



# City of Key West, FL

Old City Hall  
510 Greene Street  
Key West FL 33040

## Action Minutes - Final

### Tree Commission

---

Monday, November 14, 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

5:10 PM

#### Roll Call

**Absent** 2 - Mr. Kapsch, and Mr. Jackson

**Present** 5 - Ms. Bravo, Mr. Mellies II, Ludwig O'Leary, Ms. Robinson, and Ms. Sullivan

#### Pledge of Allegiance to the Flag

#### Approval of Agenda

#### Approval of Minutes

1 Minutes from October 11, 2016

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

#### New Business

2 317 Angela Street/File# T16-8142/Pallab Sengupta  
Represented by: Larrie Busloff-Leaping Lizard  
Requesting approval to remove (1) Royal Poinciana and (1) Spanish Lime tree.

A motion was made by Ms. Sue Sullivan, seconded by Mr. Neil S. Mellies II, that the Action Items be Postponed. The motion passed by an unanimous vote.

- 3** 818 Sawyers Lane/File# T16-8151/Robert Catilli  
Represented by: Tarzan Tree Care  
Requesting approval to remove (2) Gumbo Limbo and (1) Royal Poinciana tree.
- A motion was made by Ms. Sue Sullivan, seconded by Ms. Denise Bravo, that the Action Items be Postponed. The motion passed by an unanimous vote.**
- 4** 1701 Laird Street/File# T16-8154/Rene Lemieux  
Represented by: Carl Gilley Landscape Design  
Requesting approval to remove (4) Silver Buttonwood and (1) Strangler Fig tree.
- In accordance with Sec.110-327, the approval to remove (4) Silver Buttonwood trees and (1) Strangler Fig tree, to include the replacement of 17 caliper inches of approved dicot trees to be planted on site.*
- A motion was made by Ms. Sullivan, seconded by Ms. Bravo, that the Action Items be Approved. The motion carried by the following vote:**
- No:** 1 - Ms. Ludwig O'Leary
- Absent:** 2 - Mr. Kapsch, and Chairman Jackson
- Yes:** 4 - Ms. Bravo, Mr. Mellies II, Vice Chair Robinson, and Ms. Sullivan
- 5** 719 Whitehead Street/File# T16-8179/Margaret Carey  
Represented by: James P. Carey and Nick Downs-A Caring Tree Company  
Requesting approval to remove (1) Strangler Fig tree.
- In accordance with Sec.110-327, the approval to remove (1) Strangler Fig tree, to include the replacement of 39.7 caliper inches of approved dicot trees to be planted on site.*
- A motion was made by Ms. Bravo, seconded by Mr. Mellies II, that the Action Items be Approved. The motion carried by the following vote:**
- No:** 1 - Ms. Ludwig O'Leary
- Absent:** 2 - Mr. Kapsch, and Chairman Jackson
- Yes:** 4 - Ms. Bravo, Mr. Mellies II, Vice Chair Robinson, and Ms. Sullivan
- 6** 1402 Eliza Street/File# T16-8182/Daniel Hamilton  
Requesting approval to remove (1) Mahogany tree.
- In accordance with Sec.110-327, the approval to remove (1) Mahogany tree, to include the replacement of 13.1 caliper inches of approved dicot trees to be planted on site.*
- A motion was made by Ms. Denise Bravo, seconded by Mr. Neil S. Mellies II, that the Action Item be Approved. The motion passed by an unanimous vote.**

- 7                    421-423 Simonton Street/File# T16-8184/Simonton Partners LLC  
Represented by: Kenneth King  
Requesting approval to remove (1) Mango, (1) Avocado, (1) Sapodilla,  
and (1) Longan tree.  
*In accordance with Sec.110-327, the approval to remove (1) Mango, (1) Avocado (1) Sapodilla and (1) Longan tree to include the replacement of 10.5 caliper inches of approved dicot trees to be planted on site.*  
**A motion was made by Ms. Denise Bravo, seconded by Ms. Sue Sullivan, that the Action Items be Approved. The motion passed by an unanimous vote.**
- 8                    328 Peacon Lane/File# T16-8185/Gwen Esbensen  
Represented by: Kenneth King  
Requesting approval to remove (2) Royal Poinciana, (2) Orange  
Jasmine, (1) Seagrape, (1) African Tulip, and (1) Tropical Almond tree.  
*In accordance with Sec.110-327, the approval to remove (2) Royal Poinciana, (2) Orange Jasmine, (1) Seagrape, (1) African Tulip, and (1) Tropical Almond tree, to include the replacement of 54.1 caliper inches of approved dicot trees to be planted on site.*  
**A motion was made by Ms. Sullivan, seconded by Mr. Mellies II, that the Action Items be Approved. The motion carried by the following vote:**  
**No:** 1 - Ms. Ludwig O'Leary  
**Absent:** 2 - Mr. Kapsch, and Chairman Jackson  
**Yes:** 4 - Ms. Bravo, Mr. Mellies II, Vice Chair Robinson, and Ms. Sullivan
- 9                    1219 Margaret Street/File# T16-8186/Kathy McGivern  
Represented by: Rob Crider-Just Keys Trees  
Requesting removal of (1) Starburst tree.  
  
**A motion was made by Ms. Denise Bravo, seconded by Mr. Neil S. Mellies II, that the Action Items be Postponed. The motion passed by an unanimous vote.**
- 10                  Approval of 2017 Tree Commission meeting, application deadlines, and  
advertisement dates.  
**A motion was made by Ms. Denise Bravo, seconded by Mr. Neil S. Mellies II, that the Action Item be Approved. The motion passed by an unanimous vote.**
- 11                  Approval of Tree Purchase.  
  
**A motion was made by Mr. Neil S. Mellies II, seconded by Ms. Sue Sullivan, that the Action Items be Approved. The motion passed by an unanimous vote.**
- 12                  Review and Approval of Tree Replacement Lists.  
  
**A motion was made by Mr. Neil S. Mellies II, seconded by Ms. Sue Sullivan, that the Action Items be Approved. The motion passed by an unanimous vote.**

## Administrative Hearings

- 13**                    2411, 2413, 2415 Seidenberg Avenue/Helio Oropeza (owner)  
Respondent: Helio Oropeza and Charley Toppino & Sons  
Alleged Violation: Removal of (6) Silver Buttonwood trees and (1) Coconut Palm without benefit of a tree removal permits.
- Due to the lack of a representation by the owner and respondent; a motion was made by Ms. Sue Sullivan, seconded by Ms. Denise Bravo, that the Action Item be Postponed. The motion passed by an unanimous vote.**
- 14**                    610 Griffin Lane/Alan & Celeste Stell (Owners)  
Respondent: Gregory Slowiak  
Alleged Violation: Several trees on the property including (2) Wild Cinnamon trees were topped without benefit of a tree permit-improper trimming of protected trees, tree abuse.
- In accordance with Sec. 110-291, the respondent will pay a fine to the city of \$250.00. The property owner and/or respondent will hire a certified Arborist to review the condition of the (2) Wild Cinnamon trees once a year for two years in order to determine if any remedial trimming is needed.*
- A motion was made by Ms. Sue Sullivan, seconded by Mr. Neil S. Mellies II, action item be approved. The motion passed by an unanimous vote.**
- 15**                    1116 Packer Street/Drew Bierman (owner)  
Respondent: Drew Bierman  
Alleged Violation: A Spanish Stopper tree was transplanted, poor cuts were made to (2) regulated trees including a Spanish Lime tree, and a Coconut Palm and a Frangipani tree were removed without benefit of tree permits.
- In accordance with Sec. 110-291 the home owner will pay a \$250.00 fine to the city, plant 8 caliper inches of approved dicot trees, and (1) 8 -10 foot palm tree to be planted on site, and will hire a certified Arborist to review the condition of the the the Spanish Lime and Mango trees to determine if any remedial action is needed.*
- A motion was made by Ms. Sue Sullivan, seconded by Mr. Neil S. Mellies II, that the Action Items be Approved. The motion passed by an unanimous vote.**

## Public Comments

## Urban Forestry Manager's Report

October Monthly Tree Report

**Assistant City Attorney's Report**

**Commissioner's Comments**

**Adjournment**