City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Action Minutes - Final - Final
Tree Commission

Tuesday, July 8, 2014 | **5:00 PM** | **Old City Hall**

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 305-809-1000 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

Pledge of Allegiance to the Flag

Roll Call

Approval of Agenda

Approval of Minutes

1 June 10, 2014 Minutes

Attachments: June 10, 2014 Minutes

A motion was made by Ms. Sue Sullivan, seconded by Mr. Robert Bethel, that the Minutes be Approved. The motion passed by an unanimous vote.

Old Business

2 **3743 Donald Avenue/T14-6864/Irina Mikheeva-Burr**
Represented by: Erin Brown
Remove: 1-Silver Buttonwood, 1-Mahogany

Attachments: 3743 Donald Avenue

A Motion was made by Ms. Sue Sullivan, seconded by Mr. Neil Mellies II, that the Action Item be Approved to remove 1-Mahogany and replace with 10.8" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

3 **614 Virginia Street/T14-6891/Lynn Clark/Steven Ebersohn**
Remove: 1-Gumbo Limbo, 1-Mahogany

Attachments: 614 Virginia Street

During the meeting the item was Withdrawn by the Applicant.

4 **1502 Petronia Street/T14-6913/Sheila and James McGrath**
Represented by: Just Keys Trees, Inc
Remove: 2-Pigeon Plum

Attachments: 1502 Petronia Street

A Motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that the Action Item be Approved to remove 2-Pigeon Plum and replace with 8.2 caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

New Business

5 **Galveston Lane/Bill Butler Park/T14-6819/City of Key West**
Represented by: Karen Olson & Karen DeMaria
Remove: 1-Avocado, 1-Blolly

Attachments: Galveston Lane-Bill Butler Park

A Motion was made by Ms. Robin Robinson, seconded by Mr. Robert Bethel, that the Action Item be Approved to remove 1-Avocado, 1-Blolly and replace with 19" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

6 **816 Eaton Street/T14-6901/Janice Dickson**
Represented by: Native Landscape Design-Scott Montgomery
Remove: 1-Non native Ficus Tree (Lofty or Council Fig)

Attachments: 816 Eaton Street

PUBLIC COMMENTS:
Karen DeMaria reminded the Commissioners that there were numerous letters submitted,which were included in the meeting package.

Meryl & Stephen Dickstein (4 Lopez Lane) questioned the ownership of the tree due to conflicting property surveys and asked that the item be postponed until the conflict can be resolved. The Dicksteins stated that they strongly object to the removal of the tree.

A motion was made by Ms. Robin Robinson, seconded by Ms. Sue Sullivan, that the Action Item be Postponed. The motion passed by an unanimous vote.

7 **61 Golf Club Drive/T14-6931/Janette Knutson Stone**
Remove: 1-Horseflesh Mahogany

Attachments: 61 Golf Club Drive

Due to the applicant not being present, a motion was made by Ms. Robin Robinson, seconded by Mr. Neil S. Mellies II, that the Action Items be Postponed. The motion passed by an unanimous vote.

8 **400 White Street/T14-6938/Joseph and Christy Ourada**
Remove: 1-Sapodilla

Attachments: 400 White Street - Request to Postpone by Applicant

Per the request of the applicant prior to the meeting, a motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that the Action Item be Postponed. The motion carried by unanimous voice vote. No Public input.

9 **902 Florida Street/T14-6951/Susan M. Cardenas and William R. Belobraidich**
Represented by: Kenneth King
Remove: 1-Gumbo Limbo

Attachments: 902 Florida Street

Following a discussion with the Tree Commissioners the property owner decided to Withdraw the application.

10 **903 Eaton Street/T14-6952/Randy and Mary Hopper**
Represented by: Kenneth King
Remove: 1-Mango

Attachments: 903 Eaton Street

A Motion was made by Ms. Sue Sullivan, seconded by Mr. Robert Bethel, that the Action Item be Approved to remove 1-Mango and replace with 11" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by a 4-1 voice vote with Ms. Robinson being the only "No" vote. No Public input.

11 **618 Free School Lane/T14-6954/Kate Miano**
Represented by: Just Keys Trees, Inc
Remove: 1-Cecropia Tree

Attachments: 618 Freeschool Lane

A Motion was made by Ms. Robin Robinson, seconded by Ms. Sue Sullivan, that the Action Item be Approved to remove 1-Cecropia Tree and replace with 4.8" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

12 **1201 Ashby Street/T14-6955/Christine Waite-Morgan and Gary Morgan**
Remove: 1-Seagrape

Attachments: 1201 Ashby Street

A Motion was made by Ms. Robin Robinson, seconded by Mr. Neil Mellies II,

that the Action Item be Approved to remove 1-Seagrape and replace with 2" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

13 **509 South Street/T14-6958/Craig Fazio and Joyce Moore**
Represented by: Dot Palm Landscaping
Remove: 1-Spanish Lime

Attachments: 509 South Street

A Motion was made by Ms. Sue Sullivan, seconded by Mr. Robert Bethel, that the Action Item be Approved to remove 1-Spanish Lime and replace with 36" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

14 **400 Front Street/T14-6961/Love Mile Marker 1, LLC (Hogs Breath)**
Represented by: Native Landscape Design-Scott Montgomery
Remove: 1-Rubber Tree

Attachments: 400 Front Street

A Motion was made by Ms. Robin Robinson, seconded by Ms. Sue Sullivan, that the Action Item be Approved to remove 1-Rubber Tree and replace with 2" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

15 **7 Kestral Way/T14-6963/Steve Dosch**
Represented by: Shade Tree Inc- John Cole
Remove: 1-Horseflesh Mahogany

Attachments: 7 Kestral Way

A Motion was made by Ms. Robin Robinson, seconded by Mr. Robert Bethel, that the Action Item be Approved to remove 1-Horseflesh Mahogany and replace with 12" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

16 **1001 James Street/T14-6964/Keys Energy Service (Walter Cashwell)**
Represented by: Bender & Associates (Haven Burkee)
Landscape Plan: Conceptual Landscape plan with Tree Removal

Attachments: 1001 James Street

A Motion was made by Ms. Robin Robinson, seconded by Mr. Robert Bethel, that the Conceptual Landscape plan with Tree Removal be approved. The motion carried by unanimous voice vote. No Public input.

17 **719 Thomas Street/T14-6966/Andrew Derek Fisher**
Represented by: Nick Downs-A Caring Tree Company
Remove: 1-Tropical Almond, 1-Orchid Tree

Attachments: 719 Thomas Street

A Motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that the Action Item be Approved to remove 1-Tropical Almond, 1-Orchid Tree and replace with 8.1" caliper inches, FL#1, native dicot, or fruit trees to be planted on site. The motion carried by unanimous voice vote. No Public input.

18 **Botanical Gardens Liaison Committee Discussion & Nomination Vote**

Attachments: Botanical Gardens Liaison Committee Discussion & Nomination Vote

A motion was made by Ms. Robin Robinson, seconded by Mr. Neil S. Mellies II, that Sue Sullivan be appointed the Tree Commission Liaison to the Botanical Gardens Committee. The motion passed by an unanimous vote.

19 **City of Key West Palm Tree Purchases using Tree Funds - Discussion & Vote**

A motion was made by Ms. Sue Sullivan, seconded by Mr. Neil S. Mellies II, that the Action Items be Approved to purchase 5 Coconut Palms. The motion passed by an unanimous vote.

Administrative Hearing

20 **1100 20th Street / Alberto Develasco (Owner)**
Respondent: Giralda & Pascua Rivera
Improper and unauthorized trimming of a Mahogany tree

Attachments: 1100 20th Street - Administrative Hearing

A motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that within three (3) months, Mr. and Mrs. Rivera will hire an arborist to properly trim the tree. One year after the initial proper trim, Mr,. and Mrs. Rivera will again hire the arborist to revisit and retrim the tree. The motion passed by an unanimous vote.

21 **3743 Donald Avenue / Irina Mikheeva-Burr (Owner)**
Respondent: Fred Salinero
Unnauthorized cutting of roots of a Mahogany tree causing irreparable harm.

Attachments: 3743 Donald Avenue - Administrative Hearing

A motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, to require 14.5" of trees be planted on site, 8" of tree be planted at Cozumel park, and a fine of $500 be levied against Mr. Salinero. This passed by a 3-2 vote but was declined by the respondent.

A motion was made by Mr.. Neil Mellies II, seconded by Mr. Robert Bethel, to require 14.5" of trees be planted on site and 8" of tree be planted at Cozumel

Park. The respondent's representative accepted the agreement. The motion carried by the following vote:

No: 2 - Vice Chair Ducote, and Ms. Sullivan

Absent: 2 - Mr. Pichardo, and Chairman Jackson

Yes: 3 - Mr. Bethel, Mr. Mellies II, and Ms. Robinson

Excused: 0

Public Comments

Erin & Mark Mayer (528 Grinnell Street) had questions concerning Tree Commission proceedures as it relates to a tree to be removed at 920 Cornish Lane. Karen DeMaria and Ron Ramsingh explained the procedures and stated that the procedures were properly followed and a permit was issued.

Urban Forestry Program Manager Report

22 **June 2014 Tree Applications Monthly Report**

Attachments: June 2014 Tree Applications Monthly Report

Received and Filed

Assistant City Attorney Report

Comments from Commissioners

Adjournment