



**THE CITY OF KEY WEST
Tree Commission**

Post Office Box 1409 Key West, FL 33041-1409
Telephone: 305-809-3725

**NOTICE OF ADMINISTRATIVE HEARING
BEFORE THE TREE COMMISSION OF THE CITY OF KEY WEST**

April 17, 2024

Tree Commission
City of Key West
Petitioner,

Vs.

1015 Fleming St LLC
1401 8th Avenue W.
Bradenton, FL 34205

Eden House
Attn: Ekrem Tercanoglu
1015 Fleming Street
Key West, FL 33040

Blue Scapes Corp
Attn: Alejandro Reyes
1223 1st Street
Key West, FL 33040

An administrative hearing before the Tree Commission for the City of Key West will be held on **Tuesday, May 7, 2024**, at 5:00 p.m., at **Josephine Parker City Hall at Historic Glynn R. Archer School, 1300 White Street, Key West, Florida.**

This hearing will be conducted pursuant to sections 110-288 et. seq. of the Key West City Code. The purpose of this hearing will be to determine if a code violation has been committed by the above named Respondent. **Your presence is required at this Tree Commission meeting.**

Date of alleged violation: prior to October 11, 2023 at the Eden House, 1015 Fleming Street, Key West, FL:

Sec. 110-321. Required.

- (a) Unless a tree removal permit approved by the tree commission and issued by the Urban Forestry Manager has been obtained, no person, whether on publicly or privately owned land, shall cause tree abuse or other harm, or major maintenance to, hatracking, transplanting, topping or removal of the following:
- (1) Any tree listed as "specially protected" in section 110-253;
 - (2) Any monocot/palm tree which is ten (10) feet or more in height measured to the terminal bud. Palm tree counts are determined by root ball; or
 - (3) Any dicot/canopy tree which is four (4) inches or more in diameter at standard height (DSH);

Factual allegation: Two (2) protected Gumbo Limbo trees, one (1) regulated dicot tree, one (1) protected Coconut Palm, and fourteen (14) miscellaneous regulated palms (Christmas, Alexander, Queen, Montgomery, Coconut) have been removed without benefit of tree removal permits.

Key to the Caribbean – average yearly temperature 77 ° Fahrenheit.

If the Tree Commission for the City of Key West finds that there has been a violation of the above code section, it will elect to enter into a compliance settlement agreement pursuant to section 110-291 of the Key West City Code or recommend a fine and further hearing before the Special Master of the City of Key West pursuant to section 110-294 of the Key West City Code.

Attendees are hereby notified that a complete and accurate record of the proceeding is required under Florida Statute 286.0105 if an appeal is sought. Appellants are responsible for providing transcription services.

I hereby certify that the forgoing notice has been mailed to the Respondents and has been sent via e-mail, regular mail, and certified U.S. Mail to the above named Respondents listed address on this **18th day of April 2024**.

If you have any questions, please call the office at (305) 809-3725.



Karen DeMaria
Acting Urban Forestry Manager
tree@cityofkeywest-fl.gov