



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### Tree Commission

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Monday, February 12, 2018

5:00 PM

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 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

**ALL VISUAL PRESENTATIONS FOR AGENDA ITEMS MUST BE RECEIVED (24) TWENTY-FOUR HOURS PRIOR TO THE MEETING.**

**Call Meeting To Order 5:05 PM**

#### Roll Call

**Absent** 2 - Mr. Davis, and Ms. Robinson

**Present** 4 - Ms. Bravo, Mr. Mellies II, Ms. Sullivan, and Chairman Jackson

#### Pledge of Allegiance to the Flag

#### Approval of Agenda

A motion was made by Commissioner Denise Bravo, seconded by Commissioner Neil S. Mellies II, that the Agenda be approved as amended hearing Items #5,#9,#10,#11,#12,#13,#14 and #15 first. The motion passed by an unanimous vote.

#### Approval of Minutes

1 January 9, 2018

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

**New Business**

- 5** 218-220 Simonton Street/File# T18-8797/220 Simonton Street LLC-Mary's Back Yard  
Represented by: Kenneth King  
Requesting approval to remove (1) Royal Poinciana tree.
- A motion was made by Commissioner Denise Bravo, seconded by Commissioner Sue Sullivan, in accordance with Sec.110-327, the approval to remove (1) Royal Poinciana tree, to include the replacement of 8.1 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**
- 9** 326 Whitehead Street/File# T18-8821/Kathryn A. Haymaker  
Represented by: Kenneth King  
Requesting approval to remove (1) Spanish Lime tree.
- A motion was made by Commissioner Denise Bravo, seconded by Commissioner Neil S. Mellies II in accordance with Sec.110-327, the approval to remove (1) Spanish Lime tree, to include the replacement of 5.7 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**
- 10** 615 and 617 Fleming Street/File# T18-8823/615 Fleming Street LLC and Campbell Condo Association  
Represented by: Kenneth King  
Requesting approval to remove (1) Avocado tree located on the property line.
- A motion was made by Commissioner Neil S. Mellies II, seconded by Commissioner Denise Bravo, in accordance with Sec.110-327, the approval to remove (1) Avocado tree, to include the replacement of 15.2 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**
- 11** 1404 Petronia Street/File# T18-8824/John Calleja  
Represented by: Kenneth King  
Requesting approval to remove (1) Gumbo Limbo tree.
- Withdrawn by Applicant**
- 12** 1220 South Street/File# T18-8825/Frank Bernaldi  
Represented by: Kenneth King  
Requesting approval to remove (2) Avocado trees.
- A motion was made by Commissioner Sue Sullivan, seconded by Commissioner Denise Bravo, in accordance with Sec.110-327, the approval to remove (2) Avocado trees, to include the replacement of 22.2 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**

- 13** 314 Admirals Lane/File# T18-8826/David & Nancy Bryan  
Represented by: Kenneth King  
Requesting approval to remove (1) Autograph tree.
- A motion was made by Commissioner Denise Bravo, seconded by Commissioner Sue Sullivan, in accordance with Sec.110-327, the approval to remove (1) Autograph tree, to include the replacement of 10 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**
- 14** 524 Elizabeth Street/File# T18-8829/KDC Properties of Key West LLC  
Represented by: Kenneth King  
Requesting approval to remove (1) Royal Poinciana tree.
- A motion was made by Commissioner Neil S. Mellies II, seconded by Commissioner Denise Bravo, in accordance with Sec.110-327, the approval to remove (1) Royal Poinciana tree, to include the replacement of 9.3 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**
- 15** 603 Elizabeth Street/File# T18-8830/KDC Properties of Key West LLC  
Represented by: Kenneth King  
Requesting approval to remove (1) Royal Poinciana tree.
- A motion was made by Commissioner Bravo, seconded by Commissioner Mellies II, to deny removal in accordance with Sec. 110-328, the species, size, Champion Tree status, historical importance and/or condition of the tree make it a unique or rare specimen. The motion carried by the following vote:**
- No:** 1 - Chairman Jackson
- Absent:** 2 - Commissioner Davis, and Madam Vice-Chair Robinson
- Yes:** 3 - Commissioner Bravo, Commissioner Mellies II, and Commissioner Sullivan

## Old Business

- 2** 1314 Atlantic Drive/File# T17-8424/Laurene Shinn  
Requesting approval to remove (1) Gumbo Limbo.
- A motion was made by Commissioner Neil S. Mellies II, seconded by Commissioner Denise Bravo, in accordance with Sec.110-327, the approval to remove (1) Gumbo Limbo tree, to include the replacement of 16.7 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**

- 3                    1131 Johnson Street/File# T17-8730/Emmons Roger Liv Tr & Edwards  
Kenneth Living Trust  
Represented by: DOT Palm Landscaping  
Requesting approval to remove (1) Mahogany tree.

A motion was made by Commissioner Sue Sullivan, seconded by Commissioner Denise Bravo, in accordance with Sec.110-327, the approval to remove (1) Mahogany tree, to include the replacement of 22.2 caliper inches of approved FL #1 dicot or fruit trees to be planted off site. The motion passed by an unanimous vote.

- 4                    1722 Von Phister Street/File# T17-8751/MARC Inc  
Represented by: Lubos Scepka  
Requesting approval to remove (1) Mahogany tree.

A motion was made by Commissioner Denise Bravo, seconded by Commissioner Sue Sullivan, that the Action Item be Postponed indefinitely. The motion passed by an unanimous vote.

### **New Business - Continued**

- 6                    273 Southard Street/File# T18-8806/Douglas Lafferty  
Requesting approval to remove (1) Seagrape tree.

A motion was made by Commissioner Sue Sullivan, seconded by Commissioner Denise Bravo, in accordance with Sec.110-327, the approval to remove (1) Seagrape tree, to include the replacement of 15.6 caliper inches of approved FL #1 dicot or fruit trees to be planted off site. The motion passed by an unanimous vote.

- 7                    709 Chapman Lane/File# T18-8807/Marybeth DiCori  
Represented by: Sean Creedon-Treeman, LLC  
Requesting approval to remove (1) Spanish Lime tree.

A motion was made by Commissioner Denise Bravo, seconded by Commissioner Neil S. Mellies II, in accordance with Sec.110-327, the approval to remove (1) Spanish Lime tree, to include the replacement of 8.4 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.

- 8                    307 Olivia Street/File# T18-8809/Steve Sagman  
Requesting approval to remove (7) Pigeon Plums and (2) Satinleaf trees.

A motion was made by Commissioner Denise Bravo, seconded by Commissioner Sue Sullivan, in accordance with Sec.110-327, the approval to remove (7) Pigeon Plum and (2) Satinleaf trees, to include the replacement of 35.9 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.

- 16                    1103 Florida Street/File# T18-8832/Patrick South  
Represented by: Larrie Busloff-Leaping Lizard  
Requesting approval to remove (1) Spanish Lime tree.
- A motion was made by Commissioner Denise Bravo, seconded by Commissioner Neil S. Mellies II, in accordance with Sec.110-327, the approval to remove (1) Spanish Lime tree, to include the replacement of 16.1 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**
- 17                    1210 Johnson Street/File# T18-8833/Deborah Snelgrove  
Represented by: Just Keys Trees  
Requesting approval to remove (4) Silver Buttonwood trees.
- A motion was made by Commissioner Neil S. Mellies II, seconded by Commissioner Denise Bravo, in accordance with Sec.110-327, the approval to remove (4) Silver Buttonwood trees, to include the replacement of 9.5 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**
- 18                    3841 N. Roosevelt Blvd /File# T18-8834/Beachside Key West Resort  
Condominium Association  
Represented by: Quality Lawn Service Inc/Shade Tree Inc  
Requesting approval to remove (1) Green Buttonwood tree that is  
growing too close to the fire sprinkler system supply value.
- A motion was made by Commissioner Denise Bravo, seconded by Commissioner Sue Sullivan, in accordance with Sec.110-327, the approval to remove (1) Green Buttonwood tree, to include the replacement of 13.7 caliper inches of approved FL #1 dicot or fruit trees to be planted on site. The motion passed by an unanimous vote.**

### **Administrative Hearing**

- 19                    320 William Street/Barbara Bowers (owner)  
Respondent: James Corum-Jimmy C Tree Service  
Aleged Violation: Removal of the heart/top of (1) regulated Fan Palm  
without benefit of a tree removal permit.
- A motion was made by Commissioner Sue Sullivan, seconded by Commissioner Denise Bravo, in accordance with Section 110-290, that the City of Key West enter into a compliance settlement agreement with James Corum of Jimmy C's Trees, a fine of \$1,000.00 for tree abuse, based on the information collected at the Administrative Hearing first held at the November 14, 2017 meeting.**

### **Urban Forestry Manager's Report**

**20** Tree Commission Reports

**Assistant City Attorney's Report**

**Public Comment**

**Commissioner's Report**

**Adjournment 6:05 PM**