



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### Tree Commission

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Tuesday, July 2, 2024

5:00 PM

City Hall

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**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 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

**FOR VISUAL PRESENTATIONS:** For City Commission meetings the City Clerk's Office will need a copy of all presentations for the agenda at least 7 days before the meeting.

**Call Meeting To Order - 5:00 P.M.**

#### Roll Call

**Absent** 2 - Commissioner Cabanas, and Commissioner Cullen

**Present** 4 - Commissioner Cunningham, Commissioner Fuller, Vice Chair Pope, and Chairman McRAE

#### Pledge of Allegiance to the Flag

**Approval of Agenda - The agenda was unanimously approved as presented.**

#### Administering the Oath by the Clerk of the Commission

#### Approval of Minutes

1 June 4, 2024

**Attachments:** [Minutes](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, to approve the Minutes. The motion passed unanimously.

#### Discussion Items

2 Discussion of tree application procedures  
Presented by: Amy Dismukes, Urban Forestry Manager

**Attachments:** [Presentation](#)

Discussed

## Old Business

- 3 Resolution for reporting violations of Florida Statute 163.045 to the International Society of Arboriculture (ISA)

Attachments: [Information](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, directing staff to prepare a Resolution that would address compliance with the FL state law regarding removal of trees, what actions the City is able to take against questionable ethical procedures within the City of Key West, and how to promote ethical tree care within the City of Key West.

- 4 Resolution for increase of City canopy and "green inventory"

Attachments: [Updated Resolution](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, to approve the Resolution as presented. The motion passed unanimously.

Enactment No: Tree Res 24-02

## New Business

- 5 711 Eisenhower Drive/TP2024-0002/Garrison Bight SMI LLC & City of Key West  
Represented by: Smith Hawks, PL  
Requesting conceptual landscape plan approval to include the removal of various regulated and protected palms and (1) young strangler fig tree, for a minor development plan to redevelop a marina.

Attachments: [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, to approve the conceptual landscape plan at 711 Eisenhower Drive to include the removal of (2) regulated Washingtonian palms, (1) Thatch palm, and (1) young strangler fig tree, with a required replacement of 3 approved 4-foot tall palms and 1.2 caliper inches of approved trees to be incorporated into the landscape plan. The motion passed unanimously.

- 6 920 Caroline Street/T2024-0150/Utility Board of the City of Key West  
Represented by: Lynn Bell  
Requesting approval for the removal of (1) strangler fig.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Pope, seconded by Commissioner Fuller, in accordance with Sec.110-327, to approve the removal of (1) Strangler Fig tree, at 920 Caroline Street to be replaced with 10.86 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 7                    541 White Street (Peary Court)/T2024-0167/Peary Court Apartments, LLC  
Represented by: Jeff Cornfeld and Keith Oropeza  
Requesting approval for the removal of (1) pink tabebuia, (1) madris thorn, (1) gumbo limbo and (1) seagrape tree.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Pope, seconded by Commissioner Cunningham, in accordance with Sec.110-327, to approve the removal of (1) Pink Tabebuia tree, (1) Madris Thorn tree, (1) Gumbo Limbo tree, and (1) Seagrape tree at 541 White Street to be replaced with 62.9 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 8                    505 Front Street/T2024-0187/Ashford Pier House LP  
Represented by: Clifton Turner-Shorty's Tree & Tree Care LLC  
Requesting approval for the removal of (1) mahogany tree.

**Attachments:**     [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Pope, seconded by Commissioner Cunningham, in accordance with Sec.110-327, to approve the removal of (1) Mahogany tree at 505 Front Street to be replaced with 18.8 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 9                    1308 Reynolds Street/T2024-0190/CRBungalow LLC  
Represented by: John Hartman  
Requesting the removal of (1) sapodilla tree.

**Attachments:**     [\(Large File\) Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Fuller, in accordance with Sec.110-327, to approve the removal of (1) Sapodilla tree at 1308 Reynolds Street to be replaced with 13.6 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 10                   1423 Eliza Street/T2024-0195/Robert N. Wolfe

Represented by: Kenneth King  
Requesting the removal of (1) silver buttonwood tree.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, in accordance with Sec.110-327, to approve the removal of (1) Silver Buttonwood tree at 1423 Eliza Street to be replaced with 6.4 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

11                    522 Caroline Street/T2024-0196/JMS Dynasty Trust-John Spottswood Jr.

Represented by: Kenneth King  
Requesting the removal of (1) pongam tree.

**Attachments:**     [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Pope, seconded by Commissioner Cunningham, in accordance with Sec.110-327, to approve the removal of (1) Pongam tree at 522 Caroline Street to be replaced with 21.7 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

12                    721 Waddell Avenue/T2024-0197/Gulf Stream Apartments of Key West LLC-John Spottswood Jr.

Represented by: Kenneth King  
Requesting the removal of (1) stranger fig tree.

**Attachments:**     [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, in accordance with Sec. 110-328(2) that the removal of (1) Strangler Fig tree at 721 Waddell Avenue be denied due to its size, location, and that it is easily accessible to public view. The motion passed unanimously.

13                    725 Waddell Avenue/T2024-0198/Gulfstream Apartments of Key West LLC-John Spottswood Jr.

Represented by: Kenneth King  
Requesting the removal of (1) gumbo limbo tree.

**Attachments:**     [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Pope, seconded by Commissioner Cunningham, in accordance with Sec.110-327, to approve the removal of (1) Gumbo Limbo tree at 725 Waddell Avenue to be replaced with 12.2 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

14                    1606 Laird Street/T2024-0200/Kenneth and Linda Joan King  
Requesting approval of (1) gumbo limbo tree.

**Attachments:**     [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, in accordance with Sec.110-327, to approve the removal of (1) Gumbo Limbo tree at 1606 Laird Street to be replaced with 12.6 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 15                   1117 Catherine Street/T2024-0207/Mark Adkins  
Represented by: Kenneth King  
A neighbor is requesting approval of the removal of (1) gumbo limbo tree.

**Attachments:**     [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Pope, seconded by Commissioner Cunningham, in accordance with Sec.110-327, to approve the removal of (1) Gumbo Limbo tree at 1117 Catherine Street to be replaced with 16.4 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site, or on neighboring properties. The motion passed by unanimous vote.

- 16                   Use of tree fund money to purchase trees and soil

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, to approve the use of tree fund money to purchase a truckload of 50/50 soil from Discount Rock and Sand in the amount of \$725.00. The motion passed by unanimous vote.

### Administrative Hearing

- 17                   908 Frances Street  
Respondent: All Good Landscaping  
Removal of (3) Christmas Palm Clumps and (1) Fan Palm  
without benefit of a tree removal permit.

**Attachments:**     [Hearing Notice and Report](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Pope, to approve a compliance settlement agreement with the respondent All Good Landscaping at 908 Frances Street, to include a \$250 fine and a \$250 administrative fee. The motion passed unanimously.

### Reports

- 18                   City Attorney's Report
- Urban Forestry Manager's Report

**Attachments:** [Monroe County Extension Service Class Notice](#)

Received and Filed

**Public Comments**

**Commissioner Comments**

**Adjournment - 7:01 P.M.**