



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### Tree Commission

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Tuesday, December 13, 2016

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 1-800-955-8771 or for voice 1-800-955-8770 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

5:00pm

#### Roll Call

**Present** 7 - Ms. Bravo, Mr. Kapsch, Mr. Mellies II, Ludwig O'Leary, Ms. Robinson, Ms. Sullivan, and Mr. Jackson

#### Pledge of Allegiance to the Flag

#### Approval of Agenda

*Moved 11 and 13 to the beginning of the Agenda. Postponed items 6, 9 and 10 to the January meeting.*

#### Approval of Minutes

- 1 Tree Commission Minutes from November 14, 2016

**A motion was made by Ms. Denise Bravo, seconded by Vice Chair Robin Robinson, that the Minutes be Approved. The motion passed by an unanimous vote.**

#### Old Business

- 2 317 Angela Street/File# T16-8142/Pallab Sengupta  
Represented by: Larrie Busloff-Leaping Lizard  
Requesting approval to remove (1) Royal Poinciana and (1) Spanish Lime tree.

*In accordance with Sec.110-327, the approval to remove (1) Royal Poinciana tree and (1) Spanish Lime tree, to include the replacement of 20.2 caliper inches of approved dicot trees to be planted on site.*

**A motion was made by Ms. Sullivan, seconded by Mr. Kapsch, that the Action Items be Approved. The motion carried by the following vote:**

**No:** 2 - Mr. Kapsch, and Ms. Ludwig O'Leary

**Yes:** 5 - Ms. Bravo, Mr. Mellies II, Vice Chair Robinson, Ms. Sullivan, and Chairman Jackson

**3**

818 Sawyers Lane/File# T16-8151/Robert Catilli

Represented by: Tarzan Tree Care

Requesting approval to remove (2) Gumbo Limbo and (1) Royal Poinciana tree.

*In accordance with Sec.110-327, the approval to remove (2) Gumbo Limbo trees and (1) Royal Poinciana tree, to include the replacement of 17.5 caliper inches of approved dicot trees to be planted on site.*

**A motion was made by Ms. Bravo, seconded by Ms. Sullivan, that the Action Items be Approved. The motion carried by the following vote:**

**No:** 1 - Ms. Ludwig O'Leary

**Yes:** 6 - Ms. Bravo, Mr. Kapsch, Mr. Mellies II, Vice Chair Robinson, Ms. Sullivan, and Chairman Jackson

**4**

1219 Margaret Street/File# T16-8186/Kathy McGivern

Represented by: Rob Crider-Just Keys Trees

Requesting removal of (1) Starburst tree.

*In accordance with Sec.110-327, the approval to remove (1) Starburst tree, to include the replacement of 3.6 caliper inches of approved dicot trees to be planted on site.*

**A motion was made by Vice Chair Robinson, seconded by Ms. Bravo, that the Action Item be Approved. The motion carried by the following vote:**

**No:** 1 - Ms. Ludwig O'Leary

**Yes:** 6 - Ms. Bravo, Mr. Kapsch, Mr. Mellies II, Vice Chair Robinson, Ms. Sullivan, and Chairman Jackson

## **New Business**

**5**

313 Olivia Street/File# T16-8198/Albert Lojko & Keith Pritchett

Represented by: Larrie Busloff-Leaping Lizard

Requesting approval to remove (1) Bulnesia tree.

*In accordance with Sec.110-327, the approval to remove (1) Bulnesia tree, to include the replacement of 4.7 caliper inches of approved dicot trees to be planted on site.*

**A motion was made by Ms. Denise Bravo, seconded by Mr. Neil S. Mellies II, that the Action Item be Approved. The motion passed by an unanimous vote.**

**6**

3900 S. Roosevelt Blvd/File# T16-8214/Ocean Walk Key West Owner, LLC

Represented by: Kurt Kenyon-Mast Capital, James Hendrick & Donna Bosold-Critical Care Consultants, Keith Oropeza-Littlejohn, and Jeff

Stotts  
Conceptual Landscape Plan Approval with Tree Removal.

**Postponed**

- 7                    1626 South Street/File# T16-8215/Gary & Laura McIntosh  
Represented by: Kenneth King  
Requesting removal of (1) Bottlebrush tree.

*In accordance with Sec. 110-327, the approval to remove (1) Bottlebrush tree, to include the replacement of 16.9 caliper inches of approved dicot trees to be planted on site.*

**A motion was made by Ms. Denise Bravo, seconded by Vice Chair Robin Robinson, that the Action Item be Approved. The motion passed by an unanimous vote.**

- 8                    925 Fleming Street/File# T16-8216/Jeffrey & Michele Green  
Represented by: Kenneth King  
Requesting approval to remove (1) Gumbo Limbo tree.

*In accordance with Sec. 110-327, the approval to remove (1) Gumbo Limbo tree, to include the replacement of 6.4 caliper inches of approved dicot trees to be planted on site.*

**A motion was made by Vice Chair Robinson, seconded by Ms. Sullivan, that the Action Item be Approved. The motion carried by the following vote:**

**No:** 1 - Ms. Ludwig O'Leary

**Yes:** 6 - Ms. Bravo, Mr. Kapsch, Mr. Mellies II, Vice Chair Robinson, Ms. Sullivan, and Chairman Jackson

- 9                    919 White Street/File# 16-8224/Felix & Juanita Pettit  
Represented by: Mark Gushiken, Attorney for Bernard Hecht and Timothy Malone  
Requesting removal of (1) Royal Poinciana tree.

**Postponed**

- 10                   913 White Street/File# 16-8225/Bernard Hecht & Timothy Malone  
Represented by: Widerman Malek  
Requesting approval to remove (1) Royal Poinciana tree.

**Postponed**

### **Administrative Hearings**

- 11                   2411, 2413, 2415 Seidenberg Avenue/Helio Oropeza (owner)  
Respondent: Helio Oropeza and Charley Toppino & Sons  
Alleged Violation: Removal of (6) Silver Buttonwood trees and (1) Coconut Palm without benefit of a tree removal permits.

*In accordance with sec. 110-291, the Tree Commission entered into a compliance settlement agreement with the property owner's and Charley Toppino & Sons (CT &*

*S) attorney that CT & S will pay a fine of \$500 to the City Tree Fund and the property owner will replace a total of 66 caliper inches of approved dicot trees and 3 palm trees to be planted on the three properties.*

**A motion was made by Ms. Sue Sullivan, seconded by Ms. Denise Bravo, that the Action Items be Approved. The motion passed by an unanimous vote.**

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5 Kestral Way/Sarah & Tevis Wernicoff (owners)

Respondent: The Community Association Company and Key West Golf Course HOA

Alleged Violation: Tree abuse- Improper cuts were made to the trunk and root area of a Mahogany tree.

*In accordance with Sec. 110-291, the property owner and/or respondent will hire a certified Arborist to review the condition of the (1) Mahogany tree for 1 year and also provide a training program from a certified Arborist for all present and future maintenance employees.*

**A motion was made by Vice Chair Robin Robinson, seconded by Ms. Denise Bravo, that the Action Items be Approved. The motion passed by an unanimous vote.**

13

3101 N. Roosevelt Blvd/Christopher Holland LLC & A. Osborne Sr LLC (owners)

Respondent: Chirstopher Holland LLC & A Osborne Sr LLC

Alleged Violation: Improper trimming of Coconut Palms throughout the property.

*In accordance with Sec. 110-291, the respondent will pay a fine to the city of \$1,000.00. The property owner/respondent will hire a certified Arborist to train the maintenance staff on proper trimming of trees on their property as well as provide new staff a training manual.*

**A motion was made by Vice Chair Robin Robinson, seconded by Mr. Glenn Kapsch, that the Action Items be Approved. The motion passed by an unanimous vote.**

## Public Comments

## Urban Forestry Manager's Report

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November Monthly Report

## Assistant City Attorney's Report

## Commissioner's Comments

## Adjournment

6:30 pm