a cement slab! The proposed structure will be; 1) on a cement slab, 2) the siding will be removed and replaced with stucco, 3) it will be a modern design with nothing Victorian about its character, and 4) it requires a set back variance from 11 feet to 5 feet which will adversely affect its adjoining neighbors on Southard Street.

Asking for a variance during the hottest part of the summer when the majority of residents are out of town is the oldest trick in the Key West playbook. Since this cottage is currently designated a transient rental unit and the entity asking for the variance is Miano Group Investments Ltd., we sincerely doubt this will ever be a strictly private residence.

My wife and I bought our home in 1978 (we previously owned a small house on Grinnell Street). I vote in Key West and am concerned about our community. Within the past 40 years there has been a steady erosion of zoning requirements. We are a small island with ecological constraints which Nancy Forrester has championed all these years. Extreme caution must be used in granting the many requests which pour in on an endless basis. Once a variance is granted, historically it has been shown that the variance later becomes almost automatic. (i.e. height/density variances).

We urge you to deny Kate Miano, Miano Group Investments Ltd.'s request for a variance and that HARC demands building plans in keeping with the Victorian character of all of her neighbor's residences and guest houses within the Historic District of Key West.

Thank you for your careful consideration of this highly sensitive issue.

Sincerely, Joseph M. Shea TO: Melissa Paul-Leto, Planner Analyst

mleto@cityofkeywest-fl.gov

FROM: Ben C. Willis, Willis Timber LTD

Homeowner @ 623 Southard Street

DATE: July 15, 2013

RE: Variance Hearing – Kate Miano, Miami Group Investments

I own property at above address, directly behind 618 Free School Lane (RE #0009000-000000; AK#1009261) and are opposed to the variance requested. As the home sits at this time, we have full view of the roof line despite the lush follage (if that gives you any indication as to the closeness of the home at this time). It has been a long time goal of HARC to maintain the integrity and character of the Historic District homes. This variance would back up to our fence line right at our property line. The intrusion would be offensive and would definitely intrude on our privacy. This request is not in keeping with the existing setback guidelines.

We ask that you deny this request. Thank you for this consideration.

From: Peggy Newberry [mailto:mangotreeinn@aol.com]

Sent: Wednesday, July 15, 2015 2:41 PM

To: Melissa Paul-Leto

Subject: 618 Free School Lane variance request

To City of Key West Planning Board

As per the notice we received regarding the above, we find no objections to the variance requested by Kate Miano.

Please make a note of our non objection to the variance.

Sincerely,

Peggy Newberry Johnny Newberry

Adjacent property owners

Mango Tree Inn 603 Southard St. Key West FL 33040 305-293-1177 mangotree-inn.com mangotreeinn@aol.com From: Jonathan Ingham [mailto:inghamjonathan@gmail.com]

Sent: Wednesday, July 15, 2015 3:33 PM

To: Melissa Paul-Leto Cc: keysk8e@aol.com

Subject: Variance at 618 Freeschool lane

To the Key West Planning Board; I reside at 617 Freeschool lane and as such am the most impacted by anything that affects #618. Kate Miano has always been a considerate neighbor and has scrupulously kept me up to date on her plans for a residence at that address. I believe that the plans that I have seen are in keeping with what we residents and taxpayers would be happy with in our city. We are lucky to have a fellow citizen contribute so much to the quality of

life in Key West and can see no reason why what seems to be a minor variance should not be granted. Jonathan Ingham, 617 Freeschool lane.

Melissa Paul - Leto, Planning Analyst

Re: 618 Free School Lane - Kate Miano

We have lived in Key West nearly twenty five years, and own an Antique Store (601 Fleming St.) around the corner from the property asking for the variance. We have known Kate Miano for many years, and have observed her attention to the details of her properties, and her support of the local community. She was good to meet with us to discuss her plans for her property at 618 Free School Lane, and has shown a willingness to meet with neighbors to discuss her plans for the property.

While we would have loved to see Nancy Forester's dream of open space and a lush garden in the center of the block continue, neither the city, nor neighboring property owners stepped up to the plate to see that venture succeed. Kate Miano has stated that she is at a stage of her life where she would like to be able to live in that garden, with her home opening into that space. Her home plan faces away from the noise and bustle of the swimming pools of Southard Street guest houses & transient units (the side of the requested variance.)

She has stated she wishes to have this property as her private home, has designed it as such, and has offered to move the transient license upon approval to build the house. She has historically shown the highest standards of care in the design and upkeep of other properties she has owned in Key West, and has stated an interest in preserving and if appropriate, relocating on the lot, mature plantings displaced by the project. The project is now on the third set of plans, in an attempt to address concerns of the building department that now has apparently indicated that they had been looking at erroneous data about the property in their records.

We believe that the project needs the variance (to minimum distance to the property line,) and that it should not cause undue hardship to the pool area of the neighboring transient property. I urge the city to grant her request for a variance in this instance.

Sincerely,

Mark Jacob &
Paul Cox
Duck & Dolphin Antiques LLC
601 Fleming Street Key West FL 33040

(305) 295-0499

From: ed.clark@sunnykw.com [mailto:ed.clark@sunnykw.com]

Sent: Thursday, July 16, 2015 10:25 AM

To: Melissa Paul-Leto

Subject: Kate Miano freeschool lane

To whom it may concern,

I am the owner of 521 Simonton Street, corner of Simonton and Freeschool Lane. Kate Miano had sent me her plans on constructing her residence at the end of the lane. I have no problem with the construction at all. It would increase the tax base of the city. It is a single story home. Concerning the fencing and the foliage on the property, its set backs could be cut by 2/3 and still the home would be invisible.

It is my feeling that anyone that has a transient license should be able to keep it. If a property is zoned for transient use; an owner should be able to walk to licensing and pick one up. Then make the unit comply with the city and state regulations of that license. Transient licenses should not be sold or transferred but a right of the property owner in the transient zoned property.

Edward G. Clark, Broker

Paradise Real Estate in Key West 521 Simonton Street Key West FL 33040 cell 305-304-6972 fax 305-294-8863 ed.clark@sunnykw.com

From: Erik deBoer [mailto:edeboer@bellsouth.net]
Sent: Thursday, July 16, 2015 2:16 PM
To: Melissa Paul-Leto
Subject: Kate Miano residence, Free School Lane
City of Key West
Planning Dept.
Dear Sirs:
My name is Erik deBoer, and I am a partner in the Marquesa Hotel at 600 Fleming St. I have reviewed the
plans for the Miano Residence on Free School Lane and find the design to be quite good and sensitive to
the site, as well as the neighborhood. My partners and I have no objection to the setback variance that is
under consideration.
Thank you,
Erik deBoer

The Historic Architectural Review Commission will hold a public hearing at 5:30 p.m., August 25, 2015 at Old City Hall, 510 Greene Street, Key West, Florida. The purpose of the hearing will be to consider a request for:

ONE-STORY ADDITION AND SITE WORK. DEMOLITION OF WALL TO ACCOMMODATE NEW ADDITION.

FOR-#618 FREE SCHOOL LANE

Applicant – Thomas Kelly

Application #H15-01-1199

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 305-809-3975 or visit our website at www.cityofkeywest-fl.gov.

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

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 800-955-8771 or 800-955-8770 (Voice) 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.

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 -

Maps are now launching the new map application version.

Alternate Key: 1009261 Parcel ID: 00009000-000000

Ownership Details

Mailing Address:

MIANO GROUP INVESTMENTS LTD 526 ANGELA ST KEY WEST, FL 33040-7433

Property Details

PC Code: 01 - SINGLE FAMILY

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

Township-Range:

Property 618 FREE SCHOOL ALLEY KEY WEST

Legal KW PT LTS 1-3 SQR 49 OR463-649/650 OR549-1063/64 OR623-615 OR623-618 (F/J ON CASE 81-97-CA-04) Description: OR781-879 OR1191-2127 OR1192-1573/4AFF OR2328-2289 OR2530-1929/30 OR2536-1526/28C OR2600-2143/45

OR2672-732/33

Click Map Image to open interactive viewer

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Land Details

Land Use Code	Frontage	Depth	Land Area
01SD - RES SUPERIOR DRY			10,556.59 SF

Building Summary

Number of Buildings: 1 Number of Commercial Buildings: 0 Total Living Area: 750 Year Built: 1924

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Building 0 Details

Building Type R1 Condition G Quality Grade 450

Effective Age 6 Perimeter 130 Depreciation % 4

Year Built 1924 Special Arch 0 Grnd Floor Area 750

Functional Obs 0 Economic Obs 0

Inclusions: R1 includes 1 3-fixture bath and 1 kitchen.

Roof Type Roof Cover Foundation
Heat 1 Heat 2 Bedrooms 1

Heat Src 1 Heat Src 2

Extra Features:

 2 Fix Bath
 0
 Vacuum
 0

 3 Fix Bath
 0
 Garbage Disposal
 0

 4 Fix Bath
 0
 Compactor
 0

 5 Fix Bath
 0
 Security
 1

 6 Fix Bath
 0
 Intercom
 0

 7 Fix Bath
 0
 Fireplaces
 0

 Extra Fix
 0
 Dishwasher

Building Sketch Image

Sections:

Nbr	Туре	Ext Wall	# Stories	Year Built	Attic A/C	Basement %	Finished Basement %	Area
0	OPX		1	2011				150
0	OPU		1	2011				16
0	FLA	2:B & B	1	1924	Υ			480
0	FLA	2:B & B	1	2011	Υ			270

Misc Improvement Details

Nbr	Туре	# Units	Length	Width	Year Built	Roll Year	Grade	Life
0	PT2:BRICK PATIO	1,066 SF	0	0	2012	2013	2	50
0	FN2:FENCES	900 SF	150	6	2012	2013	5	30

Appraiser Notes

2012-02-16 PERMITS FOR REHAB WERE PULLED UNDER ADDRESS OF 518 ELIZABETH ST REAR RE 00008950-000000 AK 1009211. DKRAUSE

2010-12-01 PARCEL REVIEW DISCOVERED AN IMPROVEMENT LOCATED ON THIS PARCEL.THE IMPROVEMENT WAS PREVIOUSLY APPRAISED ON CONTIGUOUS RE 00008950-000000 AK 1009211. THE IMPROVEMENT WILL BE DELETED FROM RE 00008950-000000 AK 1009211 AND PLACED ON CONTIGUOUS PARCEL RE 00009000-000000 AK 1009261 FOR THE 2011 ROLL. DKRAUSE.

2012-03-26 MLS \$2,495,000 1/1 FOR 43 YEARS NANCY FORRESTER HAS WORKED PASSIONATELY TO PRESERVE THE LAST UNDEVELOPED, WOODED PARCEL OF LAND IN OLD TOWN. ALMOST 18,000 SQ FT OF LARGE SPECIMEN PALMS, BAMBOO AND NATIVE TREES FILL THIS ENCHANTING TOPOGRAPHY. THE NEWLY RENOVATED ONE BEDROOM GUEST COTTAGE IS READY FOR YOU TO MOVE INTO WHILE YOU CONTEMPLATE BUILDING YOUR DREAM HOME NESTLED IN THE HEART OF EDEN

Building Permits

Bldg Number Date Date	Amount Description	Notes
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		Issued	Completed			
1	11-0916	03/28/2011	10/15/2011	2,860		INSTALL 2.5 TON AC WITH 8 DROPS
1	11-0610	03/29/2011	10/15/2011	0		DEMO INTERIOR WALLS,KITCHEN AND BATHROOM ONLY (REAR COTTAGE)
1	11-0855	03/29/2011	10/15/2011	46,478		INTERIOR RENOVATION OF THE BATHROOM AND KITCHEN ALSO EXTERIOR COVER AND PORCH AND STAIRS
1	11-0920	03/28/2011	10/15/2011	4,874		ELECTRICAL RENOVATION OF WIRING AND LOAD CENTER PANEL AS PER PLANS INCLUDING ELECTRICAL CHANGES AND UPGRADES TO THE REAR COTTAGE ONLY
1	11-0951	03/23/2011	10/15/2011	5,470		ROUGH AND TRIM 1 TOILET,1LAV,1TUB,I KITCH SINK, 1 TANKLESS LP HEATER
1	11-1715	05/26/2011	10/15/2011	1,500		INSTALL CONCH SHINGLES TO NEW CONSTRUCTION. TITANIUM EAVES DRIP FLASHING CONCH SHINGLES & RIDGE CAP
1	11-1500	05/06/2011	10/15/2011	900		INSTALL SECURITY SYSTEM
1	12-2444	07/16/2012	10/12/2012	4,800		696sf OLD CHICAGO BRICK PARKING AREA SET ON SAND
1	12-1998	06/14/2012	10/12/2012	6,750		150If SHADOW BOX FENCE AND GATE. DEMO 110If CHAIN LINK FENCE
1	12-2444	08/14/2012	08/14/2012	7,800	Commercial	ADDING WALKWAY TO DRIVEWAY 370 SF
1	13-0841	03/01/2013	03/01/2013	1,510	Commercial	AFTER THE FACT: REPLACE EXISTING HEATER AND WASHING MACHINE
1	13-0840	03/01/2013	03/01/2013	1,770	Commercial	AFTER THE FACT: DEMO ONLY A 2' x 4' WOOD FRAMED LAUNDRY ROOM
1	13-0842	03/01/2013	03/01/2013	745	Commercial	AFTER THE FACT: REMOVE & DISCONNECT ONE 220V RECEP FOR DRYER & 2 110V RECEP FOR WATER HEATER AND WASHING MACHINE AND EXTERIOR LIGHTING
1	13-0899	03/08/2013	03/08/2013	370	Commercial	INSTALL TWO (2) EMERGENCY LIGHTS ONLY
1	13-0900	03/08/2013	03/08/2013	1,794	Commercial	INSTALL THREE (3) CAMERAS OUSIDE & ONE (1) INSIDE
	12-2444	08/14/2012	12/18/2014	7,800		ADD WALKWAY TO DRIVEWAY 370SF

Parcel Value History

Certified Roll Values.

View Taxes for this Parcel.

Roll Year	Total Bldg Value	Total Misc Improvement Value	Total Land Value	Total Just (Market) Value	Total Assessed Value	School Exempt Value	School Taxable Value
2015	100,577	17,650	1,216,727	1,334,954	1,334,954	0	1,334,954
2014	86,410	13,846	1,222,360	1,322,616	1,064,158	0	1,322,616
2013	87,472	14,220	865,725	967,417	967,417	0	967,417
2012	89,416	0	768,179	857,595	531,079	0	857,595
2011	51,938	0	399,409	451,347	451,347	0	451,347
2010	0	1,022	510,390	511,412	511,412	0	511,412
2009	0	1,030	793,940	794,970	794,970	0	794,970
2008	0	1,040	1,247,261	1,248,301	1,248,301	0	1,248,301
2007	0	1,047	1,662,663	1,663,710	1,663,710	0	1,663,710
2006	0	1,055	1,002,876	1,003,931	1,003,931	0	1,003,931
2005	0	1,065	802,301	803,366	803,366	0	803,366
2004	0	1,072	749,518	750,590	750,590	0	750,590

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296,665	0	296,665	296,665	295,585	1,080	0	2003
296,675	0	296,675	296,675	295,585	1,090	0	2002
296,683	0	296,683	296,683	295,585	1,098	0	2001
214,342	0	214,342	214,342	213,771	571	0	2000
192,969	0	192,969	192,969	192,394	575	0	1999
195,895	0	195,895	195,895	195,317	578	0	1998
176,607	0	176,607	176,607	176,027	580	0	1997
176,611	0	176,611	176,611	176,027	584	0	1996
176,229	0	176,229	176,229	176,027	202	0	1995
176,229	0	176,229	176,229	176,027	202	0	1994
176,229	0	176,229	176,229	176,027	202	0	1993
176,229	0	176,229	176,229	176,027	202	0	1992
179,070	0	179,070	179,070	178,868	202	0	1991
146,128	0	146,128	146,128	145,926	202	0	1990
143,950	0	143,950	143,950	143,748	202	0	1989
139,594	0	139,594	139,594	139,392	202	0	1988
100,935	0	100,935	100,935	100,733	202	0	1987
57,802	0	57,802	57,802	57,600	202	0	1986
65,088	0	65,088	65,088	64,886	202	0	1985
65,088	0	65,088	65,088	64,886	202	0	1984
65,088	0	65,088	65,088	64,886	202	0	1983
65,088	0	65,088	65,088	64,886	202	0	1982

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.

Official Records Book/Page	Price	Instrument	Qualification
2672 / 732	1,240,000	WD	37
2600 / 2143	1,100,000	WD	02
2536 / 1526	100	WD	<u>11</u>
2530 / 1929	375,000	WD	37
781 / 879	6,000	00	Q
	2672 / 732 2600 / 2143 2536 / 1526 2530 / 1929	2672 / 732 1,240,000 2600 / 2143 1,100,000 2536 / 1526 100 2530 / 1929 375,000	2672 / 732 1,240,000 WD 2600 / 2143 1,100,000 WD 2536 / 1526 100 WD 2530 / 1929 375,000 WD

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

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