

## Application Fee: \$1,150.00 / After-the-Fact: \$2,150.00

(includes \$100.00 advertising/noticing fee and \$50.00 fire review fee)

Please complete this application and attach all required documents. This will help staff process your request quickly and obtain necessary information without delay. If you have any questions, please call 305-809-3720.

PROPERTY DESCRIPTION:	
Site Address: 730 Windsor Lane, Key West	00040000 00000
Zoning District: HHDR	Real Estate (RE) #:00019260-000000
Property located within the Historic District?	■ Yes □ No
<b>APPLICANT</b> : □ Owner ■ A	Authorized Representative
Name: A2O Architecture LLC	1
Mailing Address: 1107 Key Plaza #130	
City: Key West	State: FL Zip: 33040
Home/Mobile Phone: 305-587-3141	State: FL Zip: 33040 Office: 305-360-8644 Fax:
Email: a2oarchitecture@gmail.com	
PROPERTY OWNER: (if different than above) Name: Troy and Mindy Smith	
Mailing Address: 2069 E. US Highway 6	
City: Marseilles	State: <u>IL</u> Zip: 61341
Home/Mobile Phone: 815-343-9984	Office: 1-800-570-1987 Fax:
Email: troy@libertylasersolutions.com	
Description of Proposed Construction, Develop second level bedroom addition to 1-1/2 story woo	oment, and Use: Proposed construction consists of 95 sf of ad frame structure.
List and describe the specific variance(s) being a Proposed construction requests a rear yard setback variance appro	oval for the addition to the second level.
Proposed work maintains the existing building for	otprint.
Are there any easements, deed restrictions or otl  If yes, please describe and attach relevant docume	her encumbrances attached to the property? ☐ Yes ■ No ents:

City	of	Key	West	0	Ap	plica	tio	n for	. 1	/a	ria	no	ce
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Will any work be within the dripline (canopy) of any tree on or off the property? If yes, provide date of landscape approval, and attach a copy of such approval.	□ Yes	■ No
Is this variance request for habitable space pursuant to Section 122-1078?	■ Yes	□ No

**Please fill out the relevant Site Data in the table below.** For Building Coverage, Impervious Surface, Open Space and F.A.R. provide square footages and percentages.

Site Data Table						
		Code irement	Existing	Proposed	Variance Request	
Zoning					I.	
Flood Zone						
Size of Site			1			
Height						
Front Setback						
Side Setback		OFF DA				
Side Setback				RCHITECTURAL		
Street Side Setback		DRAWIN	IGS SHEET A1.	1.		
Rear Setback						
F.A.R						
<b>Building Coverage</b>						
Impervious Surface						
Parking						
Handicap Parking						
Bicycle Parking			erre ann antara de sent e con emperio en como en sustanto en se hastante, de con relacionemente en antara con constant			
Open Space/ Landscaping						
Number and type of units						
Consumption Area or						
Number of seats						

This application is reviewed pursuant to Section 90-391 through 90-397 of the City of Key West Land Development Regulations (LDRs). The City's LDRs can be found in the Code of Ordinances online at <a href="http://www.municode.com/Library/FL/Key\_West">http://www.municode.com/Library/FL/Key\_West</a> under Subpart B.

<sup>\*</sup>Please note, variances are reviewed as quasi-judicial hearings, and it is improper for the owner or applicant to speak to a Planning Board member or City Commissioner about the hearing.

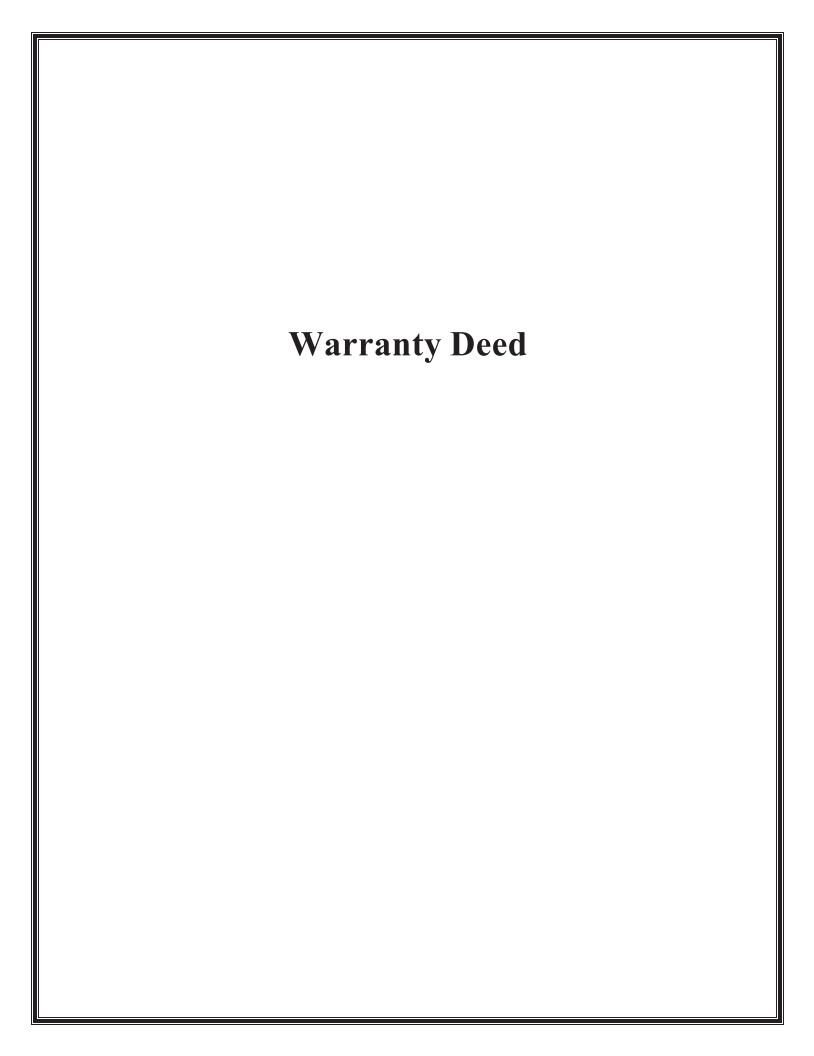
### Standards for Considering Variances

Before any variance may be granted, the Planning Board and/or Board of Adjustment must find all of the following requirements are met:

1.	Existence of special conditions or circumstances. 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 zoning district.
	Adjacent structure is within the official property lines, having resulted in the removal
	of +/- 2'-3 1/4" in width along the full depth of the property, thus reducing the usable
	space for the property owners. This is reflected in the site data table. See Survey.
2.	Conditions not created by applicant. That the special conditions and circumstances do not result from the action or negligence of the applicant.
	The property conditions are pre-existing and were not created by the client.
3.	Special privileges not conferred. That granting the variance(s) 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.
	This proposed construction is not representative of any special privileges.
4.	Hardship conditions exist. 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.
	The lot size is almost 1/4 the code minimum requirement; has lost roughly 107 sf of
	usable space to the neighboring property; and the existing rear bedroom size no longer
	meet the building code minimum dimensions.
5.	Only minimum variance(s) granted. That the variance(s) granted is/are the minimum variance(s) that will make possible the reasonable use of the land, building or structure.
	The proposed construction represents the minimum variance request to allow for a usable
	second bedroom that will meet current building code minimum space requirements.

City of Key West • Application for Variance

Not injurious to the public welfare. That granting of the variance(s) will be in harmony with the general intent and purpose of the land development regulations and that such variances will not be injurious to the area involved or otherwise detrimental to the public interest or welfare.							
Proposed construction is not injurious to the public, and is located at the rear of a residential lot.							
Existing nonconforming uses of other property shall not be considered as the basis for approval. That no other nonconforming use of neighboring lands, structures, or buildings in the same district, and that no other permitted use of lands, structures or buildings in other districts shall be considered grounds for the issuance of a variance.							
No other non-conforming property is the basis for this variance request.							
Planning Board and/or Board of Adjustment shall make factual findings regarding the following:  That the standards established in Section 90-395 have been met by the applicant for a variance.  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. Please describe how you have addressed the "good neighbor policy."							
QUIRED SUBMITTALS: All of the following must be submitted in order to have a complete lication. Please submit one paper copy and one electronic copy of all materials.							
Correct application fee. Check may be payable to "City of Key West."  Notarized verification form signed by property owner or the authorized representative.  Notarized authorization form signed by property owner, if applicant is not the owner.  Copy of recorded warranty deed  Property record card  signed and sealed survey  ite plan (plans MUST be signed and sealed by an Engineer or Architect)  Cloor plans  tormwater management plan							



Prepared by and return to: Gregory S. Oropeza, Esq. Attorney at Law Oropeza Stones Cardenas, PLLC 221 Simonton Street Key West, FL 33040 305-294-0252

File Number: 17-206 Consideration: \$610,000.00

[Space Above This Line For Recording Data]

# Warranty Deed

This Warranty Deed made this 9th day of June, 2017 between Justin Russell Harris, a single man whose post office address is 730 Windsor Lane, Key West, FL 33040, grantor, and Troy Smith and Mindy Smith, husband and wife whose post office address is 2069 E. US Highway 6, Marseilles, IL 61341-9610, grantee:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Monroe County, Florida to-wit:

A parcel of land on the Island of Key West, Monroe County, Florida, and known as a Part of Tract 5, according to the Plan of the Island of Key West, delineated in February, A.D. 1829, but better known as Subdivision of Lot in Tract 5, survey and subdivision of lot in Tract 5, and recorded in Monroe County, Florida Records, Book "I", page 171, May 4, A.D. 1874. Said Lot of Land being more particularly described as follows: Lot 1 according to said Subdivision of Tract 5, beginning at a point on the South line of Windsor Lane, 423 feet East from the line running at right angles therewith to the buried stone near the end of Elizabeth Street; Thence running South 54 feet, 8 inches; Thence at right angles in an Easterly direction 28 feet, 4 1/4 inches; Thence at right angles in a Northerly direction, 54 feet, 8 inches to Windsor Lane; Thence at right angles along the line of Windsor Lane in LESS and EXCEPT: A parcel a Westerly direction 28 feet, 4 1/4 inches to the Place of Beginning. of land on the Island of Key West, Monroe County, Florida, and known as a Part of Tract 5 according to William A. Whitehead's Map of said Island, delineated in February A.D. 1829, said parcel being more particularly described as follows: Commence at the intersection of the Southerly right of way line of Windsor Lane and the Easterly right of way line of Galveston Lane (Charles Alley) and run thence Easterly along the said Southerly right of way line of Windsor Lane for a distance of 71.67 feet to the Northeasterly corner of the lands described in Official Records Book 506, Page 205, of the Public Records of Monroe County, Florida; said point also being the Point of Beginning of the parcel of land described herein; thence Southerly and at right angles along the Easterly boundary line of the said lands for a distance of 54.67 feet; thence Easterly and at right angles for a distance of 2.27 feet; thence Northerly with a deflection angle of 90°40'13" to the left and along the Easternmost face of an existing one story frame structure and extensions thereof, for a distance of 54.67 feet to the Southerly right of way line of the said Windsor Lane; thence Westerly with a deflection angle of 89°19'47" to the left and along the Southerly right of way line of the said Windsor Lane for a distance of 1.63 feet back to the Point of Beginning.

Parcel Identification Number: 00019260-000000

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2016.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

Witness Name: Orgory orgali

Witness Name: Madison Fallon

State of Florida County of Monroe

The foregoing instrument was acknowledged before me this 9th day of June, 2017 by Justin R. Harris, who [] is personally known or [X] has produced a driver's license as identification.

GREGORY OROPEZA
MY COMMISSION #FF136397
EXPIRES July 1, 2018
(407) 398-9153
FloridaNotaryService.com

M	
Notary Public	
Printed Name:	
My Commission Expires:	

Property Record Card	

## ♠ qPublic.net™ Monroe County, FL

#### Summary

00019260-000000 1019941 1019941 10KW Parcel ID Account # Property ID
Millage Group
Location Address
Legal Description

730 WINDSOR LN , KEY WEST KW PT LT 1 OF TR 5 OR319-154/55 OR395-834/35 OR677-901 OR743-532 OR1033-440 OR1110-1404/05 OR2527-2054/55R/5

OR2710-317/19 OR2841-1534/36 OR2850-1564/66 OR2859-405/06 (Note: Not to be used on legal documents)

Neighborhood

Neighborhood Property Class Subdivision Sec/Twp/Rng Affordable Housing

6103 SINGLE FAMILY RESID (0100)

06/68/25



#### Owner

SMITH MINDY H/W 2069 E US Highway 6 Marseilles IL 61341 SMITH TROY 2069 E US Highway 6 Marseilles IL 61341

#### Valuation

	2017	2016	2015	2014
+ Market Improvement Value	\$97,691	\$75,832	\$79,016	\$74,398
+ Market Misc Value	\$380	\$380	\$330	\$301
+ Market Land Value	\$205,812	\$230,678	\$226,018	\$210,950
= Just Market Value	\$303,883	\$306,890	\$305,364	\$285,649
= Total Assessed Value	\$303,883	\$306,890	\$293,681	\$266,983
- School Exempt Value	\$0	\$0	\$0	\$0
= School Taxable Value	\$303,883	\$306,890	\$305,364	\$285,649

#### Land

Land Use	Number of Units	Unit Type	Frontage	Depth
RESIDENTIAL DRY (010D)	1,443.28	Square Foot	0	0

#### Buildings

Building ID 1463 Style Building Type Gross Sq Ft S.F.R. - R1 / R1 1278 Finished Sq Ft 576 Stories Condition AVERAGE Perimeter
Functional Obs
Economic Obs
Depreciation %

WALL BD/WD WAL Interior Walls

TOTAL		1,278	576	0
FLA	FLOOR LIV AREA	576	576	0
FHS	FINISH HALF ST	396	0	0
OPX	EXC OPEN PORCH	306	0	0
Code	Description	Sketch Area	Finished Area	Perimeter

Exterior Walls Year Built

ABOVE AVERAGE WOOD 1933

**EffectiveYearBuilt** Foundation Roof Type Roof Coverage Flooring Type Heating Type

1997 WD CONC PADS GABLE/HIP METAL CONC S/B GRND NONE with 0% NONE

Bedrooms Full Bathrooms Half Bathrooms Grade Number of Fire Pl 0

#### Yard Items

Description	Year Built	Roll Year	Quantity	Units	Grade	
PATIO	1949	1950	1	60 SF	1	
FENCES	1988	1989	1	112 SF	2	

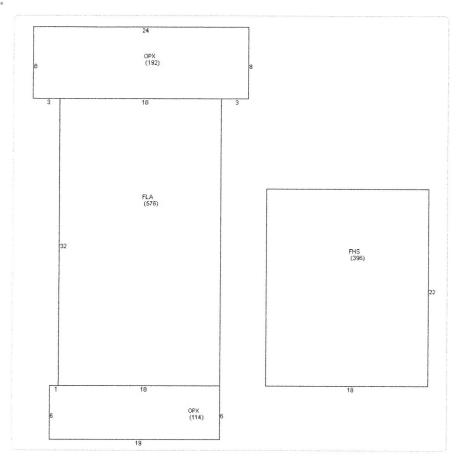
#### Sales

Sale Date	Sale Price	Instrument	Instrument Number	Deed Book	Deed Page	Sale Qualification	Vacant or Improved
6/9/2017	\$610,000	Warranty Deed	2126879	2859	405	01 - Qualified	Improved
4/24/2017	\$100	Quit Claim Deed	2120071	2850	1564	11 - Unqualified	Improved
2/22/2017	\$100	Quit Claim Deed	2112539	2841	1534	11 - Unqualified	Improved
10/22/2014	\$100	Quit Claim Deed		2710	317	11 - Unqualified	Improved
7/15/2011	\$290,000	Warranty Deed		2527	2054	02 - Qualified	Improved
10/1/1989	\$143,500	Warranty Deed		1110	1404	Q - Qualified	Improved
11/1/1987	\$82,000	Warranty Deed		1033	440	Q - Qualified	Improved

#### **Permits**

Number \$	Date Issued ♦	Date Completed <b>♦</b>	Amount <b>♦</b>	Permit Type ♦	Notes <b>♦</b>
02-1602	6/20/2002	11/16/2002	\$6,098		ROOFING V-CRIMP
02-1555	6/13/2002	11/16/2002	\$6,100		ROOFING
01-4058	1/18/2002	11/16/2002	\$6,100		ROOFING
01-4058	1/2/2002	11/16/2002	\$850		ROOFING
9703313	10/1/1997	12/1/1997	\$2,900		3 SQS V-CRIMP ROOF
9702087	6/1/1997	12/1/1997	\$1,000		UPGRADE SERVICE

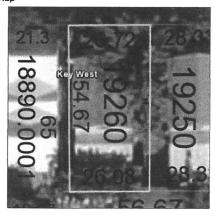
Sketches (click to enlarge)



#### Photos



#### Мар



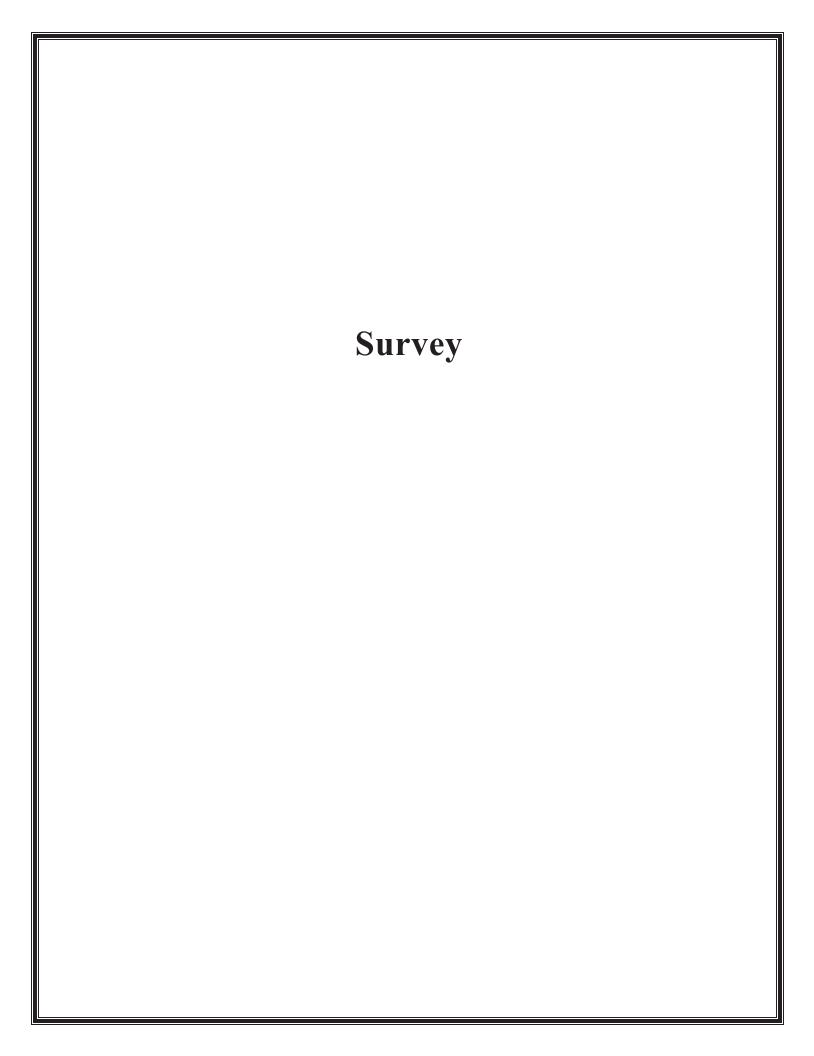
No data available for the following modules: Commercial Buildings, Mobile Home Buildings, Exemptions.

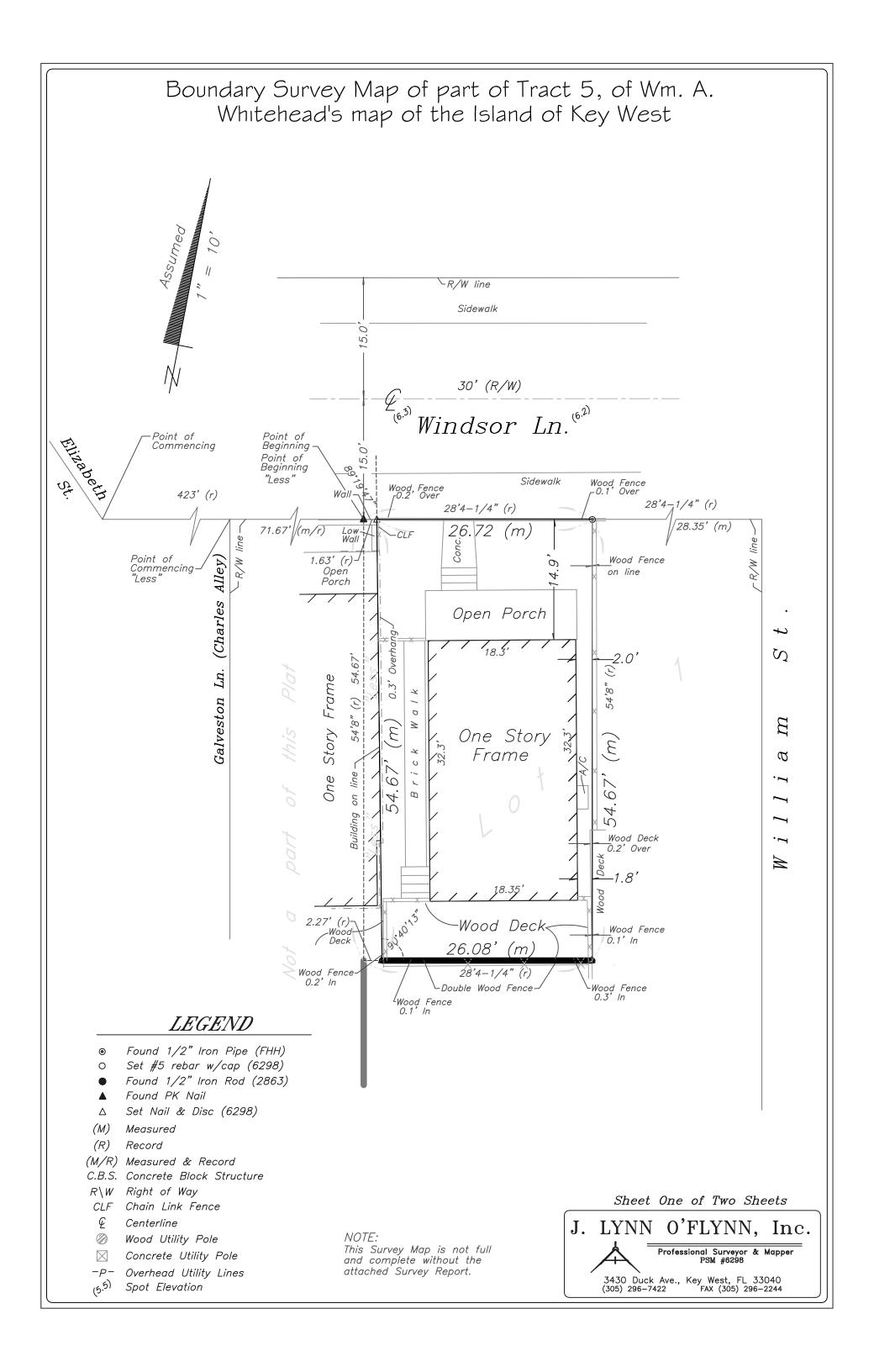
The Monroe County Property Appraiser's office maintains data on property within the County solely for the purpose of fulfilling its responsibility to secure a just valuation for ad valorem tax purposes of all property within the County. The Monroe County Property Appraiser's office cannot guarantee its accuracy for any other purpose. Likewise, data provided regarding one tax year may not be applicable in prior or subsequent years. By requesting such data, you hereby understand and agree that the

Last Data Upload: 10/18/2017 7:05:53 AM

Schneider

Developed by
The Schneider Corporation





# Boundary Survey Report of part of Tract 5, of Wm. A. Whitehead's map of the Island of Key West

#### NOTES:

- 1. The legal description shown hereon was furnished by the client or their agent.
- 2. Underground foundations and utilities were not located.
- 3. All angles are 90° (Measured & Record) unless otherwise noted.
- 4. Street address: 730 Windsor Lane, Key West, FL.
- 5. This survey is not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.
- 6. Lands shown hereon were not abstracted for rights-of-way, easements, ownership, or other instruments of record.
- 7. North Arrow is assumed and based on the legal description.
- 8. All concrete and bricking is not shown.
- 9. Date of field work: September 5, 2017
- 10. Ownership of fences is undeterminable, unless otherwise noted.
- 11. Adjoiners are not furnished.
- 12. The Survey Report is not full and complete without the attached Survey Map.
- 13. Elevations are shown in parenthesis and refer to Mean Sea Level, N.G.V.D. 1929.
- 14. Benchmark utilized: BASIC

BOUNDARY SURVEY OF: Part of Tract 5, according to the Plan of the Island of Key West, delineated in February A.D. 1829, but better known as Subdivision of Lot in Tract 5, survey and subdivision of lot in Tract 5, and recorded in Monroe County, Florida Records, Book "I" page 171, May 4, A.D. 1874. Said Lot of Land being more particularly described as follows:

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LESS AND EXCEPT;

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BOUNDARY SURVEY FOR: Troy & Mindy Smith;

I HEREBY CERTIFY that this survey was made under my responsible charge and meets the Standard of Practice as set forth by the Florida Board of Professional Surveyors & Mappers in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.

J. LYNN O'FLYNN, INC.

\_\_\_\_\_\_ Sheet Two of Two Sheets

J. Lynn O'Flynn, PSM Florida Reg. #6298

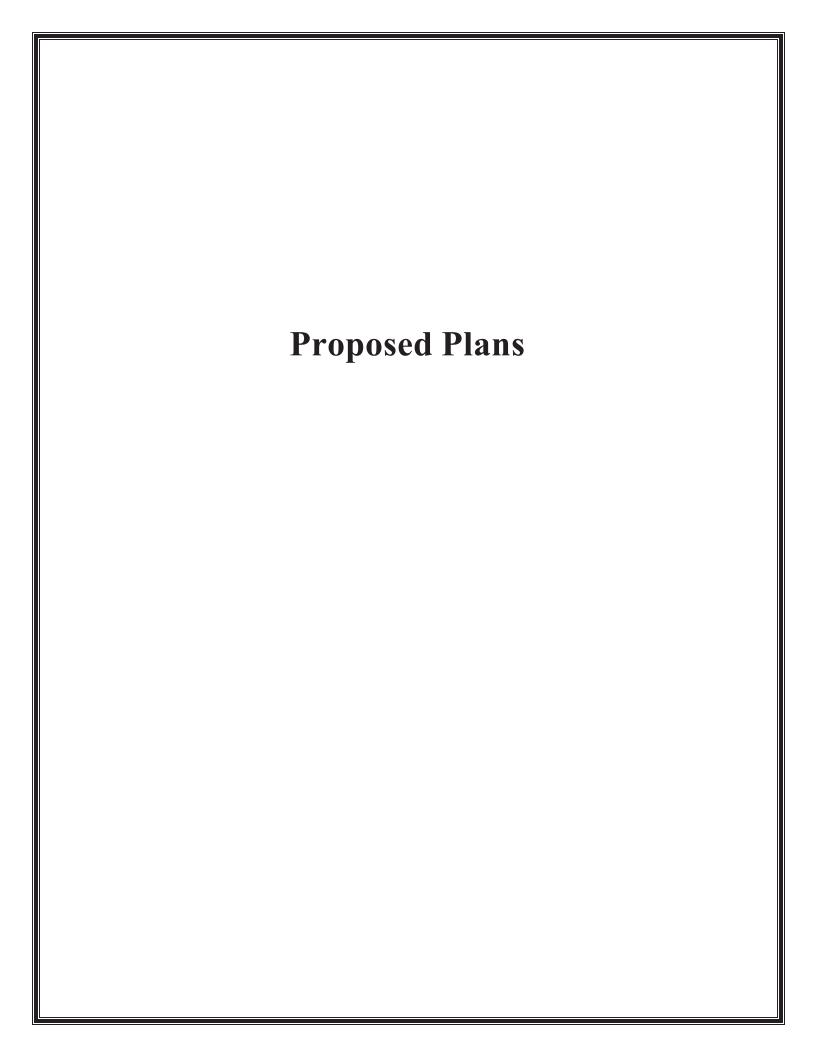
THIS SURVEY IS NOT ASSIGNABLE

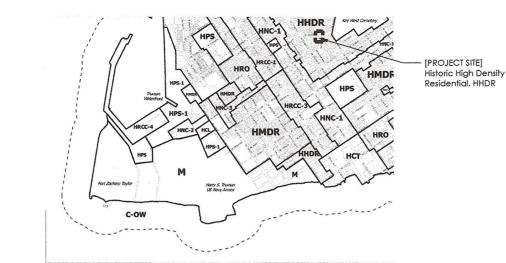
October 2, 2017

J. LYNN O'FLYNN, Inc.

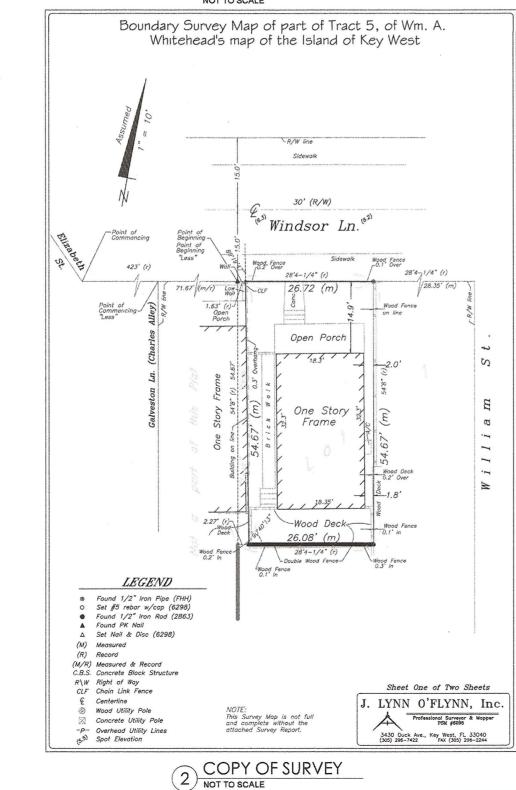
Professional Surveyor & Mapper
PSM #6298

3430 Duck Ave., Key West, FL 33040
(305) 296-7422 FAX (305) 296-2244





# LOCATION MAP ZONING MAP OF THE CITY OF KEY WEST. PLATE 2 OF 8. NOT TO SCALE



# 730 WINDSOR LANE KEY WEST, FL 33040 REAR ADDITION PLANNING SUBMISSION

SCOPE OF WORK

- NEW SECOND LEVEL BEDROOM EXTENSION TO 1 1/2 STORY WOOD FRAME STRUCTURE.
- NEW CONSTRUCTION TO BE WITHIN THE 5'-0" SIDE YARD SETBACK, AND BUILT WITHIN THE EXISTING BUILDING FOOTPRINT FOR NO ADDITIONAL SITE COVERAGE.

DRAWING INDEX

GENERAL G1.0 COVER, SURVEY COPY AND SCOPE OF WORK

- O BE WITHIN A1.1 SITE PLANS AND TITBACK, AND A2.1 EXISTING FLOOR TING BUILDING A2.2 PROPOSED FLOOR DITIONAL SITE A3.1 EXISTING EXTER
- ARCHITECTURAL
  A1.1 SITE PLANS AND DATA
  A2.1 EXISTING FLOOR PLANS
  A2.2 PROPOSED FLOOR PLANS
  A3.1 EXISTING EXTERIOR ELEVATIONS
  A3.2 PROPOSED EXTERIOR ELEVATIONS

CODE INFORMATION

APPLICABLE CODES
2014 FLORIDA BUILDING CODES

FEMA (FEDERAL EMERGENCY MANAGEMENT AGENCY) REQUIREM

A20

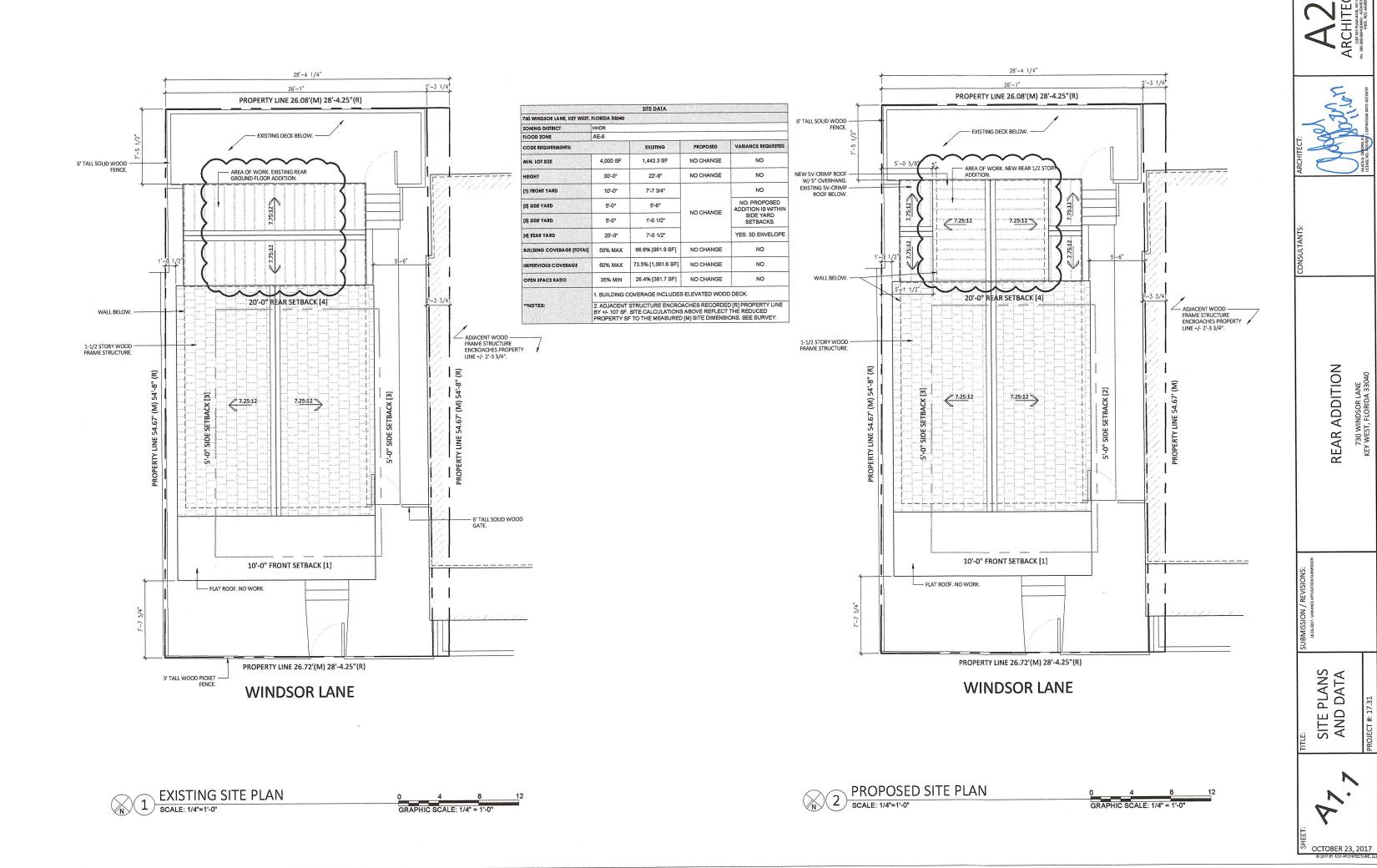
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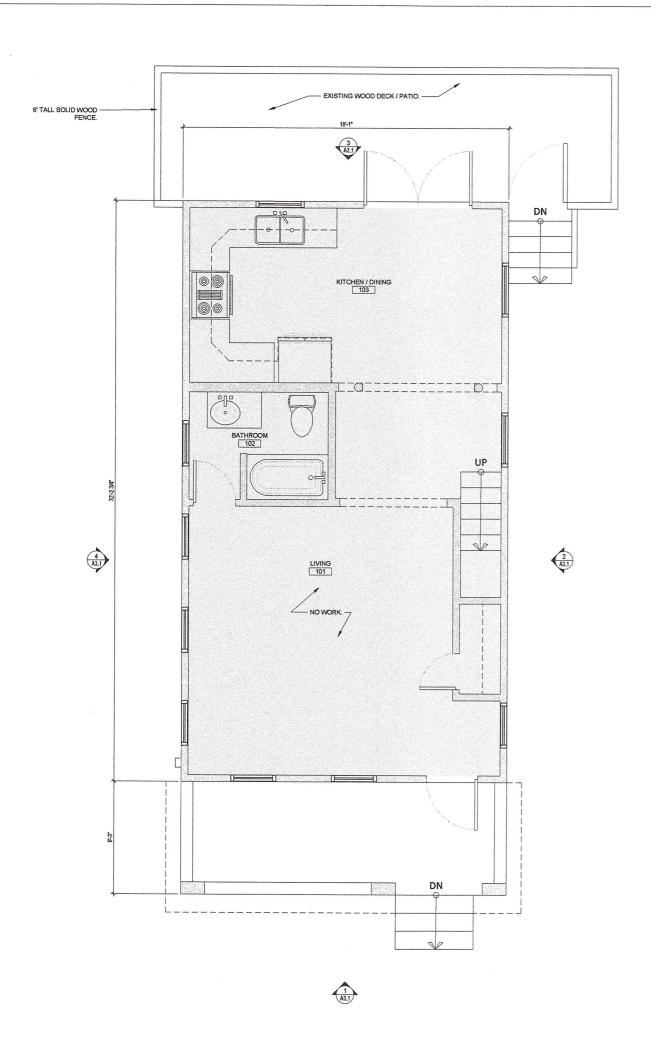
CONSULTANTS:

R ADDITION

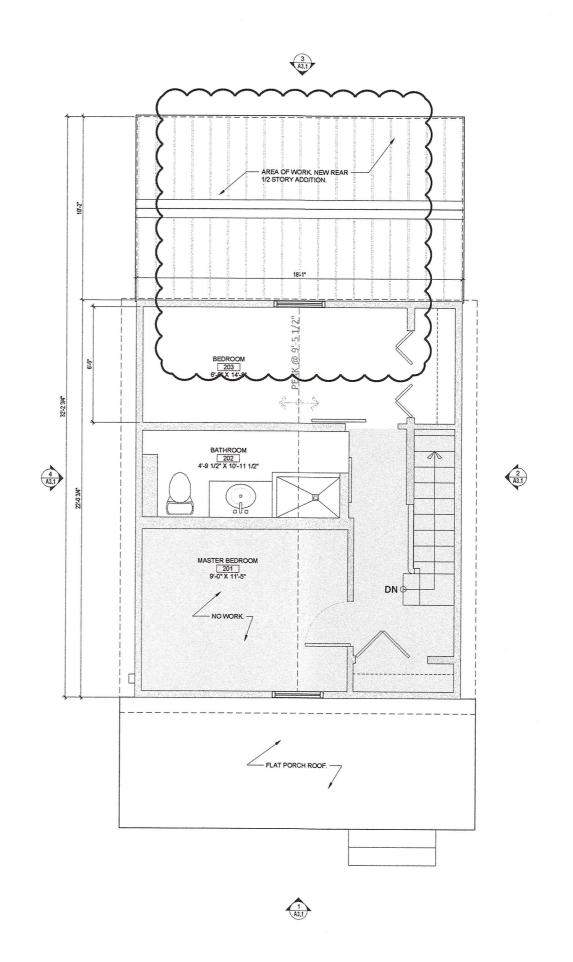
SURVEY COPY AND SCOPE OF WORK







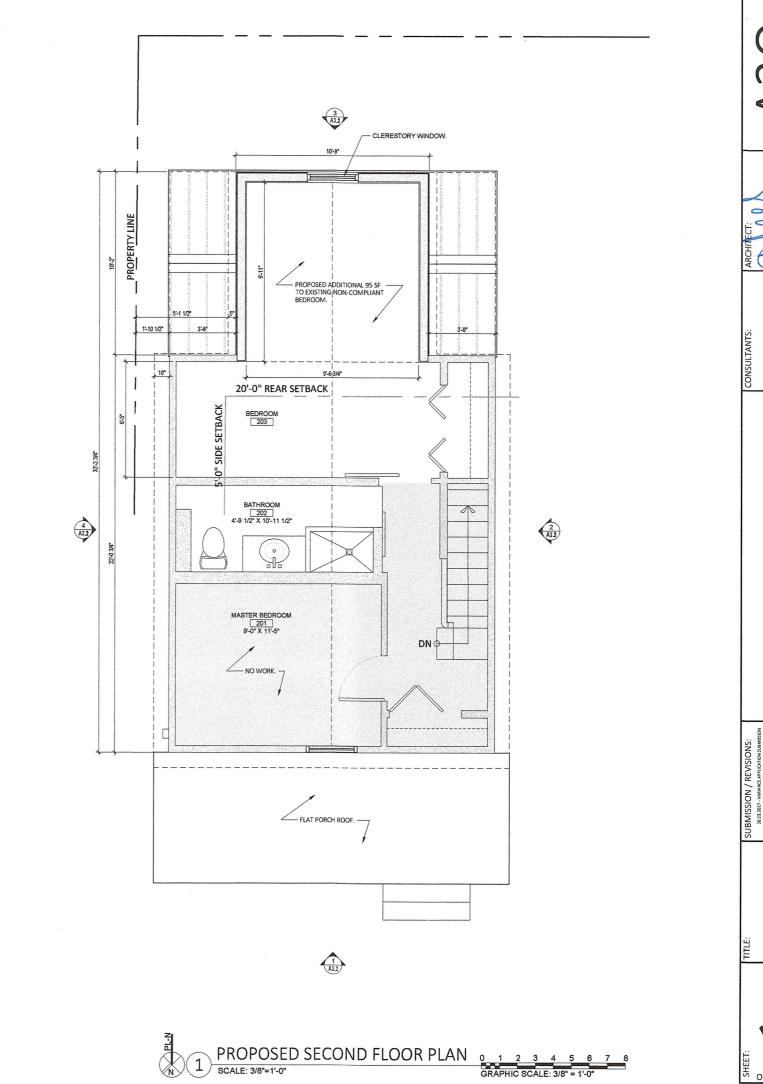
EXISTING FIRST FLOOR PLAN 0 1 2 3 4 5 6 7 8 SCALE: 3/8"=1'-0"





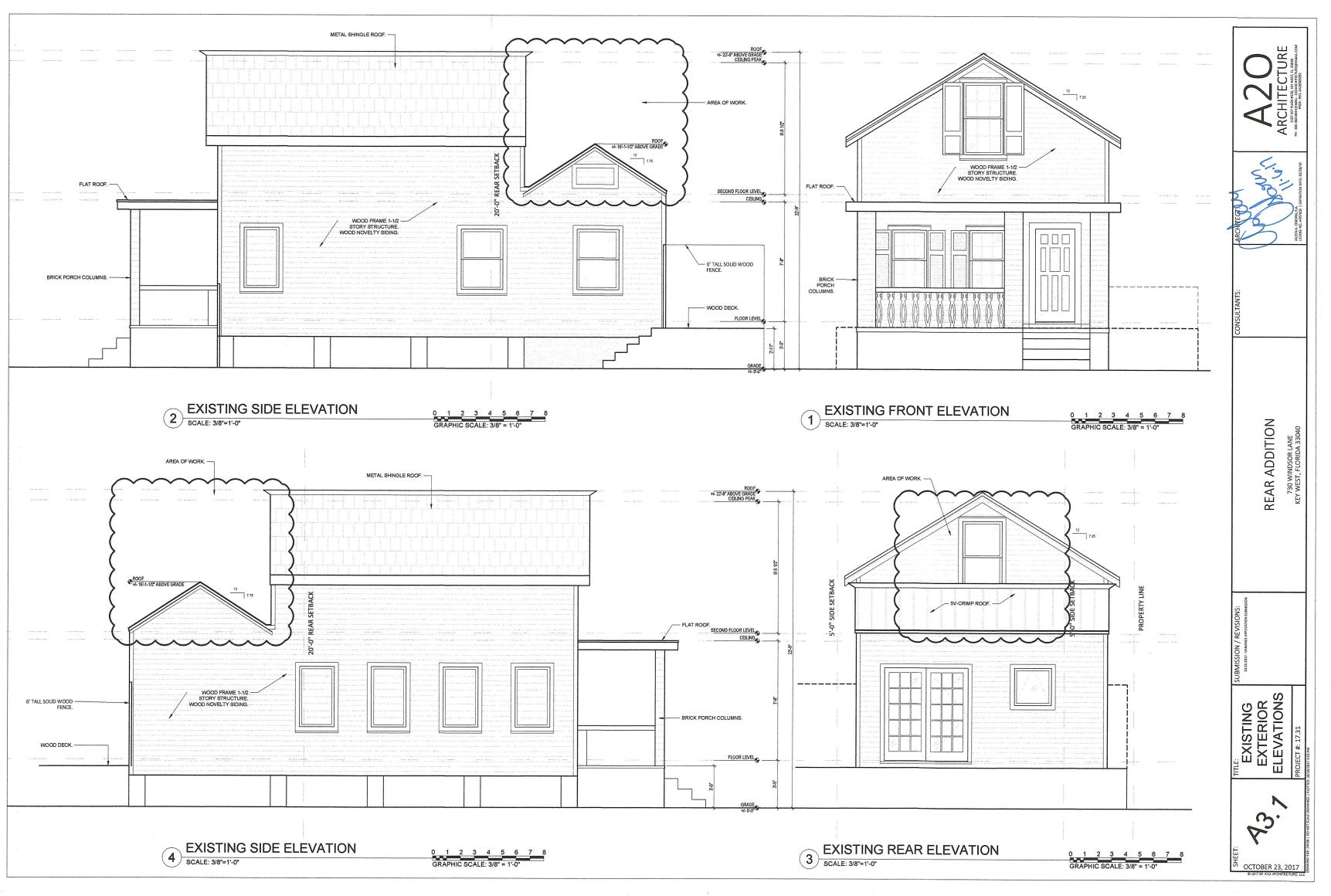
REAR ADDITION 730 WINDSOR LANE KEY WEST, FLORIDA 33040

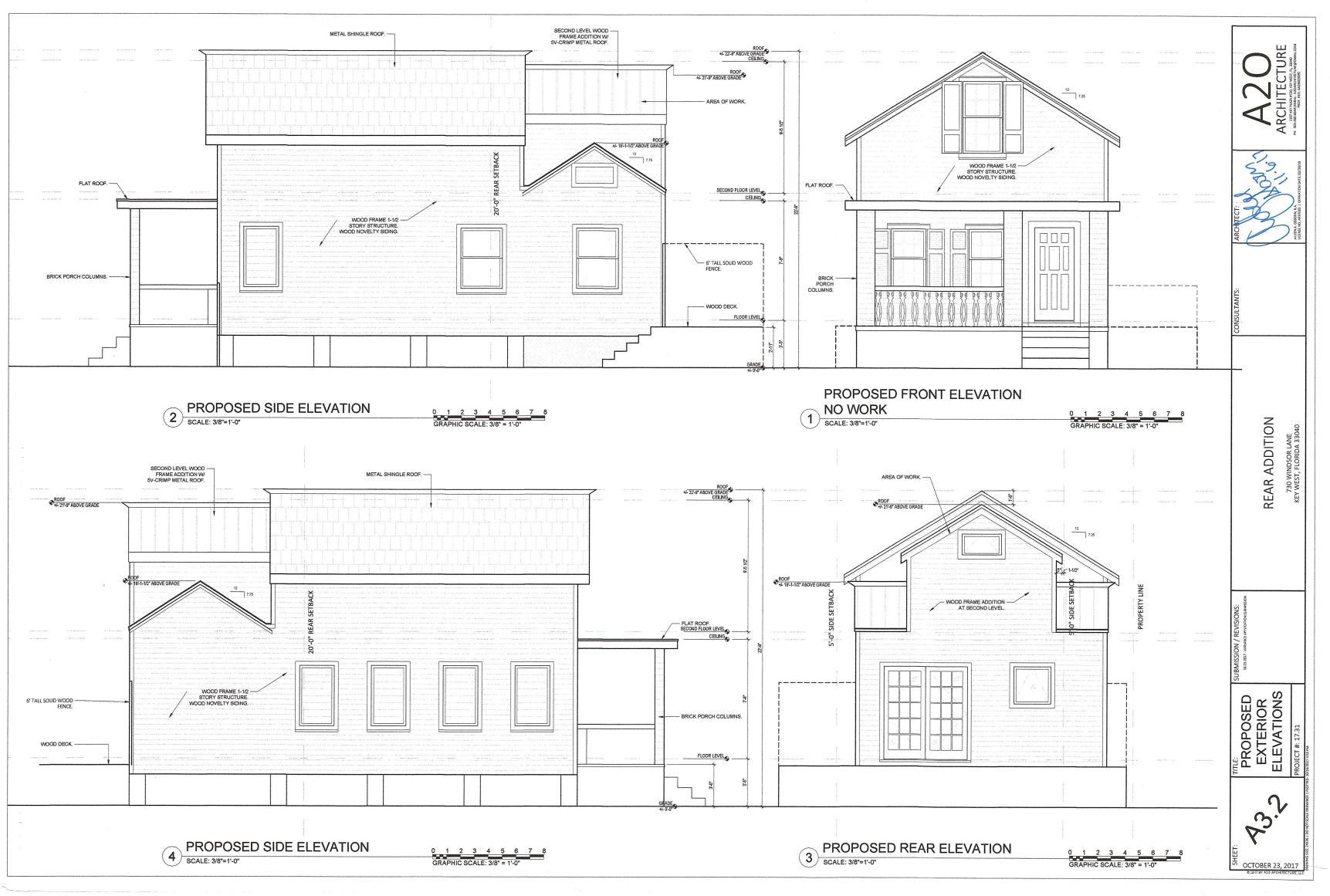
EXISTING FLOOR PLANS

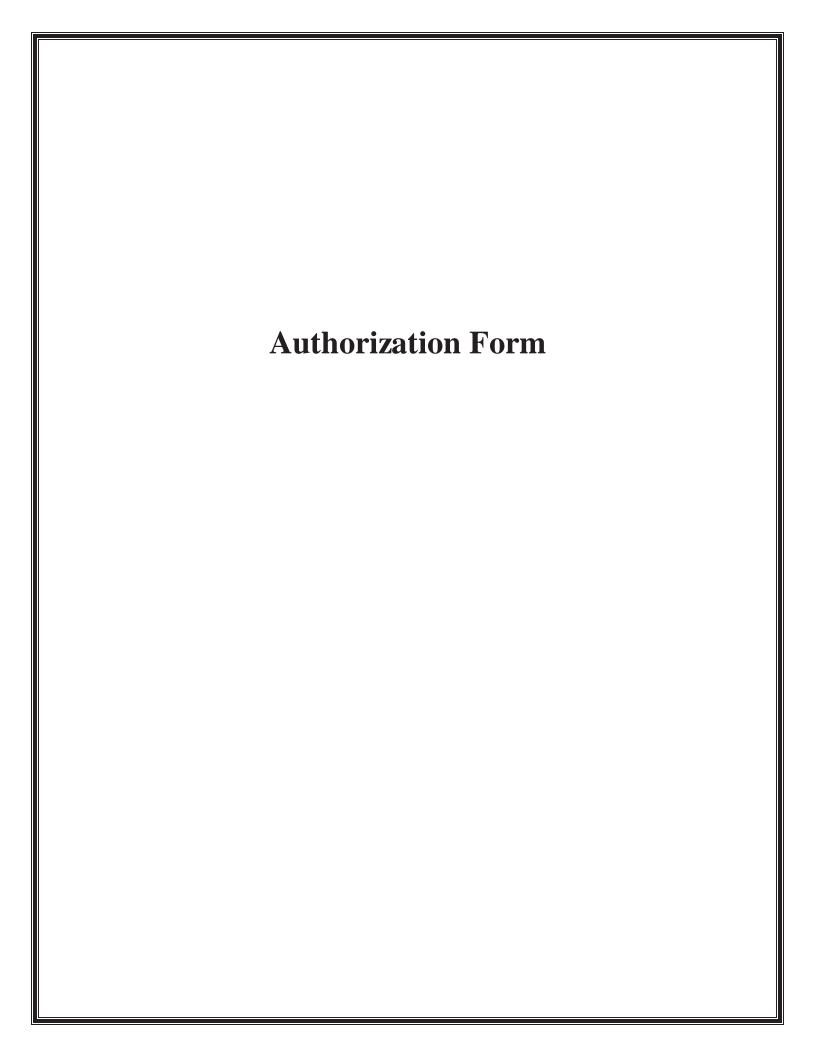


REAR ADDITION 730 WINDSOR LANE KEY WEST, FLORIDA 33040 PROPOSED FLOOR PLAN

OCTOBER 23, 2017





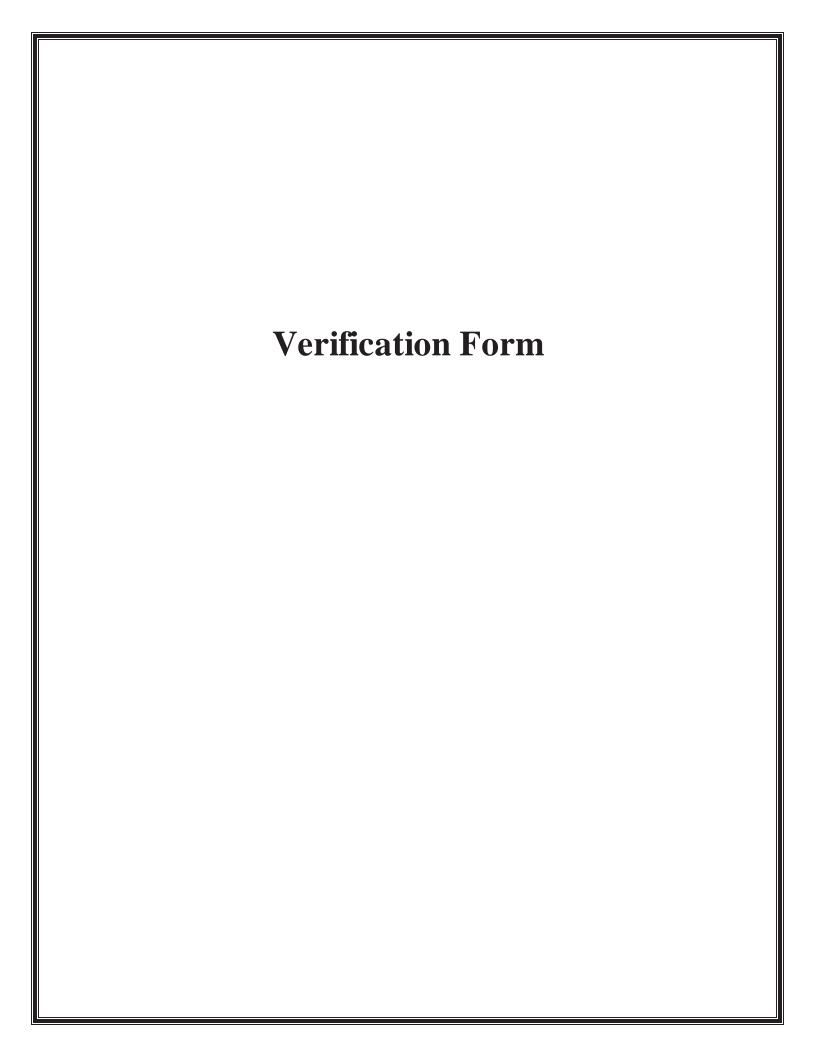


# City of Key West Planning Department



# Authorization Form (Individual or Joint Owner)

Please complete this form if someone other than the comatter.	wner is representing the property owner in this
I, Troy Smith Mindy Si Please Print Name(s) of Owner(s)	authorize as appears on the deed
A 20 Architecture Please Print Name of	LLC
T tease I rint Name of .	representative 
to be the representative for this application and act on my	our behalf before the City of Key West.
Signature of Owner	Signature of Joint Co-owner if applicable
Signature of Owner	Signature of Joint/Co-owner if applicable
Subscribed and sworn to (or affirmed) before me on this	10 18 17 Date
by Troy and Mindy C	Em its
Name of Ow	ner
He/She is personally known to me or has presented	drivers licenses as identification.
Notary's Signature and Seal	
Samuella Schumacher	OFFICIAL SEAL SAMANTHA SCHUMACHER
Name of Acknowledger typed, printed or stamped	NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES 7/15/2019
Commission Number, if any	



# City of Key West Planning Department



## **Verification Form**

(Where Authorized Representative is an Entity)

I, ANTONIO A. OSEOPN VP., in my capacity as _	MANAGING MEMBER
(print name)	(print position; president, managing member)
of A20 ARCHITECTURE, U.C.  (print name of entity serving as Author)	orized Representative)
being duly sworn, depose and say that I am the Author the deed), for the following property identified as the substitute of the substitute	
730 WINDSOR LANE, K	et West, FL 33040
All of the answers to the above questions, drawings, plan application, are true and correct to the best of my kno Planning Department relies on any representation here action or approval based on said representation shall be sometimes of Authorized Representative	whedge and belief. In the event the City or the ein which proves to be untrue or incorrect, any subject to revocation.
Subscribed and sworn to (or affirmed) before me on this  Cina Gaff  Name of Authorized Representative  GINA GAFT  He/Sire Des SYAPPMMISSION & FIF9486Das presented  EXPIRES January 06 2020  [1407, 398-0153] FloridaNois y Service con:	date
Notary's Signature and Seal  Cina Caft  Name of Askinguladaen timed printed on atomical	
Name of Acknowledger typed, printed or stamped  # FF 948603  Commission Number, if any	