

# THE CITY OF KEY WEST PLANNING BOARD Staff Report

**To:** Chair and Planning Board Members

From: Kevin Bond, AICP, LEED Green Associate, Planner II

**Through:** Donald Leland Craig, AICP, Planning Director

**Meeting Date:** May 15, 2014

Agenda Item: Variance – 1119 Olivia Street (RE # 00022290-000000, AK # 1023078)

Request for variances to minimum side setback and minimum rear setback in order to construct a new gable end roof structure over an existing deck and new small shed roof structures above existing doors on property located within the Historic High Density Residential (HHDR) Zoning District pursuant to Sections 90-395, 122-630(6)b. and 122-630(6)c. of the Land Development

Regulations of the Code of Ordinances of the City of Key West, Florida

**Request:** Variances to reduce the minimum side setback from five (5) feet to 2'-11"

and reduce the minimum rear setback from 20 feet to 13'-3".

**Applicant:** William Shepler, Architect

**Property Owner:** Lynn and Hope Hallum

**Location:** 1119 Olivia Street (RE # 00022290-000000, AK # 1023078)

**Zoning:** Historic High Density Residential (HHDR)



#### **Background:**

The property, which is located at the northern corner of Olivia and Ashe Streets, is comprised of a two-story, two-family residential dwelling with accessory structures and uses. The property is located within the Key West Historic District and the building is a contributing structure built circa 1906. The duplex consists of one unit downstairs and one unit upstairs. The Applicant proposes to add three new roof structures to the existing principal structure. One roof would be located over existing exterior steps on the Ashe Street side; the second roof would be located over existing exterior steps on the rear side near an existing driveway; and the third larger roof would be located over an existing wood deck on the interior side of the property. The property is nonconforming to the minimum lot size, width and depth. The existing duplex is nonconforming to the minimum front, side and rear setbacks. The proposed roof structures would increase the three-dimensional building envelope within the minimum setbacks, which would require a variance. The property is within the X FEMA flood zone. The following table summarizes the requested variances and site conditions.

Relevant HHDR Zoning District Dimensional Requirements: Code Section 122-630								
Dimensional Requirement	Required/ Allowed	Existing	Proposed	Change / Variance Required?				
Maximum density	22 dwelling units per acre	2 units	2 units	No change				
Maximum floor area ratio	1.00	None	None	No change				
Maximum height	30 feet	22'-6 ½" feet	22'-6 ½" feet	No change				
Maximum building coverage	50%	33%	39%	+6 / in compliance				
Maximum impervious surface	60%	51%	58%	+7 / in compliance				
Minimum lot size	4,000 SF	2,730 SF	2,730 SF	No change				
Minimum lot width	40 feet	35 feet	35 feet	No change				
Minimum lot depth	90 feet	78 feet	78 feet	No change				
Minimum front setback	10 feet	Less than 10 feet	Less than 10 feet	No change				
Minimum side setback	5 feet or 10% of lot width to max 15 feet	2'-11"	2'-11"	Variance required due to increase in 3D envelope				
Minimum rear setback	20 feet	15'-3" to existing roof	13'-3" to proposed roof	-2' / Variance required				
Minimum street side setback	5 feet	8'-4" to existing roof	6'-4" to proposed roof	-2' / in compliance				

#### **Process**:

Development Review Committee: March 27, 2014

Planning Board: May 15, 2014

#### **Analysis – Evaluation for Compliance With The Land Development Regulations:**

The standards for considering variances are set forth in Section 90-395(a) of the City of Key West (the "City") Land Development Regulations ("LDRs"). Before any variance may be granted, the Planning Board must find all of the following:

(1) Existence of special conditions or circumstances. That special conditions and circumstances exist which are peculiar to the land, structure or building involved and which are not applicable to other land, structures or buildings in the same zoning district.

The land, structures and buildings involved are located on the property within the HHDR Zoning District, and were developed prior to the adoption of the current land development regulations (LDRs). Thus, all the existing nonconformities were established prior to the current LDRs. However, many other land, structures and buildings within the HHDR Zoning District were also developed prior to the adoption of the current LDRs. Therefore, there are no special conditions or circumstances that exist peculiar to the land, structures or buildings involved.

(2) Conditions not created by applicant. That the special conditions and circumstances do not result from the action or negligence of the applicant.

The existing nonconformities were not created by the Applicant. However, the Applicant is proposing to add the new roof structures, which would thereby increase the nonconforming setbacks on the property. This is a circumstance resulting from the proposed action of the Applicant. Therefore, some of the conditions are created by the Applicant.

- (3) Special privileges not conferred. That granting the variance requested will not confer upon the applicant any special privileges denied by the land development regulations to other lands, buildings or structures in the same zoning district.
  - Granting the requested variance would confer special privileges upon the Applicant that are denied by the LDRs to other lands, buildings and structures in the HHDR Zoning District.
- (4) Hardship conditions exist. That literal interpretation of the provisions of the land development regulations would deprive the applicant of rights commonly enjoyed by other properties in this same zoning district under the terms of this ordinance and would work unnecessary and undue hardship on the applicant.

The Applicant currently enjoys the use of the property as a two-family residential dwelling with accessory uses and structures, which are common permitted uses within the HHDR Zoning District. The Applicant wishes to add new roof structures in order to cover existing exterior stairs and an existing wood deck, as has been similarly requested and approved at similar two-family residential dwellings in the same zoning district. However, denial of the requested variances would not deprive the Applicant of rights commonly enjoyed by other properties in the HHDR Zoning District.

(5) Only minimum variance granted. That the variance granted is the minimum variance that will make possible the reasonable use of the land, building, or structure.

The proposed development could be designed in a way so as to reduce or eliminate the requested variances. Furthermore, the Applicant currently has reasonable use of the land, building and structures prior to the proposed development.

(6) Not injurious to the public welfare. That the granting of the variance will be in harmony with the general intent and purpose of the land development regulations and that such variance will not be injurious to the area involved or otherwise detrimental to the public interest or welfare.

Due to not being in compliance with all of the standards for considering variances, the granting of the requested variances would be injurious to the area involved and otherwise detrimental to the public interest.

(7) Existing nonconforming uses of other property not the basis for approval. No nonconforming use of neighboring lands, structures, or buildings in the same district, and no permitted use of lands, structures or buildings in other districts shall be considered grounds for the issuance of a variance.

The Applicant has not used existing nonconforming uses of other property in the HHDR Zoning District or permitted uses of property in other zoning districts as the grounds for approval of the requested variances.

#### **Concurrency Facilities and Other Utilities or Service (Code Section 108-233):**

Based on comments received at the DRC, it does not appear that the requested variances would trigger any public facility capacity issues.

# Pursuant to Code Section 90-395(b), the Planning Board shall make factual findings regarding the following:

(1) That the standards established by Code Section 90-395 have been met by the applicant for a variance.

The standards for the granting of variances established by Code Section 90-395 have not all been met by the Applicant.

(2) That the applicant has demonstrated a "good neighbor policy" by contacting or attempting to contact all noticed property owners who have objected to the variance application, and by addressing the objections expressed by these neighbors.

As of the writing of this report, public notices were not yet required. Staff is not aware of any objections at this time.

#### **Recommendation:**

Based on the above analysis of the standards for considering variances established by the Comprehensive Plan and the Land Development Regulations, the Planning Department recommends the requested variances be **DENIED**.

However, if the Planning Board approves the requested variances, the Planning Department recommends the following conditions:

#### **General Conditions:**

1. The proposed development shall be consistent with the plans signed and sealed on May 2, 2014 by William B. Shepler, Registered Architect.

#### Conditions required to be completed prior to issuance of a building permit:

- 2. The owner shall obtain a Certificate of Appropriateness for the proposed development.
- 3. The owner shall obtain a Revocable License for the portion of the existing wood fence adjacent to the property located within City right-of-way. Alternatively, the owner shall obtain a building permit to remove or relocate the existing wood fence from the City right-of-way.

# **Draft Resolution**

#### PLANNING BOARD RESOLUTION NO. 2014-

A RESOLUTION OF THE CITY OF KEY WEST PLANNING BOARD GRANTING WITH CONDITIONS VARIANCES TO MINIMUM SIDE AND REAR SETBACKS ON PROPERTY LOCATED AT 1119 OLIVIA STREET (RE # 00022290-000000, AK # 1023078) IN THE HISTORIC HIGH DENSITY RESIDENTIAL (HHDR) ZONING DISTRICT PURSUANT TO SECTIONS 90-395, 122-630(6)B. AND 122-630(6)C. OF THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST, FLORIDA

**WHEREAS,** the applicant proposes to construct a new gable end roof structure over an existing wood deck and two new small shed rood structures over existing exterior stairs for the existing residential structure on property located at 1119 Olivia Street (RE#00022290-000000, AK # 1023078); and

**WHEREAS,** the existing structure is currently nonconforming to the minimum front, side and rear setbacks within the Historic High Density Residential (HHDR) Zoning District; and

**WHEREAS**, Section 122-630 of the Land Development Regulations (the "LDRs") of the Code of Ordinances (the "Code") of the City of Key West, Florida (the "City") provides that the minimum side yard setback is five (5) feet (or 10 percent of lot width to a maximum of 15 feet, whichever is greater) and the minimum rear yard setback is 20 feet; and

**WHEREAS,** the proposed side yard setback is 2'-11" and the proposed rear yard setback is 13'-3"; and

WHEREAS, the applicant requests a variance to the minimum side and rear setbacks; and WHEREAS, this matter came before the Planning Board at a duly noticed public hearing

Page 1 of 5 Resolution No. 2014-

Chairman
 Planning Director

on May 15, 2014; and

WHEREAS, the Planning Board finds that special conditions and circumstances exist which

are peculiar to the land, structure, or building involved and which are not applicable to other land,

structures or buildings in the same district; and

WHEREAS, the Planning Board finds that the special conditions do not result from the

action or negligence of the applicant; and

**WHEREAS**, the Planning Board finds that granting the variances requested will not confer

upon the applicant any special privileges denied by the land development regulations to other lands,

buildings or structures in the same zoning district; and

WHEREAS, the Planning Board finds that literal interpretation of the provisions of the land

development regulations would deprive the applicant of rights commonly enjoyed by other properties

in this same zoning district under the terms of this ordinance and would work unnecessary and undue

hardship on the applicant; and

**WHEREAS**, the Planning Board finds that the variances granted are the minimum variances

that will make possible the reasonable use of the land, building or structure; and

**WHEREAS**, the Planning Board finds that the granting of the variances will be in harmony

with the general intent and purpose of the land development regulations and that such variances will

not be injurious to the area involved or otherwise detrimental to the public interest or welfare; and

**WHEREAS**, the Planning Board finds that no nonconforming use of neighboring lands,

structures, or buildings in the same district, and no permitted use of lands, structures or buildings in

other districts are grounds for the issuance of the requested variances; and

Page 2 of 5 Resolution No. 2014-

		Chairman
	Plannir	ng Director

**WHEREAS**, the Planning Board finds that the applicant has demonstrated a "good neighbor policy" by contacting or attempting to contact all noticed property owners who have objected to the variance application, and by addressing the objections expressed by these neighbors.

**NOW, THEREFORE, BE IT RESOLVED** by the Planning Board of the City of Key West, Florida:

**Section 1**. That the above recitals are incorporated by reference as if fully set forth herein.

Section 2. An approval by Resolution of the Key West Planning Board for variances to allow the construction of a new gable end roof structure over an existing wood deck and two new small shed rood structures over existing exterior stairs for the existing residential structure per the attached plans signed and sealed on May 2, 2014 by William B. Shepler, Registered Architect, on property located at 1119 Olivia Street (RE # 00022290-000000, AK # 1023078) in the HHDR Zoning District pursuant to Sections 90-395, 122-630(6)b. and 122-630(6)c. of the City of Key West Land Development Regulations with the following conditions:

1. The proposed development shall be consistent with the plans signed and sealed on May 2, 2014 by William B. Shepler, Registered Architect.

#### Conditions required to be completed prior to issuance of a building permit:

- 2. The owner shall obtain a Certificate of Appropriateness for the proposed development.
- 3. The owner shall obtain a Revocable License for the portion of the existing wood fence adjacent to the property located within City right-of-way. Alternatively, the

Page 3 of 5 Resolution No. 2014-

Chairman
 Planning Director

owner shall obtain a building permit to remove or relocate the existing wood fence from the City right-of-way.

**Section 3.** It is a condition of these variances that full, complete and final application for

all conditions of this approval for any use and occupancy for which these variances are wholly or

partly necessary, shall be submitted in their entirety within two years after the date hereof; and

further, that no application shall be made after expiration of the two-year period without the

applicant obtaining an extension from the Planning Board and demonstrating that no change of

circumstances to the property or its underlying zoning has occurred.

**Section 4.** The failure to fully and completely apply the conditions of approval for

permits for use and occupancy pursuant to these variances in accordance with the terms of the

approval as described in Section 3 hereof, shall immediately operate to terminate these variances,

which variances shall be of no force or effect.

**Section 5.** These variances do not constitute a finding as to ownership or right to

possession of the property, and assumes, without finding, the correctness of applicant's assertion of

legal authority respecting the property.

**Section 6.** This Resolution shall go into effect immediately upon its passage and adoption

and authentication by the signatures of the presiding officer and the Clerk of the Commission.

**Section 7.** This Resolution is subject to appeal periods as provided by the City of Key

West Code of Ordinances (including the Land Development Regulations). After the City appeal

period has expired, this permit or development order will be rendered to the Florida Department of

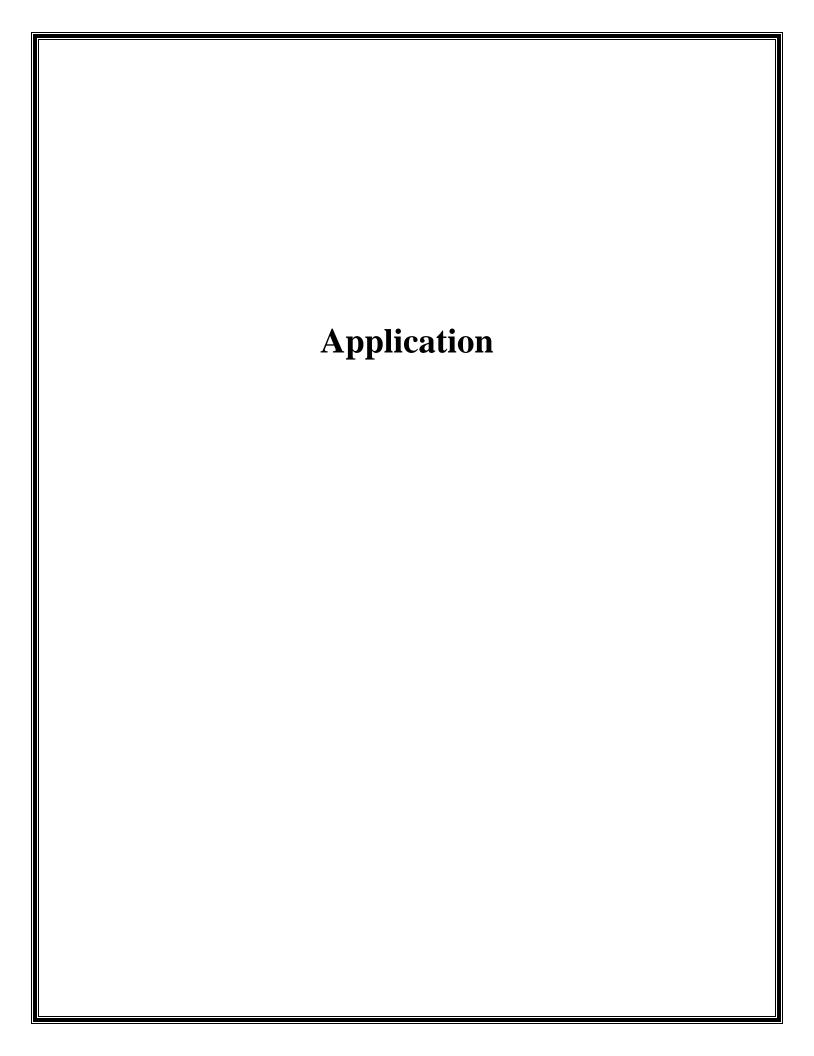
Economic Opportunity. Pursuant to Chapter 73C-44, F.A.C., this permit or development order is not

Page 4 of 5 Resolution No. 2014-

		Chairman
	Plannir	ng Director

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Chairman

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# Application Fee: \$1,150.00 / After-the-Fact: \$2,150.00 (includes \$100.00 advertising / noticing fee and \$50.00 fire review fee)

Please complete this application and attach all required documents. This will help staff process your request quickly and obtain necessary information without delay. If you have any questions, please call 305-809-3720.

	Real Estate (RE) #:	
Property located within the Historic District		
APPLICANT:   Owner	Authorized Representative	
Name: WILLIAM SHEPLER		
Mailing Address: 513 FLEMING	ST. , WILLIAMS SUITE 14	
City: KEY WEST	State: FL	Zip: 33040
Home/Mobile Phone: 305-890-6191	Office: 305-890-6191 Fax:	
Email: WILL @ W. SHEPLER. CO.	M	
Mailing Address: 1119 OLIVIA		
City: KEY WEST		
Home/Mobile Phone: 615-975-045		
Email:		
Description of Proposed Construction, Dev	velopment, and Use: NEW SHED	ROOF OVER
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Will any work be within the dripline (canopy) of any tree on or off the property? If yes, provide date of landscape approval, and attach a copy of such approval.	☐ Yes	No
Is this variance request for habitable space pursuant to Section 122-1078?	Yes	□ No

Please fill out the relevant Site Data in the table below. For Building Coverage, Impervious Surface, Open Space and F.A.R. provide square footages and percentages.

	Site	Data Table		
	Code Requirement	Existing	Proposed	Variance Reques
Zoning	HHDR			
Flood Zone				
Size of Site	2,7305.F.			
Height	30'	MA	NO CHANGE	MO
Front Setback	10'	MA	NO CHANGE	NO
Side Setback	5'	N/A	2'-11"	YES
Side Setback	H/A	MA	N/A	N/A
Street Side Setback	51	HA	6'-4"	NO
Rear Setback	20'	N/A	13'-3"	YES
F.A.R				
<b>Building Coverage</b>	50%	8955.F. (33%)	1,0735.5.(39%)	HO
Impervious Surface	60%		1,5735.F. (58%)	NO
Parking	N/A			
Handicap Parking	H/A			
Bicycle Parking	H/A			
Open Space/ Landscaping	N/A		11 549	
Number and type of units	N/A			
Consumption Area or Number of seats	H/A	(4)		4.

This application is reviewed pursuant to Section 90-391 through 90-397 of the City of Key West Land Development Regulations (LDRs). The City's LDRs can be found in the Code of Ordinances online at <a href="http://www.municode.com/Library/FL/Key\_West">http://www.municode.com/Library/FL/Key\_West</a> under Subpart B.

<sup>\*</sup>Please note, variances are reviewed as quasi-judicial hearings, and it is improper for the owner or applicant to speak to a Planning Board member or City Commissioner about the hearing.

#### Standards for Considering Variances

Before any variance may be granted, the Planning Board and/or Board of Adjustment must find all of the following requirements are met:

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6.	Not injurious to the public welfare. That granting of the variance(s) will be in harmony with the general
	intent and purpose of the land development regulations and that such variances will not be injurious to the
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7. Existing nonconforming uses of other property shall not be considered as the basis for approval. That no other nonconforming use of neighboring lands, structures, or buildings in the same district, and that no other permitted use of lands, structures or buildings in other districts shall be considered grounds for the issuance of a variance.

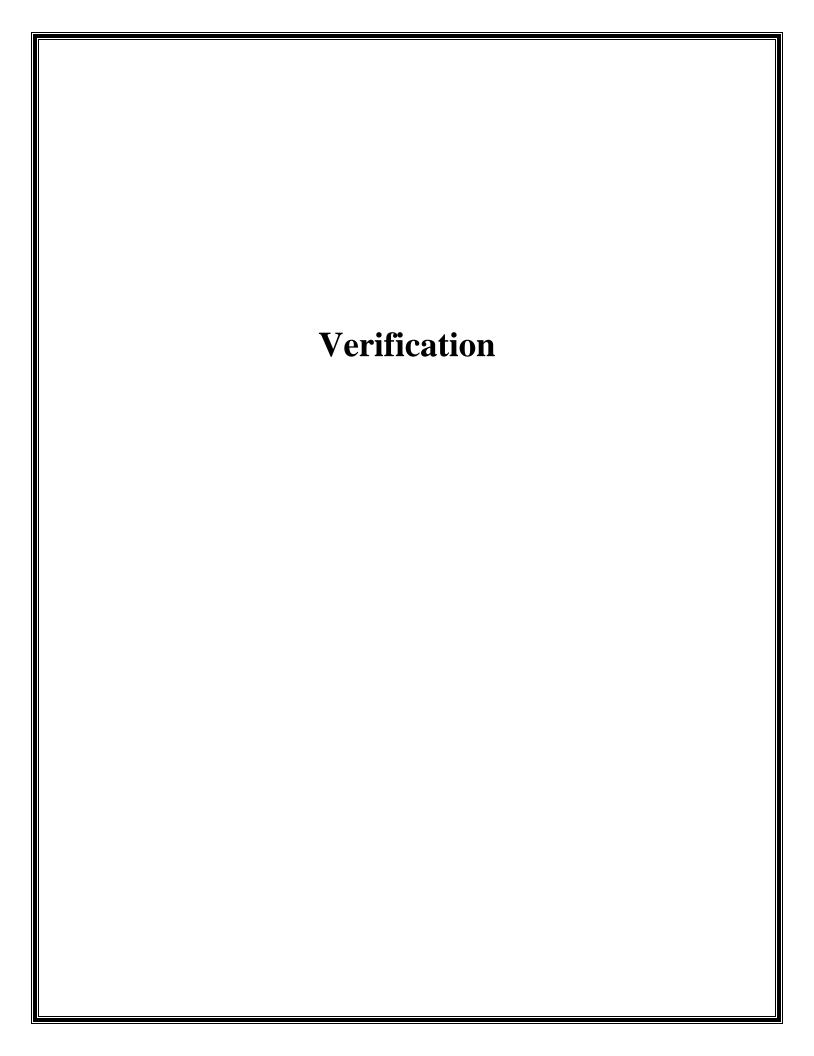
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#### The Planning Board and/or Board of Adjustment shall make factual findings regarding the following:

- That the standards established in Section 90-395 have been met by the applicant for a variance.
- That the applicant has demonstrated a "good neighbor policy" by contacting or attempting to contact all
  noticed property owners who have objected to the variance application, and by addressing the objections
  expressed by these neighbors. Please describe how you have addressed the "good neighbor policy."

REQUIRED SUBMITTALS: All of the following must be submitted in order to have a complete application. Please submit one paper copy and one electronic copy of all materials.

Correct application fee. Check may be payable to "City of Key West."
Notarized verification form signed by property owner or the authorized representative.
Notarized authorization form signed by property owner, if applicant is not the owner.
Copy of recorded warranty deed
Property record card
Signed and sealed survey
Site plan (plans MUST be signed and sealed by an Engineer or Architect)
Floor plans
Stormwater management plan



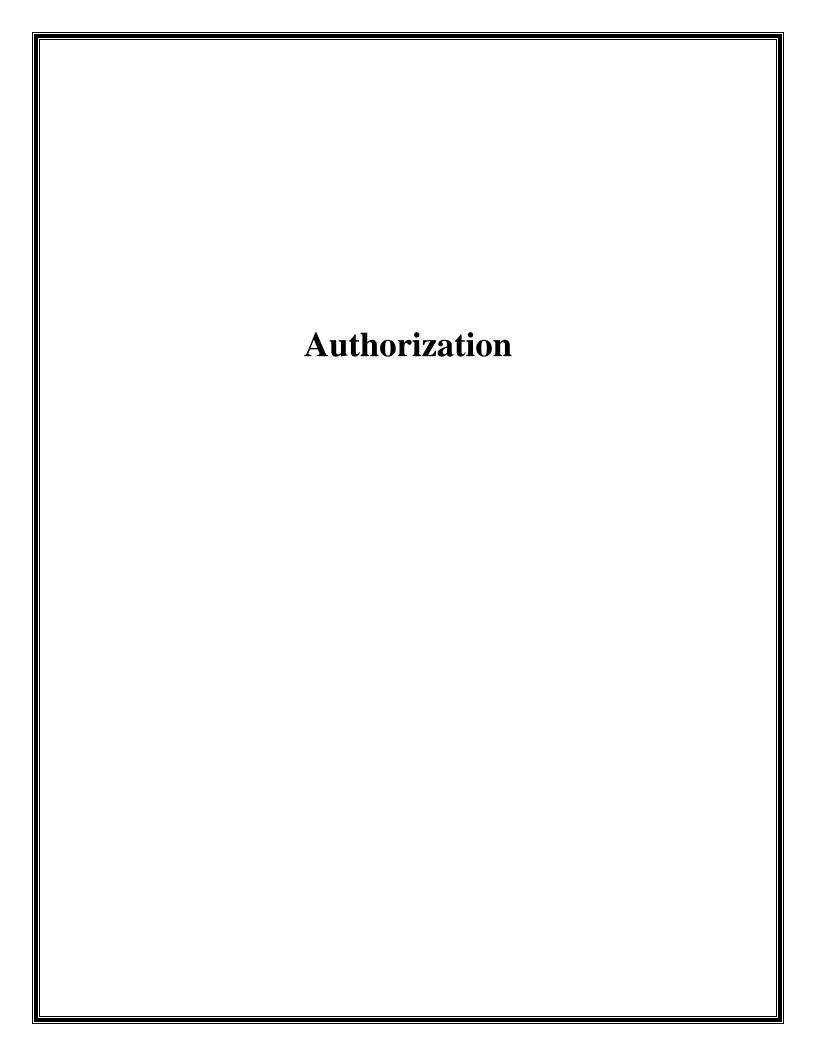
# **City of Key West Planning Department**



#### **Verification Form**

(Where Authorized Representative is an individual)

Representative of the Owner (as appears on the deed), for the following property identified as the subject matter of this application:
1119 OLIVIA ST., 1CEY WEST, PL 33040 Street address of subject property
All of the answers to the above questions, drawings, plans and any other attached data which make up the application, are true and correct to the best of my knowledge and belief. In the event the City or the Planning Department relies on any representation herein which proves to be untrue or incorrect, any action or approval based on said representation shall be subject to revocation.
Signature of Anthorized Representative
Subscribed and sworn to (or affirmed) before me on this $3/17/14$ by
William Shepler Name of Authorized Representative
He/She is personally known to me or has presented S146 92270045 as identification.
CARLENE SMITH Notary's Signature and Seal  Notary's Signature and Seal  CARLENE SMITH Notary Public - State of Florida My Comm. Expires Feb 22, 2017 Commission # EE 861013 Bonded Through National Material
Name of Acknowledger typed, printed or stamped  Name of Acknowledger typed, printed or stamped
Commission Number, if any

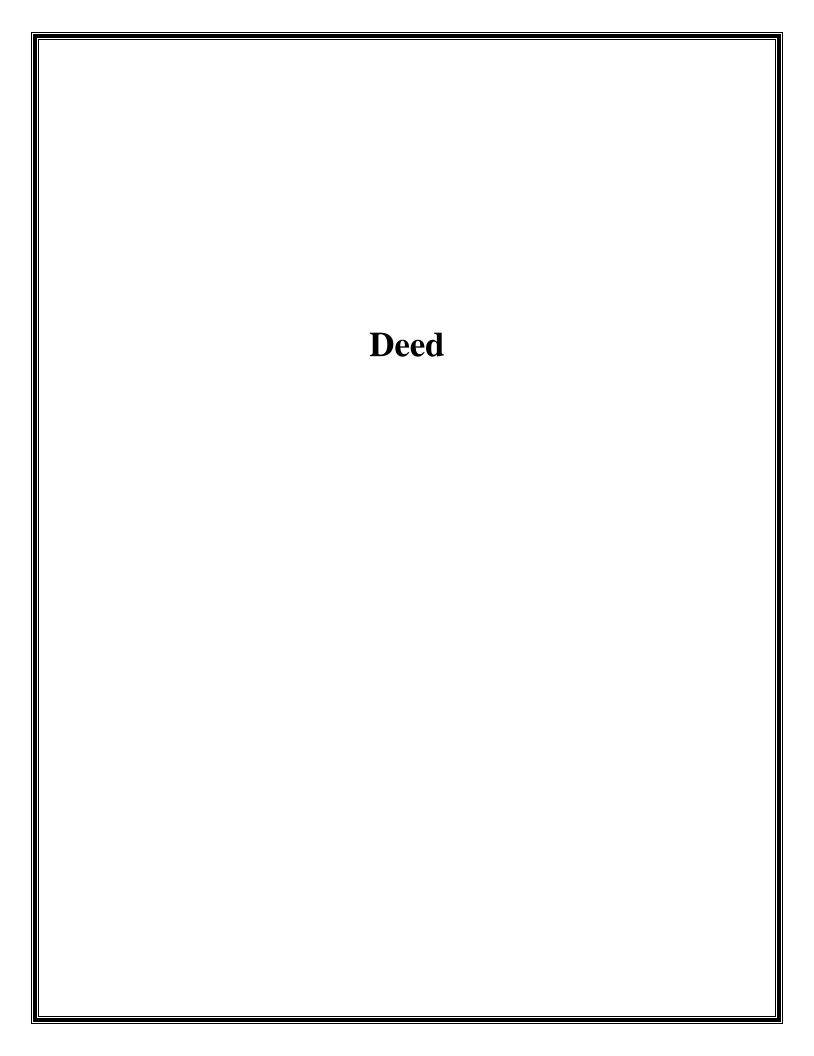


## City of Key West Planning Department



# Authorization Form (Individual Owner)

Please complete this form if someone other than the owner is representing the property owner in this matter.
I, What are Hally authorize  Please Print Name(s) of Owner(s) (as appears on the deed)
WILLIAM SHEPLER Please Print Name of Representative
to be the representative for this application and act on my/our behalf before the City of Key West.    Signature of Owner   Signature of Joint/Co-owner if applicable
Subscribed and sworn to (or affirmed) before me on this 2/10/2014 by
Name of Authorized Representative
He/She is personally known to me or has presented as identification.
Notary's Signature and Seal
E. MERCER  MY COMMISSION # EE028001  EXPIRES October 03, 2014
Name of Acknowledger typed, printed or stamped (107) 398-0153 Florida Notary Service.com
# LE02800)
Commission Number, if any



Doct 1692536 04/28/2008 1:37PM Filed & Recorded in Official Records of MONROE COUNTY DANNY L. KOLHAGE

Prepared by and return to: Erica N. Hughes-Sterling Attorney at Law Spottswood, Spottswood & Spottswood 500 Fleming Street Key West, FL 33040 305-294-9556 File Number: 08-104-EB

04/28/2008 1:37PM DEED DOC STAMP CL: RS

\$3,850,00

Doc# 1692536 Bk# 2358 Pg# 153

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#### **Warranty Deed**

This Warranty Deed made this 28th day of April, 2008 between JASON BARROSO ENTERPRISES, LLC, a Florida limited liability company whose post office address is 33 Coral Way, Key West, FL 33040, grantor, and LYNN HALLUM and HOPE HALLUM, husband and wife whose post office address is 195 Sturbridge Drive, Franklin, TN 37064, grantee:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable considerations to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said grantee, and grantee's heirs and assigns forever, the following described land, situate, lying and being in Monroe County, Florida to-wit:

ON THE ISLAND OF KEY WEST, COUNTY OF MONROE, STATE OF FLORIDA, AND BEING PART OF TRACT 6, ACCORDING TO WILLIAM A. WHITEHEAD'S MAP DELINEATED IN FEBRUARY, A.D. 1829, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE CORNER OF THE INTERSECTION OF ASHE AND OLIVIA STREETS AND RUNNING THENCE ALONG THE NORTHWESTERLY SIDE OF OLIVIA STREET IN A NORTHEASTERLY DIRECTION 35 FEET; THENCE AT RIGHT ANGLES IN A NORTHWESTERLY DIRECTION 78 FEET; THENCE AT RIGHT ANGLES IN A SOUTHWESTERLY DIRECTION 35 FEET TO ASHE STREET; THENCE AT RIGHT ANGLES IN A SOUTHEASTERLY DIRECTION ALONG ASHE STREET 78 FEET TO THE POINT OR PLACE OF BEGINNING AT HE CORNER OF THE INTERSECTION OF ASHE STREET AND OLIVIA STREET.

Parcel Identification Number: 00022290-000000

Subject to conditions, limitations, restrictions and easements of record and taxes for the year 2008 and subsequent years.

The property herein conveyed does NOT constitute the Homestead property of the Grantor, as defined under the Florida Constitution.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2007.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence:

JASON BARROSO ENTERPRISES, LLC, a Florida limited liability company

Jasen L. Barroso, Managing Member

Witness Name: MARY E. JURSO

Doc# 1692536 Bk# 2358 Pg# 154

State of Florida County of Monroe

of JASON BARI	trument was acknowledged before me this ROSO ENTERPRISES, LLC, a Florida or [X] has produced a driver's license as id	limited liability complentification.	pany, on behalf of said firm. He [_] is
[Notary Seal]	The second secon	Motary Public  Printed Name:  My Commission Ex	MARY E. TURSO

MONROE COUNTY OFFICIAL RECORDS



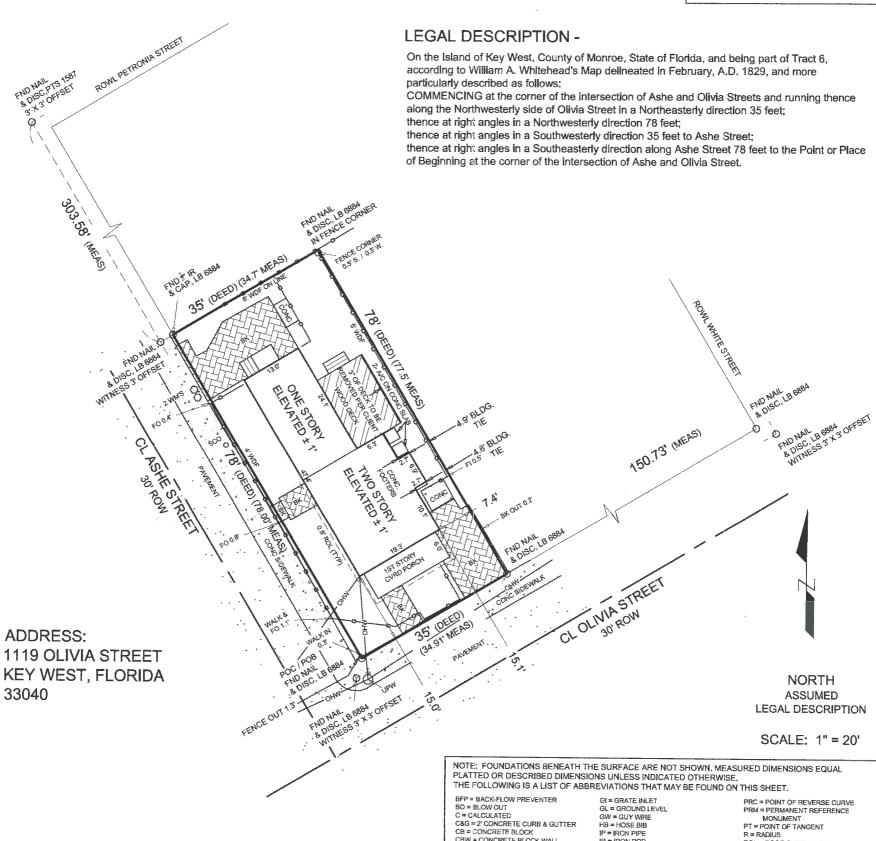
MAP OF BOUNDARY SURVEY PART OF TRACT 6 WILLIAM A. WHITEHEAD'S MAP ON THE ISLAND OF KEY WEST

**BEARING BASE:** DERIVED FROM LEGAL DESCRIPTION

ALL ANGLES DEPICTED **ARE 90 DEGREES UNLESS** OTHERWISE INDICATED



**LOCATION MAP - NTS** 



REVISION 03/28/14 - UPDATE

CERTIFIED TO -

LYNN HALLUM and HOPE HALLUM

NOTE; THIS SURVEY WAS PERFORMED FOR THE SOLE AND EXCLUSIVE BENEFIT OF THE PARTIES LISTED HEREIN AND SHALL NOT BE RELIED UPON BY ANY OTHER ENTITY OR INDIVIDUAL WHOMSOEVER. LIKEWISE, ANY REUSE OF THIS SURVEY FOR ANY PURPOSE OTHER THAN WHICH WAS ORIGINALLY INTENDED, WITHOUT THE WRITTEN PERMISSION OF THE UNDERSIGNED SURVEYOR & MAPPER, WILL BE DONE SO AT THE RISK OF THE REUSING PARTY AND WITHOUT ANY LIABILITY TO THE UNDERSIGNED SURVEYOR & MAPPER.

BFP = BACK-FLOW PREVENTER
BO = BLOW OUT
C = CALCULATED
C&G = 2' CONCRETE CURB & GUTTER
CB = CONCRETE BLOCK
CBW = CONCRETE BLOCK WALL
CBW = CONCRETE BLOCK RETAINING
WALL
CI = CURB INLET
CL = CENTERLINE
CL = CENTERLINE
CL = CENTERLINE
CONCRETE MONUMENT
CONCRETE MONUMENT
CONC = CONCRETE
CONCRETE SLAB
CYRD = COVERED
D = DEED
DELTA = DELTA ANGLE
DEASE = DRAINAGE BASEMENT
DMH = DRAINAGE MANHOLE
EB = ELECTRIC BOX
SI = CONCRETE
SLAB
CYRD = CONCRETE
CONCRETE SLAB
CYRD = COVERED
D = DEED
DELTA = DELTA ANGLE
DEASE = DRAINAGE BASEMENT
DMH = DRAINAGE MANHOLE
EB = ELECTRIC BOX
SL = ELECTRIC BOX

EB = ELECTRIC BOX EL = ELEVATION ELEV = ELEVATED EM = ELECTRIC METER ENCL = ENCLOSURE FFE = FINISHED FLOOR ELEVATION FH = FIRE HYDRANT

FI = FENCE INSIDE FO = FENCE OUTSIDE FOL = FENCE ON LINE GB = GRADE BREAK

R = RADIUS IR = IRON ROD

L = ARC LENGTH LE = LOWER ENCLOSURE LP = LIGHT POLE MB = MAILBOX MTLF = METAL FENCE NAVD = NORTH AMERICAN VERTICAL DATUM (1988)

NGVD = NATIONAL GEODETIC VERTICAL DATUM (1929) NTS = NOT TO SCALE OHW = OVERHEAD WIRES P = PLAT P&M = PLAT & MEASURED PC = POINT OF CURVE
PCC = POINT OF COMPOUND CURVE
PCP = PERMANENT CONTROL POINT PI = POINT OF INTERSECTION PK = PARKER KALON NAIL PM = PARKING METER

POB = POINT OF BEGINNING POC = POINT OF COMMENCEMENT

PT = POINT OF TANGENT R = RADIUS

ROL = ROOF OVERHANG LINE

ROWL = RIGHT OF WAY LINE

R/W = RIGHT OF WAY

SCO = SANITARY CLEAN-OUT

SMH = SANITARY MANHOLE

SPV = SPRINKLER CONTROL VALVE SV = SEWER VALVE
TB = TELEPHONE BOX
TBM = TRIDAL BENCHMARK
TM = TELEPHONE MANHOLE
TOB = TOP OF BANK
TOS = TOP OF BANK
TOS = TOP OF SLOPE
TS = TRAFFIC SIGN
TYP = TYPICAL
UEASE = UTILITY EASEMENT
UPC = CONCRETE UTILITY POLE
UPM = METAL UTILITY POLE
UPW = WOOD UTILITY POLE
UPW = WOOD UTILITY POLE
VB = VIDEO BOX
WD = WOOD DECK
WDF = WOOD FENCE
WL = WOOD LANDING
WM = WATER METER
WRACK LINE = LINE OF DEBRIS
ON SHORE
WV = WATER VALVE

LEGAL DESCRIPTIONS HAVE BEEN FURNISHED BY THE CLIENT OR HIS/HER REPRESENTATIVE. PUBLIC RECORDS HAVE NOT BEEN RESEARCHED BY THE SURVEYOR TO DETERMINE THE ACCURACY OF THESE DESCRIPTIONS NOR HAVE ADJOINING PROPERTIES BEEN RESEARCHED TO DETERMINE OVERLAPS OR HIATUS. THIS SURVEY DOES NOT PURPORT TO SHOW OWNERSHIP OF WALLS OR FENCES ALONG PROPERTY LINES. ADDITIONS OR DELETIONS TO THIS SURVEY MAP BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES

SCALE:	1"=20'			
FIELD WORK DATE	04/25/08			
REVISION DATE	03/28/14			
SHEET 1	OF 1			
DRAWN BY:	GF			
CHECKED BY:	RR			
INVOICE #:	14032704			

I HEREBY CERTIFY THAT THIS SURVEY WAS MADE UNDER MY RESPONSIBLE CHARGE AND MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD O PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES. THIS SURVEY, WHEN SCHEDULE B HAS BEEN PROVIDED MEETS THE PROVISIONS OF FLORIDA ENDORSEMENT FORM 9, SUBPARAGRAPH 1(B) 1(SETBACKS), 1(B)3(ENCROACHMENTS), & 1(B)4(EASEMENTS), SCHEDULE "B" HAS NOT BEEN PROVIDED.

ROBERT E. REECE, PSM #5632, PROFESSIONAL SURVEYOR AND MAPPER

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA SURVEYOR AND MAPPER



# REECE & WHITE LAND SURVEYING, INC.

PROFESSIONAL SURVEYOR AND MAPPER, LB 7846

127 INDUSTRIAL ROAD, BIG PINE KEY, FL 33043 OFFICE (305) 872 - 1348 FAX (305) 872 - 5622



# SITE CALCULATIONS - HhDR ZONING DISTRICT

	ALLOWED	EXISTING	PROPOSED	COMPLIANCE
HEIGHT	30'	N/A	No Change	N/A
BUILDING COVERAGE	50%	895 s.f. (33%)	1,073 s.f. (39%)	Yes
IMPERVIOUS SURFACE RATIO	60%	1,395 s.f. (51%)	1,573 s.f. (58%)	Yes
LOT SIZE	Min. 4,000 s.f.	2,730 s.f.	N/A	N/A
LOT WIDTH	Min. 40'	27 '	N/A	N/A
LOT DEPTH	Min. 90'	98'	N/A	N/A
FRONT SETBACK	Min. 10'	N/A	No Change	N/A
SIDE SETBACK (EAST)	Min. 5'	N/A	2'-11"	No
STREET SIDE SETBACK (WEST)	Min. 5'	N/A	6'-4"	Yes
REAR SETBACK	Min. 20'	N/A	13'-3"	No

## DRAINAGE CALCS

REQUIRED INFORMATION: TOTAL LOT AREA =

INCREASED IMPERVIOUS AREA=

178 S.F.

.065% % IMPERVIOUS = 178 / 2730 =

SWALE VOLUME REQUIRED:

FOR A HOME WITH 40% OR GREATER IMPERVIOUS COVERAGE LOT AREA \* 0.104 \* % IMPERVIOUS = SWALE VOLUME

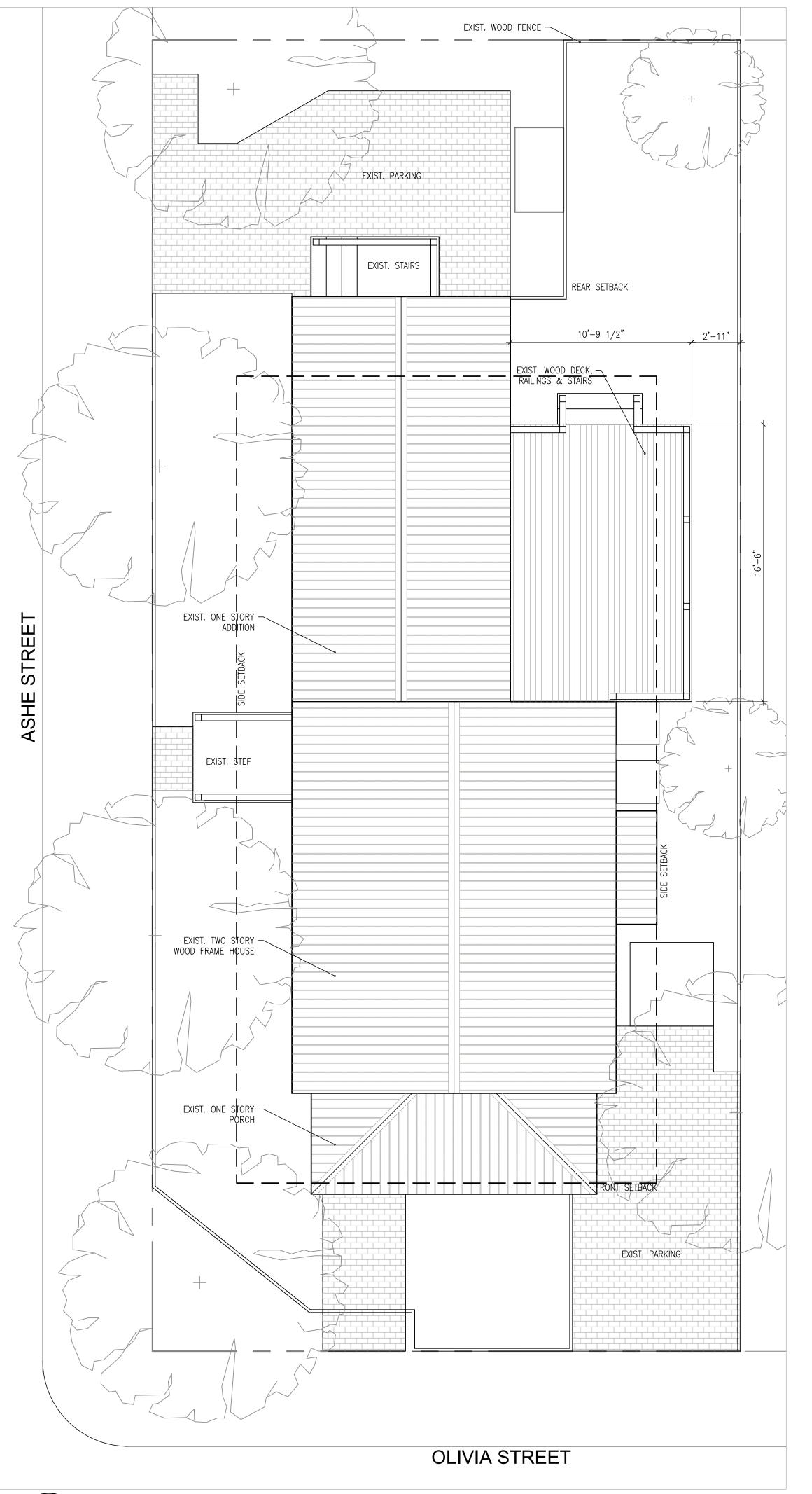
2730 \* 0.104 \* .065 = 18.5 C.F.

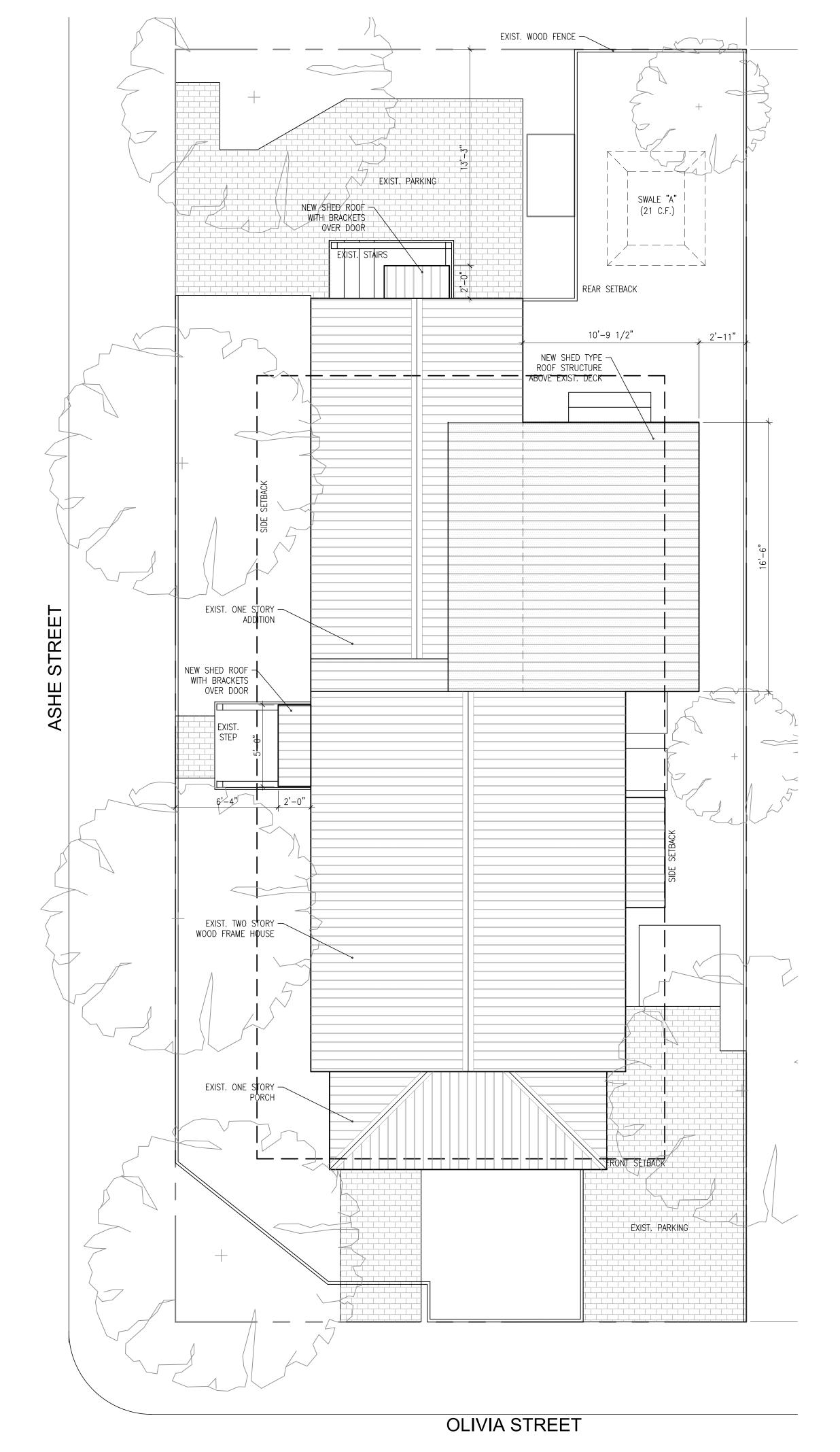
SWALE PROVIDED: SWALE A = (6' X 7' X 0.5')=

21 C.F.

2,730 S.F.

SWALE SIZE IS APPROX. 6% LARGER TO ALLOW FOR LANDSCAPING





**EXISTING SITE PLAN** SCALE: 1/4"=1'-0"

PROPOSED SITE PLAN SCALE: 1/4"=1'-0"

Date: - FEBRUARY 14, 2014

SCALE: 1/4" = 1'-0"

Sheet Number:

Drawing Size | Project #: 13032

EXISTING &

PROPOSED

SITE PLANS

william shepler

Tel: 305-890-6191

Consultants:

Submissions / Revisions: PLANNING SUBMISSION - 2014.3.3 REV. 1 -CALCS- 2014.3.25 REV. 2 -ROOF-ELEVS.- 2014.4.30

DECK

SIDE

**NEW ROOF** 

STREET

OLIVIA KEY WEST, FL

Email: info@wshepler.com

513 Fleming St, Suite 14 Key West, FL 33040





**EXISTING FRONT ELEVATION** 

SCALE: 1/4"=1'-0"





SCALE: 1/4"=1'-0"





SCALE: 1/4"=1'-0"

william shepler

Tel: 305-890-6191

513 Fleming St, Suite 14 Key West, FL 33040

Consultants:

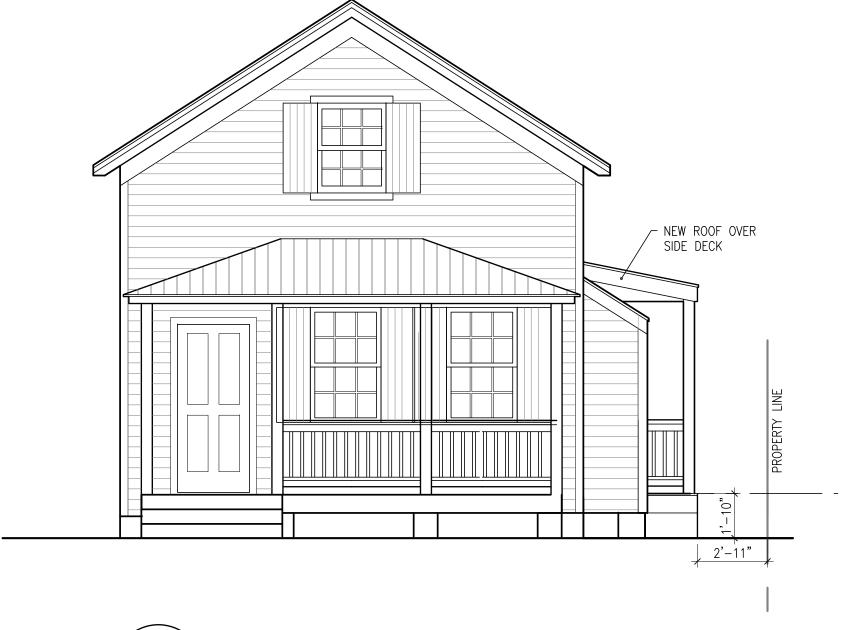
Submissions / Revisions: PLANNING SUBMISSION - 2014.3.3 REV. 1 -CALCS- 2014.3.25 REV. 2 -ROOF-ELEVS.- 2014.4.30

DECK STREE SIDE **NEW ROOF** 1119

Drawing Size | Project #: 24x36 | 13032

**EXISTING ELEVATIONS** 





PROPOSED STREET SIDE ELEVATION SCALE: 1/4"=1'-0"

PRPOSED FRONT ELEVATION SCALE: 1/4"=1'-0"









SCALE: 1/4"=1'-0"

william shepler

Tel: 305-890-6191 Email: info@wshepler.com

513 Fleming St, Suite 14 Key West, FL 33040

Consultants:

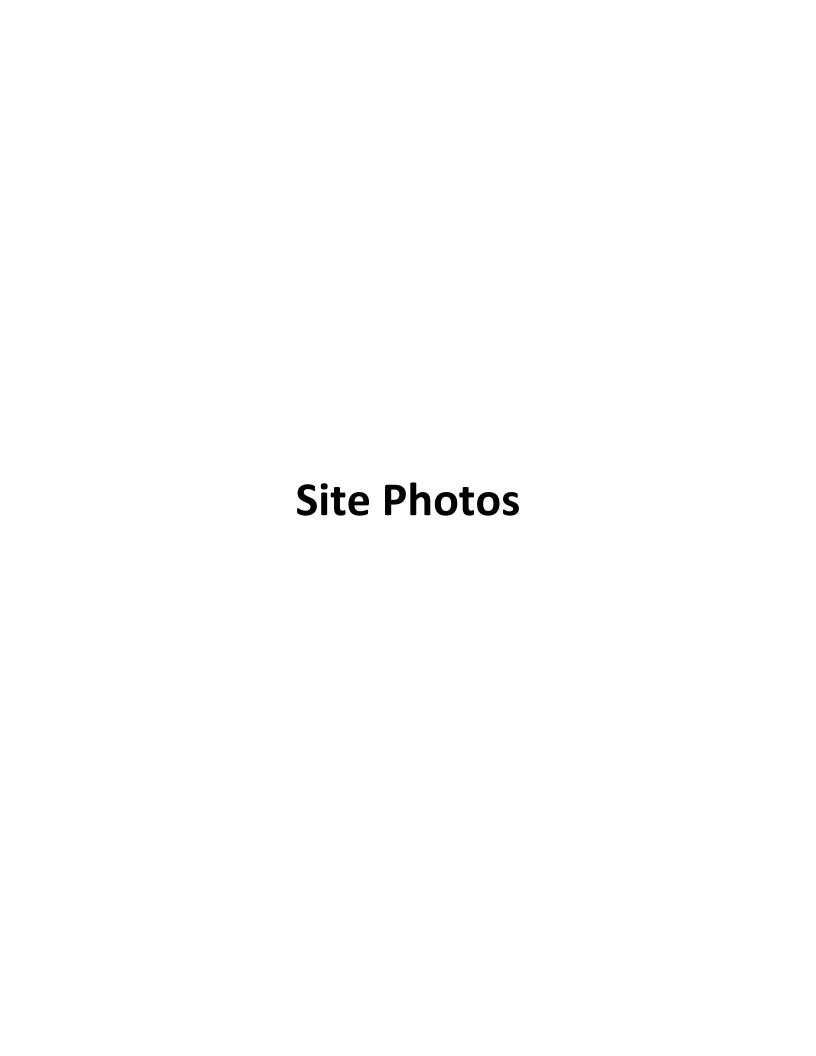
Submissions / Revisions: PLANNING SUBMISSION - 2014.3.3 REV. 1 -CALCS- 2014.3.25 REV. 2 -ROOF-ELEVS.- 2014.4.30

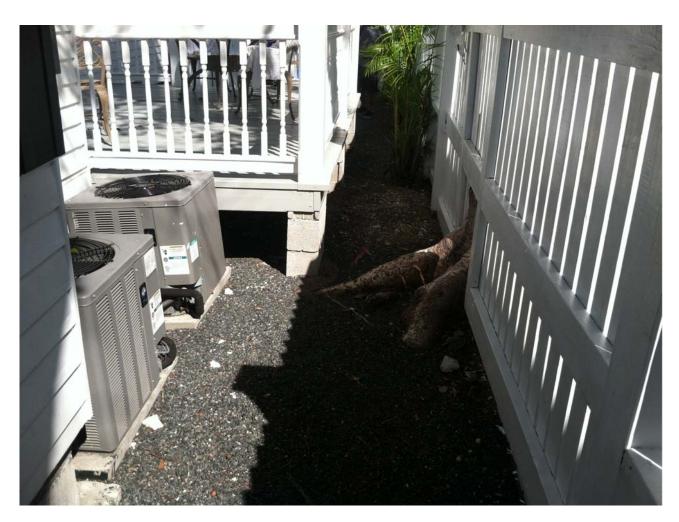
DECK SIDE **NEW ROOF** 0 

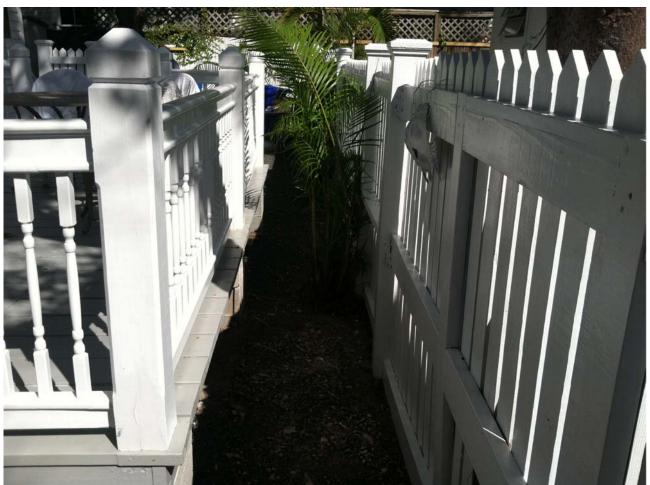
Drawing Size | Project #: 13032

PROPOSED **ELEVATIONS** 

SCALE: 1/4" = 1'-0"

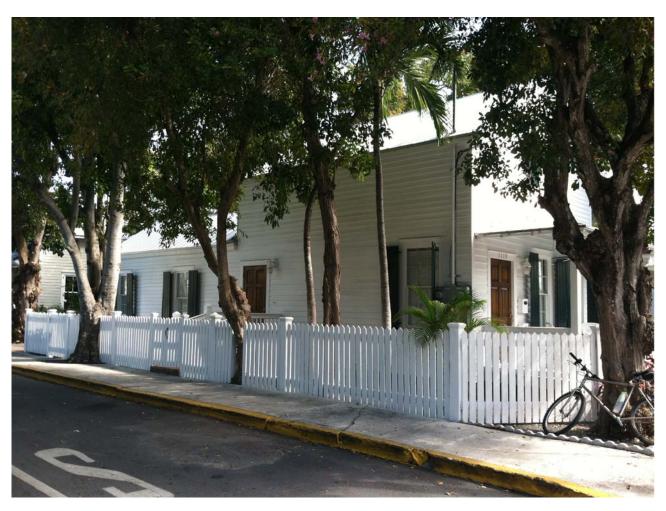






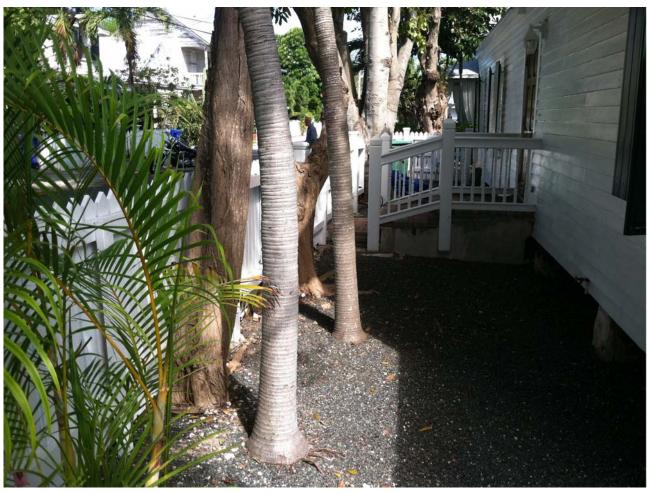


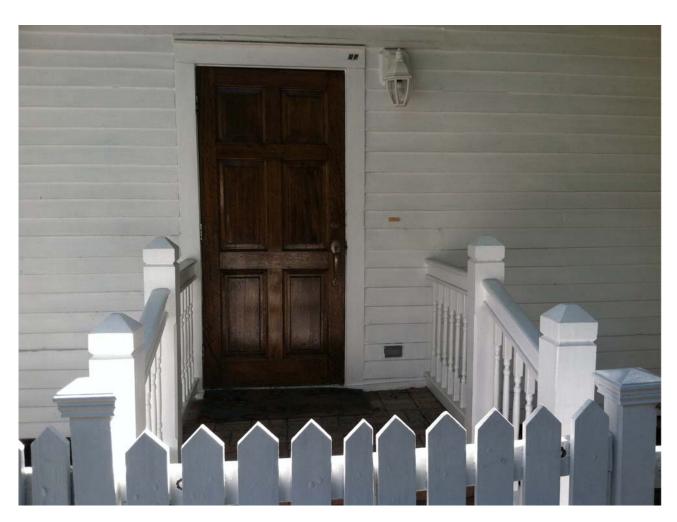


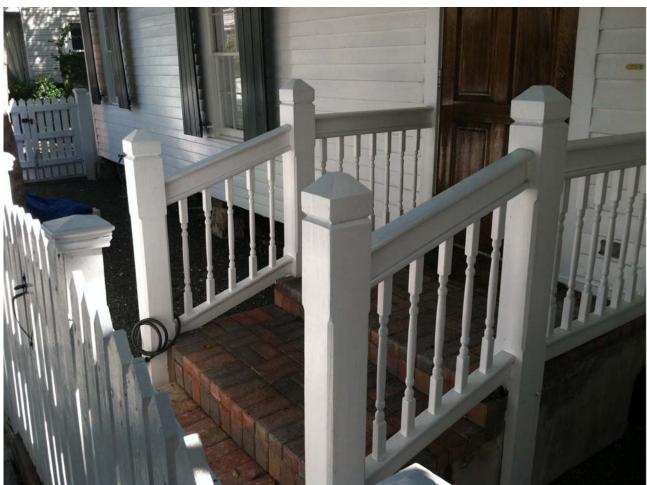












# Minutes of the Development Review Committee March 27, 2014 DRAFT

#### POLICE DEPARTMENT:

No comments.

#### **HARC PLANNER:**

Ms. Torregrosa stated she had no concerns regarding HARC.

#### PLANNING DIRECTOR:

Mr. Craig stated that the site plan has to have a dimension added regarding the air conditioners to be within the 5' setbacks.

#### **ENGINEERING:**

No comments.

#### FIRE DEPARTMENT:

Mr. Barroso requests a meeting with the applicant to review the site plans and setback variances. At this time there are life safety concerns that will need to be worked thru. There will be additional comments once this information has been received and will need to be done prior to administrative approval.

12. Variance – 1119 Olivia Street (RE # 00022290-000000; AK # 1023078) – A request for administrative variances to minimum side setback, minimum street side setback and minimum rear setback in order to construct a new gable end roof structure over an existing deck and new small shed roof structures above existing doors on property located within the Historic High Density Residential (HHDR) Zoning District pursuant to Sections 90-398, 122-630(6)b., 122-630(6)c. and 122-630(6)d. of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida.

Mr. Bond gave members an overview of the variance request.

The applicant, Mr. William Shepler gave members an overview of the variance request.

#### **DRC Member Comments:**

#### ART IN PUBLIC PLACES:

No comments.

#### **URBAN FORESTRY MANAGER:**

No comments.

#### **POLICE DEPARTMENT:**

No comments.

#### **HARC PLANNER:**

Ms. Torregrosa stated the survey does not show existing conditions. The survey shows that the fence on Ashe Street is located on City property.

# Minutes of the Development Review Committee March 27, 2014 DRAFT

#### PLANNING DIRECTOR:

Mr. Craig stated the survey is 6 years old, therefore not valid. A new survey is needed to be able to assess the variance and the fence.

#### **ENGINEERING:**

No comments.

#### FIRE DEPARTMENT:

Mr. Barroso requests a meeting with the applicant to review the site plans and setback variances. At this time there are life safety concerns that will need to be worked thru. There will be additional comments once this information has been received and will need to be done prior to administrative approval.

13. Administrative Variance – 527 Margaret Street (RE # 00008020-000300; AK # 8743611) – A request for administrative variance to the minimum rear setback in order to remove and replace a portion of an existing single-family residence on property located within the Historic High Density Residential (HHDR) Zoning District pursuant to Sections 90-398 and 122-630(6)c. of the Land Development Regulations of the Code of Ordinances of the City of Key West, Florida.

Mr. Bond gave members an overview of the variance request.

The applicant, Mr. William Shepler gave members an overview of the variance request.

#### **DRC Member Comments:**

#### **ART IN PUBLIC PLACES:**

No comments.

#### **URBAN FORESTRY MANAGER:**

No comments.

#### **POLICE DEPARTMENT:**

No comments.

#### **HARC PLANNER:**

Ms. Torregrosa stated she would rather meet with the applicant to try to understand the project.

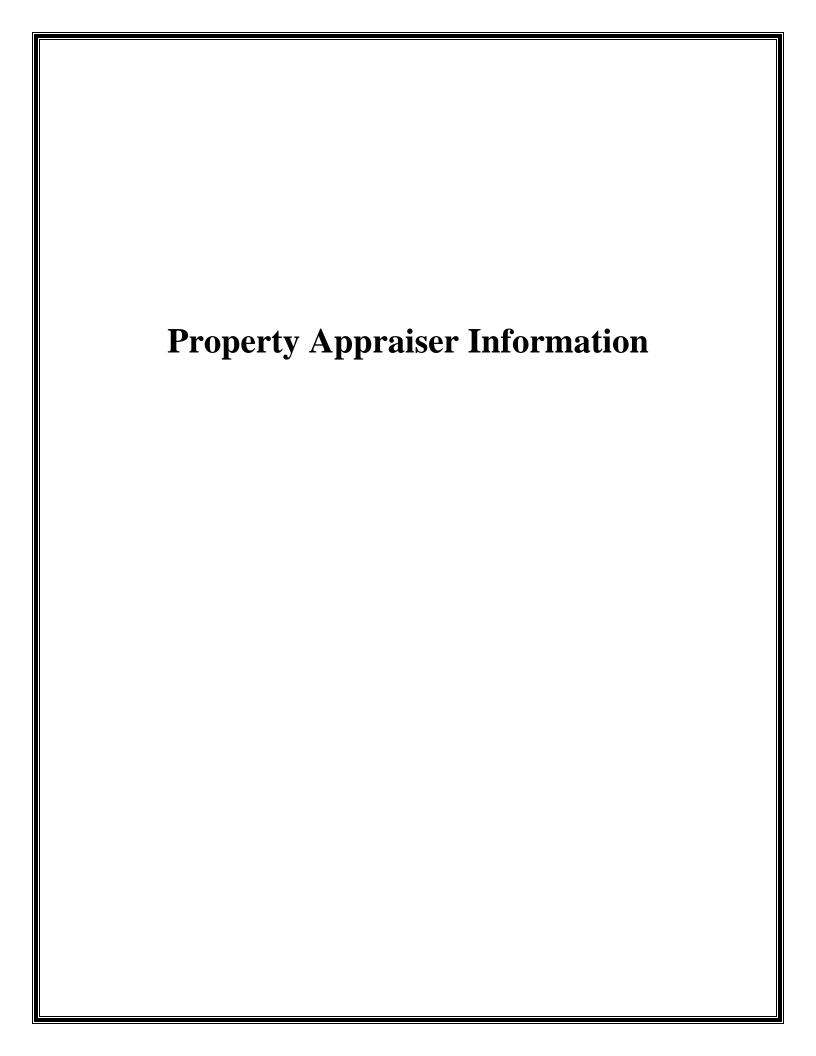
#### PLANNING DIRECTOR:

Mr. Craig stated the survey is very old, therefore not valid. A new survey is needed to be able to assess the variance. Mr. Craig stated that onsite photos would be helpful to be in the packet prior to Planning Board.

#### **ENGINEERING:**

No comments.

#### FIRE DEPARTMENT:





Key West (305) 292-3420 Marathon (305) 289-2550 Plantation Key (305) 852-7130

## **Property Record Card -**

Website tested on IE8, IE9, & Firefox. Requires Adobe Flash 10.3 or higher

Maps are now launching the new map application version.

Alternate Key: 1023078 Parcel ID: 00022290-000000

#### **Ownership Details**

Mailing Address:

HALLUM LYNN AND HOPE 195 STURBRIDGE DR FRANKLIN, TN 37064-3294

#### **Property Details**

PC Code: 08 - MULTI FAMILY LESS THAN 10UNITS

Millage Group: 10KW
Affordable Housing: No
Section-TownshipRange: 05-68-25

Property Location: 1119 OLIVIA ST KEY WEST

Legal Description: KW PT LOT 2 SQR 4 TR 6 OR565-774 PROBATE DOCKET #82-231-CP-12 OR859-2403/2404 WILL OR868-1038/1040P/R

OR1436-1584/85R/S OR2099-396/97 OR2358-153/54

# Click Map Image to open interactive viewer

#### **Land Details**

Land Use Code	Frontage	Depth	Land Area

010D - RESIDENTIAL DRY 35 78 2,730.00 SF

#### **Building Summary**

Number of Buildings: 1 Number of Commercial Buildings: 0 Total Living Area: 1207

Year Built: 1934

### **Building 1 Details**

Building Type R2 Condition G Quality Grade 550

Effective Age 8 Perimeter 222 Depreciation % 6

Year Built 1934 Special Arch 0 Grnd Floor Area 1,207

Functional Obs 0 Economic Obs 0

**Inclusions:** R2 includes 2 3-fixture baths and 2 kitchens.

Roof Type GABLE/HIP Roof Cover METAL Foundation WD CONC PADS
Heat 1 NONE Heat 2 NONE Bedrooms 3

Heat 1 NONE Heat 2 NONE Bedrooms 3
Heat Src 1 NONE Heat Src 2 NONE

**Extra Features:** 

 2 Fix Bath
 1
 Vacuum
 0

 3 Fix Bath
 0
 Garbage Disposal
 0

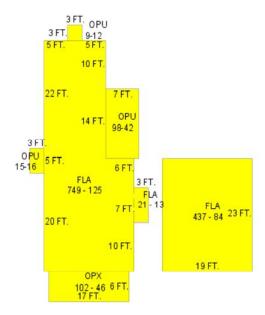
 4 Fix Bath
 0
 Compactor
 0

 5 Fix Bath
 0
 Security
 0

 6 Fix Bath
 0
 Intercom
 0

 7 Fix Bath
 0
 Fireplaces
 0

 Extra Fix
 0
 Dishwasher
 0



#### Sections:

Nbr	Туре	Ext Wall	# Stories	Year Built	Attic A/C	Basement %	Finished Basement %	Area
0	FLA	12:ABOVE AVERAGE WOOD	1	2010	Υ			21
1	FLA	12:ABOVE AVERAGE WOOD	1	1933	N Y	0.00	0.00	749
2	OPX		1	1933				102

3	FLA	12:ABOVE AVERAGE WOOD	1	1933	N Y	0.00	0.00	437
4	OPU		1	2001		0.00	0.00	98
5	OPU		1	2001		0.00	0.00	15
6	OPU		1	2001		0.00	0.00	9

## **Misc Improvement Details**

Nbr	Туре	# Units	Length	Width	Year Built	Roll Year	Grade	Life
1	PT3:PATIO	33 SF	3	11	2006	2007	2	50
2	PT2:BRICK PATIO	12 SF	3	4	2006	2007	2	50
3	PT2:BRICK PATIO	198 SF	22	9	2006	2007	2	50
4	PT2:BRICK PATIO	35 SF	7	5	2006	2007	2	50
5	PT2:BRICK PATIO	171 SF	19	9	2006	2007	2	50
6	FN2:FENCES	380 SF	95	4	2006	2007	2	30
7	FN2:FENCES	426 SF	71	6	2006	2007	2	30

## **Appraiser Notes**

2006-11-17 - LISTED FOR \$1,183,000 ON 2006-10-11, NOW LISTED FOR \$1,179,000. 2 UNITS: 1/1 & 2/1. - JEN

2007-06-01 - LISTED FOR \$1,030,000. 2 UNITS COMPLETELY RENOVATED IN 2005. UNITS RENT FOR \$1,700 (2/1) & \$1,300 (1/1). - JEN

## **Building Permits**

Bldg	Number	Date Issued	Date Completed	Amount	Description	Notes
	09-209	01/30/2009	12/02/2009	2,400		BUILD 6'9x2'5 HALF BATH
	09-213	01/30/2009	12/02/2009	1,050		INSTALL PLUMBING FOR ONE TOILET & ONE LAV
	05-1080	04/05/2005	11/16/2005	1,500	Residential	UPGRADE THE PLUMBING
1	05-2399	06/16/2005	11/16/2005	3,700	Residential	REPLACE INSIDE DRTWALL UP & DOWN 60 SHEETS
	05-0991	04/06/2005	11/16/2005	12,000	Residential	EXTENSIVE INTERIOR RENOVATIONS
	05-1070	04/05/2005	11/16/2005	1,700	Residential	REPLACE FUSE PANEL WITH BREAKER PANEL
	05-4799	11/01/2005	11/16/2005	800	Residential	REPLACE FUSE PANEL WITH BREAKER PANEL
	05-5723	12/15/2005	07/25/2006	2,200	Residential	INSTALL BRICK PAVERS, DRIVEWAYS, & WALKWAYS.
	05-5882	12/20/2005	07/25/2006	1,500	Residential	REPLACE 200 AMP SERVICE AND 2 GANG METER CAN.
	06-0330	01/27/2006	07/25/2006	1,450	Residential	BUILD PICKET FENCE & PAINT WHITE.
	06-0244	02/09/2006	07/25/2006	2,000	Residential	REMOVE & REPLACE CONCRETE DRIVEWAY & CURB.
		·	·			

## **Parcel Value History**

Certified Roll Values.

View Taxes for this Parcel.

Roll Year	Total Bldg Value	Total Misc Improvement Value	Total Land Value	Total Just (Market) Value	Total Assessed Value	School Exempt Value	School Taxable Value
2013	202,403	5,235	175,233	382,871	335,333	0	382,871
2012	204,534	5,388	94,927	304,849	304,849	0	304,849
2011	204,534	5,568	131,437	341,539	341,539	0	341,539
2010	206,664	5,721	93,458	305,843	305,843	0	305,843
2009	222,837	5,872	259,061	487,770	487,770	0	487,770

2007 2006 2005 2004 2003 2002		6,052 6,206 58 58 58 58 58	273,000 450,450 259,350 204,750 191,100 73,710 73,710 73,710	483,698 725,384 681,519 470,755 336,850 224,856 198,832	483,698 725,384 681,519 470,755 336,850 224,856 198,832	0 0 0 0 0	483,698 725,384 681,519 470,755 336,850 224,856
2006 2005 2004 2003 2002	422,111 265,947 145,692 151,088 125,064 116,634	58 58 58 58 58 0	259,350 204,750 191,100 73,710 73,710	681,519 470,755 336,850 224,856	681,519 470,755 336,850 224,856	0 0 0	681,519 470,755 336,850
2005 2004 2003 2002	265,947 145,692 151,088 125,064 116,634	58 58 58 58 0	204,750 191,100 73,710 73,710	470,755 336,850 224,856	470,755 336,850 224,856	0 0	470,755 336,850
2004 2003 2002	145,692 151,088 125,064 116,634	58 58 58 0	191,100 73,710 73,710	336,850 224,856	336,850 224,856	0	336,850
2003	151,088 125,064 116,634	58 58 0	73,710 73,710	224,856	224,856	0	·
2002	125,064 116,634	58	73,710				224,856
	116,634	0		198,832	198,832	^	
			73,710			0	198,832
2001	124,410			190,344	190,344	0	190,344
2000		0	51,870	176,280	176,280	0	176,280
1999	99,916	0	51,870	151,786	151,786	0	151,786
1998	84,878	0	51,870	136,748	136,748	0	136,748
1997	78,815	0	46,410	125,225	125,225	0	125,225
1996	51,966	0	46,410	98,376	98,376	0	98,376
1995	47,346	0	46,410	93,756	93,756	0	93,756
1994	42,342	0	46,410	88,752	88,752	0	88,752
1993	42,384	0	46,410	88,794	88,794	0	88,794
1992	39,917	0	46,410	86,327	86,327	0	86,327
1991	39,917	0	46,410	86,327	86,327	0	86,327
1990	33,046	0	36,173	69,219	69,219	0	69,219
1989	30,042	0	35,490	65,532	65,532	0	65,532
1988	25,065	0	31,395	56,460	56,460	0	56,460
1987	21,578	0	17,017	38,595	38,595	0	38,595
1986	21,673	0	16,396	38,069	38,069	0	38,069
1985	21,168	0	10,784	31,952	31,952	0	31,952
1984	20,103	0	10,784	30,887	30,887	0	30,887
1983	20,103	0	10,784	30,887	30,887	0	30,887
1982	18,967	0	10,784	29,751	29,751 25	5,000	4,751

## **Parcel Sales History**

NOTE: Sales do not generally show up in our computer system until about two to three months after the date of sale. If a recent sale does not show up in this list, please allow more time for the sale record to be processed. Thank you for your patience and understanding.

Sale Date	Official Records Book/Page	Price	Instrument	Qualification
4/28/2008	2358 / 153	550,000	WD	<u>D</u>
3/22/2005	2099 / 396	785,000	WD	Q
12/1/1982	868 / 1038	144,000	WD	<u>U</u>
2/1/1974	565 / 774	13,000	00	Q
			.,,	

This page has been visited 33,763 times.

Monroe County Monroe County Property Appraiser Scott P. Russell, CFA P.O. Box 1176 Key West, FL 33041-1176