



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

Board of Adjustment

Thursday, October 12, 2023

5:00 PM

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 305-809-3811 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 - 6:06 P.M.

Roll Call

Absent 1 - Commissioner Lopez

Present 6 - Commissioner Carey, Commissioner Hoover, Vice Mayor Kaufman, Commissioner Weekley, Commissioner Wardlow, and Mayor Johnston

Approval of Agenda - The agenda was unanimously approved as presented

Approval of Minutes

1 September 14, 2023

Attachments: [Minutes](#)

A motion was made by Commissioner Weekley, seconded by Commissioner Kaufman, that the Minutes be Approved. The motion passed by unanimous vote.

Resolutions

- 2 ~~Affirming~~/Reversing the City Planning Director's Denial of Peacon Lane Realty, LLC's Application for a Lawful Unit Determination for 329 Peacon Lane, upon the findings detailed herein.

Sponsors: City Manager Childress

Attachments: [Resolution](#)
 [Cover Memo](#)
 [Appeal](#)
 [Appellant's Legal Brief](#)
 [Appeal Addendum - 329 Peacon Lane](#)
 [Staff Presentation](#)
 [Appellant Ltr](#)
 [Public Comment in Favor - D. Myers](#)

A motion was made by Commissioner Carey, seconded by Commissioner Wardlow, to Reverse the Planning Director's Denial and Grant the LUD. Then, Commissioner Kaufman made a motion, seconded by Commissioner Weekley, for a friendly amendment to make clear that only the LUD is being considered and no endorsement is being made by the board as to legality of the non-conforming lot split.

After discussion, Commissioner Carey withdrew her motion. Then Commissioner Wardlow made a motion, seconded by Commissioner Kaufman, to Reverse the Planning Director's Denial and Grant the LUD with the understanding that this is not an endorsement of the non-conforming lot split. The motion carried by the following vote:

No: 2 - Commissioner Weekley, and Mayor Johnston

Absent: 1 - Commissioner Lopez

Yes: 4 - Commissioner Carey, Commissioner Hoover, Commissioner Kaufman, and Commissioner Wardlow

Enactment No: Res 23-295

Adjournment - 6:42 P.M.