

STAFF REPORT

DATE: October 8, 2020

RE: Administrative Hearing for 3402 Eagle Avenue (TC2020-0031)

FROM: Karen DeMaria, City of Key West Urban Forestry Manager

On November 4, 2019, a site inspection was done due to some recent clearing of overgrown vegetation on the right of way and the submittal of an application to trim a gumbo limbo tree for a new electrical line to the property. In January 2020, it was noticed that significant clearing of vegetation had occurred on the property. Further review of photos indicated that (1) Royal Poinciana and (1) Silver Buttonwood tree were removed from the property without benefit of a tree removal permit. Additionally, in March 2020, it was documented that pool equipment had been installed at the base of a gumbo limbo tree clump.

Diameter of trees removed (approximated using photos since no stumps were remaining at time of inspection): Royal Poinciana = 4" and Silver Buttonwood = 2" diameter



Photo dated February 2018



Two photo of property during initial clearing work.



Missing Royal Poinciana tree

Missing
silver
buttonwood
tree

Missing
Royal
Poinciana
tree



Photo of
Gumbo Limbo
clump 1-31-20



Two photos showing Royal Poinciana and Silver Buttonwood missing after clean up work





Pool equipment installed at base of Gumbo Limbo clump (protective root zone)



Photo showing canopy of Gumbo limbo tree clump, 3-5-20. Dead branches are from a cut branches that was not fully removed.



Photo showing distance between base of tree trunks and pool equipment, approximately 3 ft.



Update photo of tree canopy, 10-9-20



Two photos showing that pool equipment has been relocated.

Additional Information

Karen DeMaria

From: RCJB Properties INC <rcjbenterprises@gmail.com>
Sent: Tuesday, August 4, 2020 9:10 PM
To: Karen DeMaria
Subject: Re: 3402 Eagle Administrative Hearing Notice
Attachments: image001.jpg

Hello Karen,

Hope all is well and that you and your family is safe and sound. Would it be possible to pay the tree mitigation fee? I'm trying to do what is best and most efficient for all parties. As long as it is reasonable and fair for all. Please let me know. Thank you!!!

Regards,
Richard

On Wed, Jul 8, 2020, 10:04 AM Karen DeMaria <kdemaria@cityofkeywest-fl.gov> wrote:

Due to the increase in positive Covid-19 cases in Key West, City management has decided to keep the Commission Chambers closed. Therefore, the July 14 Tree Commission meeting has been cancelled. We are hopeful that the scheduled August 11, 2020 Tree Commission meeting will be allowed to meet. The scheduled Administrative Hearing will be placed on that agenda.

If you have any questions or concerns feel free to contact me. Thank you for your patience.

Sincerely,

Karen

From: Karen DeMaria
Sent: Monday, June 22, 2020 4:39 PM
To: RCJB Properties INC <rcjbenterprises@gmail.com>
Subject: 3402 Eagle Administrative Hearing Notice

Karen DeMaria

From: RCJB Properties INC <rcjbenterprises@gmail.com>
Sent: Wednesday, March 4, 2020 8:54 PM
To: Karen DeMaria
Subject: Re: 3402 Eagle Ave

Hello Karen,

My landscaper just informed me that he had to leave this evening. He will not be able to meet you at the property tomorrow as we discussed. If you like you can call me tomorrow at whatever time is convenient for you to discuss what needs to be done. As of now we have the royal point poinciana and the silver button wood. We'll talk tomorrow. Have a good night.

Thanks,
Richard

On Mon, Mar 2, 2020, 5:10 PM RCJB Properties INC <rcjbenterprises@gmail.com> wrote:
Thank you very much for your response. I'll be on the look out for your call. Have a great evening!

Thanks,
Richard

On Mon, Mar 2, 2020, 5:06 PM Karen DeMaria <kdemaria@cityofkeywest-fl.gov> wrote:

I'll try calling you Wednesday morning.

Sincerely,

Karen

From: RCJB Properties INC <rcjbenterprises@gmail.com>
Sent: Monday, March 2, 2020 4:56 PM
To: Karen DeMaria <kdemaria@cityofkeywest-fl.gov>
Subject: Re: 3402 Eagle Ave

Hello Karen,

How are you? Thank you so much for reaching out. At your earliest convenience, could we please set up a call? We are trying our best to comply with what was asked from us in terms of cleaning up the overgrown landscaping. Please trust us that we want to do everything in 100% compliance.

Thanks,

Richard Barthelemy

RCJB Properties Inc.

On Mon, Mar 2, 2020, 4:47 PM Karen DeMaria <kdemaria@cityofkeywest-fl.gov> wrote:

I noticed that work was done to clean the vegetation on the property and the right of way that would have required permits from my office. At least one Royal Poinciana tree was removed (a protected tree species) and several large diameter cuts were made on some trees (heavy maintenance trimming permit required). I am currently researching my old photos of this property to determine exactly what was done in violation of City Code. Please note that no work is supposed to be done in the City right of way unless a right of way permit has been issued by the engineering department.

Sincerely,

Karen

From: RCJB Properties INC <rcjbenterprises@gmail.com>

Sent: Friday, January 31, 2020 3:12 PM

To: Karen DeMaria <kdemaria@cityofkeywest-fl.gov>

Subject: 3402 Eagle Ave

Hello Karen,

Hope all is well. I am the property owner for the above mentioned property. My landscaper was there today doing a clean up and he advised that you passed by the property. Please Give me a call when you can. I want to make sure we are doing everything correctly.

Thank you,

Richard Barthelemy

305-525-4689

Karen DeMaria

From: Benny Lowe <blowe1313@gmail.com>
Sent: Monday, December 9, 2019 1:48 PM
To: Karen DeMaria
Subject: 3402 eagle

Permit 2019-4232

Here are some photos of the fence line. I tried to upload them onto the E Trackett web sight but was not able to do it.



Sent from my iPhone







Overview



Legend

- Centerline
- Easements
- Hooks
- Lot Lines
- Road Center
- Rights of Way
- Shoreline
- Condo Building
- Key Names
- Subdivisions
- Parcels

Parcel ID 00052760-000000 Alternate ID 1053392 Owner Address RCJB PROPERTIES INC
Sec/Twp/Rng 34/67/25 Class SINGLE FAMILY RESID 4259 SW 153rd Ct
Property Address 3402 EAGLE Ave Miami, FL 33185
KEY WEST
District 10KW
Brief Tax KW KW FWDN SUB PLAT 1 PB1-155 LOT 25 SQR 5 OR233-274/75 OR598-363 OR754-1503 OR863-1201 OR990-231 OR1016-1670
Description OR1039-2204 OR1255-344 OR1608-1285/86R/S OR2151-1411 OR2896-1471/73C/T OR2905-2289/90
(Note: Not to be used on legal documents)

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