



City of Key West, FL

Old City Hall
510 Greene Street
Key West FL 33040

Action Minutes - Final - Final

Tree Commission

Tuesday, January 12, 2016

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 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

Pledge of Allegiance to the Flag

Roll Call

Absent 1 - Mr. Kapsch

Present 6 - Mr. Atwell, Ms. Bravo, Mr. Mellies II, Ms. Robinson, Ms. Sullivan, and Mr. Jackson

Approval of Agenda

Approval of Minutes

1 December 08, 2015 Minutes

Attachments: [December 08, 2015 TC Minutes.pdf](#)

A motion was made by Ms. Denise Bravo, seconded by Mr. Neil S. Mellies II, that the Minutes be Approved. The motion passed by an unanimous vote except for Tim Atwell who abstained since was not present at the December 08, 2015 meeting..

New Business

2 **617 Ashe Street/T15-7687/Don Desrosiers & Will Dewey**

Represented by: Carl Gilley

Removal: 1-Ylang Ylang tree

Attachments: [617 Ashe Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Sue Sullivan, seconded by Mr. Neil Mellies II, that the Action Item be Approved to remove 1-Ylang Ylang tree at 617 Ashe Street and replace with 6.5" caliper inches,

FL#1, native dicot, or fruit trees from the approved list, to be planted on site.
The motion carried by unanimous voice vote. No Public input.

3 614 Petronia Street/T15-7700/Joy & Leonard Davis

Represented by: A Caring Tree Company

Removal: 1-Egg Fruit and 1-Avocado

Attachments: [614 Petronia Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Robin Robinson, seconded by Mr. Tim Atwell, that the Action Item be Approved to remove 1-Egg Fruit and 1-Avocado at 614 Petronia Street and replace with 15.4" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

4 1513 Washington Street/T15-7701/Frank & Pamela Holden

Represented by: Jeff Stotts

Removal: 1-Woman's Tongue

Attachments: [1513 Washington Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Denise Bravo, seconded by Ms. Sue Sullivan, that the Action Item be Approved to remove 1-Woman's Tongue at 1513 Washington Street and replace with 1" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

5 5711 College Road/T15-7702/Florida Keys SPCA

Represented by: Carl Gilley

Final Landscape Plan with Tree Removal: 2-Washingtonian Palms

Attachments: [5711 College Road](#)

In accordance with Sec. 110-327, a Motion was made by Mr. Neil Mellies II, seconded by Ms. Denise Bravo, to approve the Final Landscape Plan with Tree Removal to include the removal of 2-Washingtonian Palms at 5711 College Road and replace with 2-native palms from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

6 912 Windsor Lane/T15-7712/Jeff Saxe & Lisa Bobo

Represented by: Kenneth King

Removal: 1-Spanish Lime

Attachments: [912 Windsor Lane](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Sue Sullivan, seconded by Mr. Tim Atwell, that the Action Item be Approved to remove 1-Spanish Lime at 912 Windsor Lane and replace with 11.4" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

7 2408 Linda Avenue/T15-7713/Kenneth & Julie Hunter

Represented by: Kenneth King

Removal: 1-Poinciana and 2-Green Buttonwood clumps

Attachments: [2408 Linda Avenue](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Denise Bravo, seconded by Mr. Neil Mellies II, that the Action Item be Approved to remove 1-Poinciana at 2408 Linda Avenue and replace with 6.7" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

8

1116 Packer Street/T15-7714/Drew Bierman & Margaret Lord

Represented by: Kenneth King

Removal: 1-Mango

Attachments: [1116 Packer Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Robin Robinson, seconded by Ms. Denise Bravo, that the Action Item be Approved to remove 1-Mango at 1116 Packer Street and replace with 8" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

9

2319 and 2401 N. Roosevelt Boulevard/T15-7717/Banana LLC & KW26LLC

Represented by: Clint Oster-General Landscaping Corp and Donna Bosold

Final Landscape Plan and Tree Removal: Final Landscape Design With Tree Removal: Remove 2-Sea Grape, 1-Green Buttonwood, 4-Strangler Fig, 1-Red Sandlewood, 1-Mango, 1-Jatropha, 33-Coconut Palms, 5-Alexander Palms, 10-Adonidia Palms, 2-McArthur Palms, 2-Foxtail Palms, 11-Washingtonian Palms, and 2-Queen Palms, and the transplantation of 2-Gumbo Limbo, 15-Coconut Palms, 2-Chinese Fan Palms, 10-Adonidia Palms, and 1-Sabal Palm

Attachments: [2319 and 2401 N Roosevelt Boulevard](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Robin Robinson, seconded by Ms. Sue Sullivan, to Approve the Final Landscape Design with Tree Removal to include the removal of 2-Sea Grape, 1-Green Buttonwood, 4-Strangler Fig, 1-Red Sandlewood, 1-Mango, 1-Jatropha, 33-Coconut Palms, 5-Alexander Palms, 10-Adonidia Palms, 2-McArthur Palms, 2-Foxtail Palms, 11-Washingtonian Palms, and 2-Queen Palms, and the transplantation of 2-Gumbo Limbo, 15-Coconut Palms, 2-Chinese Fan Palms, 10-Adonidia Palms, and 1-Sabal Palm at 2319 and 2401 N. Roosevelt Boulevard and replace with 119.8" caliper inches, FL#1, native dicot, or fruit trees and 65 native palms from the approved list, to be planted on site. The motion carried by unanimous voice vote. No Public input.

10

210-1 Southard Street/T15-7718/John & Cathleen Pagels

Removal: 1-Pongam Tree

Attachments: [210-1 Southard Street](#)

In accordance with Sec. 110-327, a Motion was made by Ms. Sue Sullivan, seconded by Ms. Robin Robinson, that the Action Item be Approved to removal of 1-Pongam Tree at 210-1 Southard Street and replace with 4" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted at the complex. The motion carried by unanimous voice vote. No Public input.

Administrative Hearing

11

1434 Virginia Street / Tom Timblin (Owner)

Respondents: Tom Timblin (Owner)

Alleged Violation:

Tree abuse - Improper and unauthorized trimming of 1-Mahogany and 2-Chinaberry trees

Tree abuse - Improper trimming of 1-Triangle Palm

Attachments: [1434 Virginia Street - Administrative Hearing](#)
 [1434 Virginia Street - Public Comments](#)

Mr. Tom Timblin introduced himself as the property owner.

When asked by the Tree Commission Chairman David Jackson, if he would like to enter into a Compliance Settlement Agreement with the Tree Commission, the property owner/respondent, Mr. Timblin stated he would like to enter into a Compliance Settlement Agreement with the Tree Commission. At the request of Chairman Jackson, Mr. Timblin explained to the Tree Commissioners what had taken place and that he had not understood that he needed permits for the work that had taken place. Mr. Timblin responded to the Tree Commissioners' questions.

Public Comments:

Sheila Tabone - 1438 Virginia Street
Submitted written and at the meeting.

In accordance with Sec. 110-291, a Motion was made by Ms. Robin Robinson, seconded by Ms. Sue Sullivan, that the owner respondent shall:

- 1) Pay a fine of \$250 for improper trimming of 1-Triangle Palm
- 2) Hire an arborist to inspect the Mahogany in one (1) year and provide a health report to the Urban Forestry Manager.
- 3) Have an arborist maintenance trim the Mahogany in the year.
- 4) Submit a tree application to remove the Chinaberry tree next to the property line and replace with 16.9" caliper inches, FL#1, native dicot, or fruit trees from the approved list, to be planted on site.
- 5) Pay a fine of \$250 each for improper trimming of the 1-Mahogany and 2 -Chinaberry trees.
- 6) The total fine to be \$1000.

When asked by the Tree Commission Chairman David Jackson, if he agreed with the terms as motioned, Mr. Timblin responded "yes".

The motion carried by unanimous voice vote,

Public Comments

Urban Forestry Program Manager's Report

12 December 2015 TC Monthly Report

Attachments: [December 2015 TC Monthly Report](#)

Received and Filed

13 2015 TC Yearly Report

Attachments: [2015 TC Yearly Report](#)

Received and Filed

Assistant City Attorney's Report

Comments from Commissioners

Adjournment

5:50 pm