PLANNING BOARD RESOLUTION NO. 2014-67

A RESOLUTION OF THE KEY WEST PLANNING BOARD GRANTING MAJOR DEVELOPMENT **PLAN** LANDSCAPE MODIFICATION / WAIVER APPROVALS **PURSUANT TO SECTIONS 108-91.A.2.(B) AND 108-517 OF** THE LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST, FLORIDA FOR THE RECONSTRUCTION OF A 4,557-SQUARE-FOOT RESTAURANT AND FOR THE REDUCTION AND/OR WAIVER OF REQUIRED LANDSCAPING ON PROPERTY LOCATED AT 921 TRUMAN AVENUE (RE # 00021650-000000; AK # 1022403) WITHIN THE HISTORIC NEIGHBORHOOD COMMERCIAL – TRUMAN/SIMONTON (HNC-1) ZONING DISTRICT; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, Section 108-91 of the Code of Ordinances (the "Code") of the City of Key West, Florida (the "City") provides that within the Historic District, a Major Development Plan is required for the reconstruction of greater than 2,500 square feet of nonresidential floor area; and

WHEREAS, modifications and waivers to reduce the City's landscaping requirements are requested pursuant to City Code Section 108-517; and

WHEREAS, Code Sections 108-196(a) and 122-62(a) require the Planning Board to review and approve, approve with conditions or deny the proposed Major Development Plan in an advisory capacity to the City Commission; and

WHEREAS, Code Section 108-517(a) requires the Planning Board to consider the landscape modification / waiver request and render the final action; and

WHEREAS, this matter came before the Planning Board at a duly noticed public hearing on

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Vice-Chairman

Planning Director

October 16, 2014; and

WHEREAS, the granting of a Major Development Plan and Landscape Modification

Waiver application is consistent with the criteria of the Code of Ordinances; and

WHEREAS, the Planning Board finds that the granting of a Major Development Plan and

Landscape Modification / Waiver application is in harmony with the general purpose and intent of

the Land Development Regulations, and will not be injurious to the neighborhood, or otherwise

detrimental to the public welfare.

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. The Major Development Plan and Landscape Modification / Waiver for the

reconstruction of a 4,557-square-foot restaurant on property located at 921 Truman Avenue (RE #

00021650-000000; AK # 1022403) in the Historic Neighborhood Commercial – Truman / Simonton

(HNC-1) Zoning District pursuant to Sections 108-91.A.2.(b) and 108-517 of the Land Development

Regulations of the Code of Ordinances of the City of Key West, Florida, as shown in the attached

plans, is hereby approved with the following conditions:

General conditions:

1. The proposed development shall be consistent with the plans dated July 25,

2014 by William P. Horn, Architect, and the landscape plans dated August 28, 2014 by Craig

Reynolds, Landscape Architect; notwithstanding the revisions requested and recommended

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Vice-Chairman

Planning Director

by staff.

2. Although subject to a separate City approval, the City shall not bear any of the

costs of the proposed sidewalk and landscaping improvements within City right-of-way.

3. During all phases of demolition and construction, temporary fencing and

erosion barriers shall be installed and maintained. All adjacent City streets and sidewalks

shall be kept clean and clear of construction debris.

Conditions prior to the City Commission hearing:

4. The applicant shall address all of staff's and the DRC's concerns as outlined

in the October 15, 2014 staff letter and the June 26, 2014 DRC minutes.

5. The applicant shall submit an irrigation plan pursuant to City Code Section

108-243(d).

6. The applicant shall submit an outdoor lighting plan pursuant to City Code

Section 108-284,

Conditions prior to issuance of a building permit:

7. Approval of a Public Art Plan shall be obtained from the AIPP Board,

pursuant to City Code Section 2-487, and may include payment of an in-lieu fee.

Conditions prior to issuance of a Certificate of Occupancy:

8. On-site artwork shall be installed and inspected by the City pursuant to Code

Section 2-487

9. The property owner shall obtain and maintain a Conditional Approval Permit,

pursuant to City Code Chapter 18, Article XII, Division 1. The City Code Compliance shall

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Vice-Chairman

Planning Director

inspect the property on an annual basis upon reasonable notice to determine compliance with

the above conditions.

Conditions subject to a Conditional Approval Permit, and subject to an

associated annual inspection:

10. Restaurant seating shall be limited to a maximum of 150 seats within a 2,250-

square-foot indoor consumption area. The expansion or relocation of the consumption area

outside of the building shall not be permitted without further City approvals.

Section 3. Full, complete and final application for all permits required for which this

resolution is wholly or partly necessary, shall be submitted in its entirety within 12 months after the

date hereof.

Section 4. This Major Development Plan and Landscape Modification / Waiver

application approval by the Planning Board does not constitute a finding as to ownership or right to

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

of legal authority respecting the property.

Section 5. 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 Board.

Section 6. 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 shall be rendered to the Florida Department of

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

effective for 45 days after it has been properly rendered to the DEO with all exhibits and applications

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Planning Director

attached to or incorporated by reference in this approval; that within the 45-day review period, the DEO can appeal the permit or development order to the Florida Land and Water Adjudicatory Commission; and that such an appeal stays the effectiveness of the permit until the appeal is resolved by agreement or order.

Read and passed on first reading at a regularly scheduled meeting held this 17th day of October, 2014.

Authenticated by the Vice-Chairman of the Planning Board and the Planning Director.

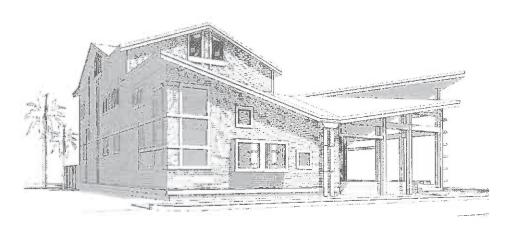
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Sam Holland, Jr., Planning Board Vice-Chairman	Date
Attest:	102914
Donald Leland Craig, AICP, Planning Director	Date
Filed with the Clerk:	

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Vice-Chairman

Planning Director



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PAGE	DESCRIPTION	PAGE	DESCRIPTION
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A-4 A-5	2ND FLOOR PLAN ELEVATIONS	C-1	CIVIL PLAN
A-6	RENDERINGS	SU-1	SURVEY

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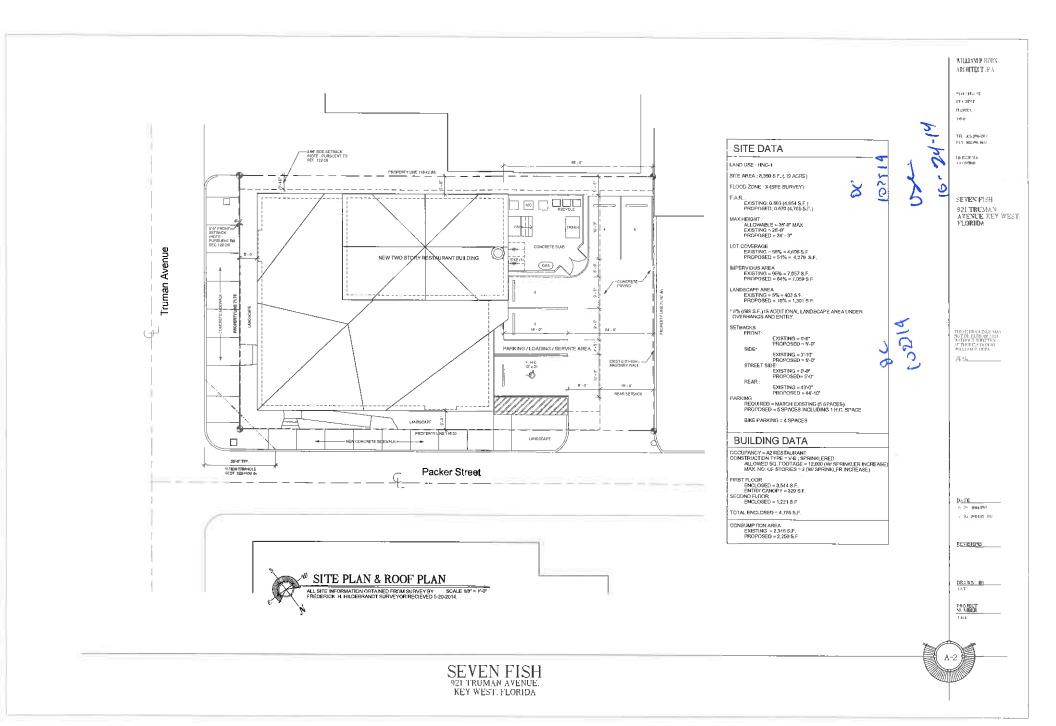
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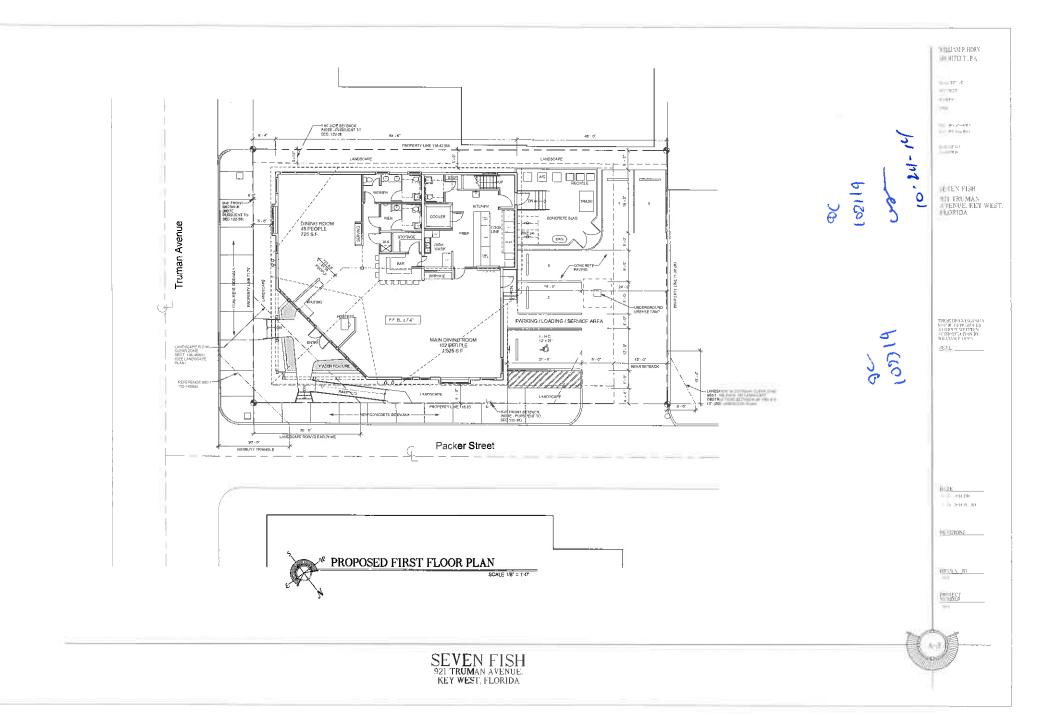
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SEVEN FISH 921 TRUMAN AVENUE. KEY WEST, FLORIDA





PROPERTY LIVE 19325

Packer Street

NOTE: 5 PERSON MAX, OCCUPANCY - 2ND FLOOR NO PUBLIC ACCESS

Truman Avenue



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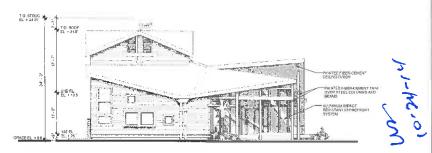
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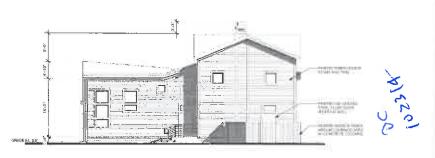
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3 A-5 REAR ELEVATION SCALE 1/6" = 1'-0"



4 A-5 SIDE ELEVATION SCALE 1/8" = 1'-0" THULIAM P. HORN ITTECT . P.A.

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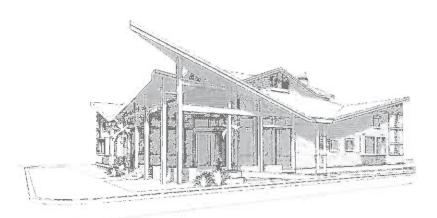
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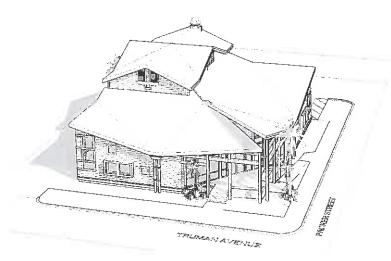
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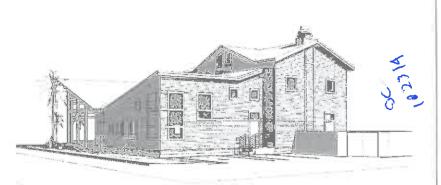




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2 TRUMAN AVENUE



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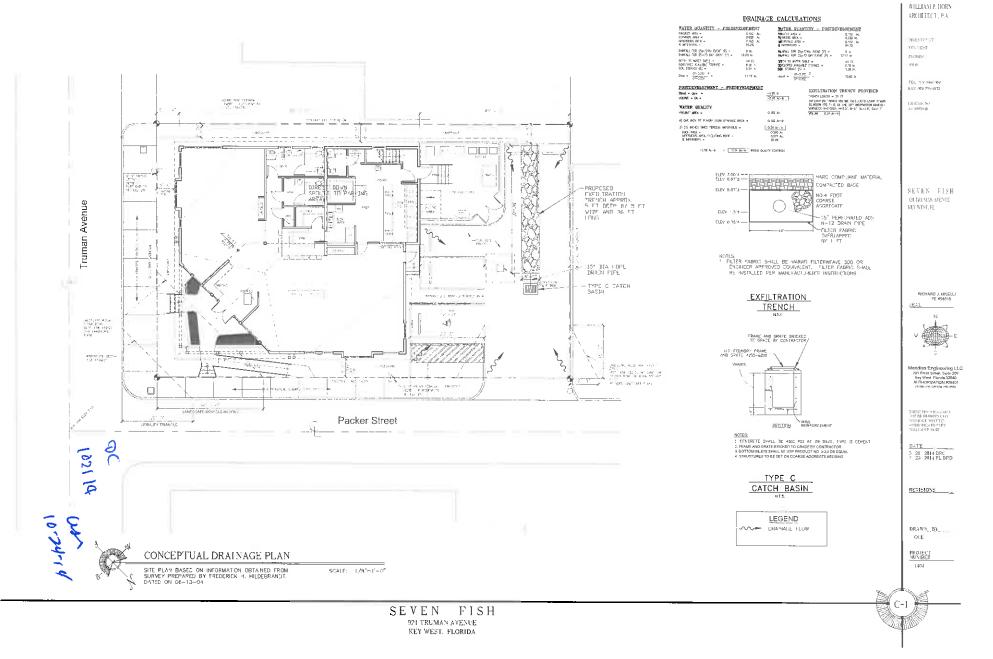
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SEVEN FISH 921 TRUMAN AVENUE. KEY WEST, FLORIDA





- TREE BRACING NOTES:
 2º and farger calipser trees brecad by guying:
 1. Choose the correct size and number of statues and size of hose and write. Guying shall be completed within 48 hours of planting the tree.

- planting the free.

 Cut langths of stating hose to extend 2 mothes past tree trunk when wrapping a round.

 Space stakes evenly on outside of water into and drive each firmly into ground. Stakes chould be driven at a 30 degree angle with the print of the stakes toward the tree until of the object serving the tree was into showing. Place the hose around the trunk just above the lowest branch. Thread the work frough the hose and past the stakes, allowing approximately 2 feet of each of the two ends beyond the stake before criting the owns.
- Twest we are tructed fixed to step of an position. Twist wire back onto listed to secure it before outling off the access. The above procedures are to be followed for each state, keeping the time similarly at all times. There should be a 1 to 5 inch story in the two files where should not be pulled thigh frobest establishment. Fig the gay were with veryey's flagging or approved equal for select.

 Fig the gay were with veryey's flagging or approved equal for select, Goyy are not to be a removed until approved by landscape contractor.

- Specimen trees and fall palms braced with props:

 11. Choose the consett see, length, and number of props to be used (pressure treated (PT) 214*, 414*).

 21. Why as I seas it is larger of burst pround frunk or the palm at least 4 inches wider have the batters being used. Battens should be mounted sit a point I/O of the distance from ground to the clear trunk of the see or palm, but not less than 4 feet,

- should be mounted at a point 1/0 of the distance from ground to the clear trunk of the bee or palm, but not less than 4 neet, whichever is greater.

 13. Select the proper length and size of balters (PT 2/M/1/2*10*)

 14. Use the same number of batterns as props being used

 15. Place the batterns relations with metal or places bounding straps. DO NOT NAIL INTO TREE

 17. Wedge lower end of prop into and evenly upaced against the burliag

 18. Senute the batterns in place with metal or places banding straps. DO NOT NAIL INTO TREE

 19. Wedge lower end of prop into and accurs with a 2*/4*/30" datas. Props should be installed at a 30 to 40 degree imight from the behaves and of sufficient Regions. Post Co. SYRALENT TREES OR PALMS OR TREES, SPACE PROPS CACAINST THE FROM OF THE COUNTY OF THE PALM. ON CURVED PALMS OR TREES SHACE PROPS

 AGAINST THE FROMT OF THE COUNTY OF THE PALM.

 18. Out a smooth single at the end of the props. Align with and hall into batters. DO NOT PEMETRATE TREE OR PALM WITH NAILS.
- Cut a smooth angle at the end of the props. Angle what an animal accessor.
 Mit appears that additional construction work will take place neer to or in the vicinity of the newly braced lines or paths, then props are to be identify tabeled with the statement. "DO NOT REMOVE."
 Props are not to be removed until approved by the landscape contractor.

GENERAL LANDSCAPE NOTES:

- EMERIAL (ANDSCAPE NOTES:

 Charge any source during the normal course of implementation. Verbal change orders will not be bonned. Any Charge any source during the normal course of implementation. Verbal change orders to be newhered and approved in writing as a change order to be newhered and approved in writing by connecticians.

 All emery fasted sense is nones or 100% coverage by submission significant explant (eight preferred by OWHER. Landscape contractor to coordinate in stabilistics of implement system with implement contractor by an explant of the stabilistic order of implement system with implement contractors. Contractors be and water or starting of writering during planting shall be righted system is 190% operable. The is the responsibility of the isosteopy contractor.
- psior is bibling. Landscape contractor shall bostle and vierfy all underground stillnes prior to digging. At Plant material is to be Florda No. 1 or bettor. Florda Department of Agriculture Grades and Standards, Parts I & II, 1975,

- cespactively.

 All freed to be dathed in a good workman for manner (be not estading pornible), effect to plantage using detailed. All freed to be dathed in a good workman for manner (be not estading pornible). Endicage plan shall be installed in compliance with all local codes.

 All free hotes be abed tilled arment and under not better with weared beard all small possible to be installed with weared beard and promote better and under not better washed beard and promote better and promote growing and the promote the promote and promote growing and the growing and the promote growing and the growing a
- All fines, shottes and ground covers shall be guizersteen or six recursive true which is a considerable guizersteen for the guizersteen for guizersteen for the guizersteen for guizersteen for the guizersteen for guize

- 15 Landscape Contractor to coordinate his work with the General Contractor, Imgation Contractor, and the Electrical
- Connection:
 All sociality glant material to renals shall be profested.
 All sociality glant material to renals shall be profested.
 All sees to be relocated will get mad pruned 30 days min. (or more if required by the species). Upon relocation, this out 30% of the relocation breed carooy.
- 18 After removal or relocation of existing trees and palms, backfill tree pit with washed beach sand, and sod disturbed area, if

- 19 After immoved or resolution of existing trees and parties, procedure the parties are supported to recommend the support of the support of

- ATION NOTES:

 All Lady Pelmis (Friagins spp.), Heliconia and Bamboos to have single bubbler, All Major Pelmis to have two bubblers on opposing alses of root bell. Bubblers to be hidden from view.

 Imagaino contractor to coordinate location of man lines with Leadcape Contractor prior to implementation. Avoid not balls of trees and targe plant materials. Refer to bendance drawings.

 All pipe to be PVL'C schedula 4.0 fir minimum conver.

 All haveds installed on fluorible PVL piper and filtings.

 Pressurties beaddow rise works, nation materials programmable controller with belieny bedsup required.

 All rootsings under permissent concrete to be allevered two times the apprinting ripe size with schedule 40 PVC.

 All selected in home fore controller and be installed in green view to become with routin to work in future.

- All valves to make two control and to exhausted in green valves boxes with footh to winds in future.

 All valve boxes to be located away from visionity, green pairin, and groundovers—level to be to the day.

 All symbols is to be commercially paired from 0.00 TO Gentle 4" and 12" and installed out of lags).

 In implicion controlled to measure within valves to won-tile and use or none than 175% of evidelate GPM.

 11. Where consection the house, including shall diff valves shall not be elisted by pressured benchmark.

 2. All views patices to be it valves boxes and oceany labeled of the dot of the color. All views gables so be in valves because and oceany labeled of the dot of the color. All views gables so be within the color of the color of the valves and oceany the color of the color. All views gables so be in valves boxes and oceany labeled of the dot of the color. All views gables so be invalved to the color of th

- within produces to be unto the last valve in each direction.

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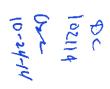
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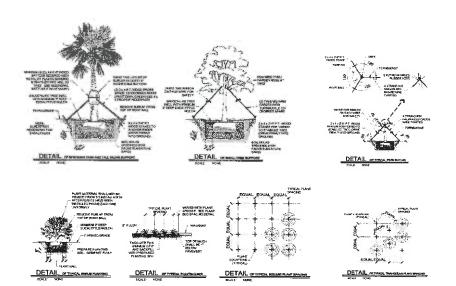
 15. System to provide 190% controlled coverage on completion, Additionalmodifications from intigation plan may be
- necessary

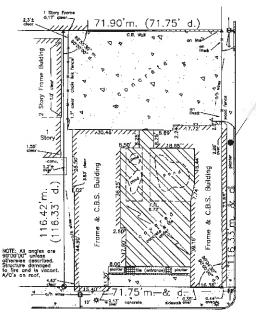
 10. Irrigation contractor to be County and City issensed where work is to be performed. Liability and Workman a comp
 maurance is required for each and every semptoyees to be on-site at any time during implementation. Perpenvoir to
 the effect to be provided an required within 2 business days

 17. As-boilt its rigidion attenting to be provided prior to final peryment.

END







(1) Pink Tabebuia (Tabebuia heterophylla. invasive/non-native) 6" D.B.H. to be removed.

Existing Landscape Plan

7 FISH

921 TRUMAN AVENUE

PLANTING PLAN

5-28-2014

DRAWING LIST:

- 1. COVER: Specifications
- 2. LC-1: Planting Plan and Plant List

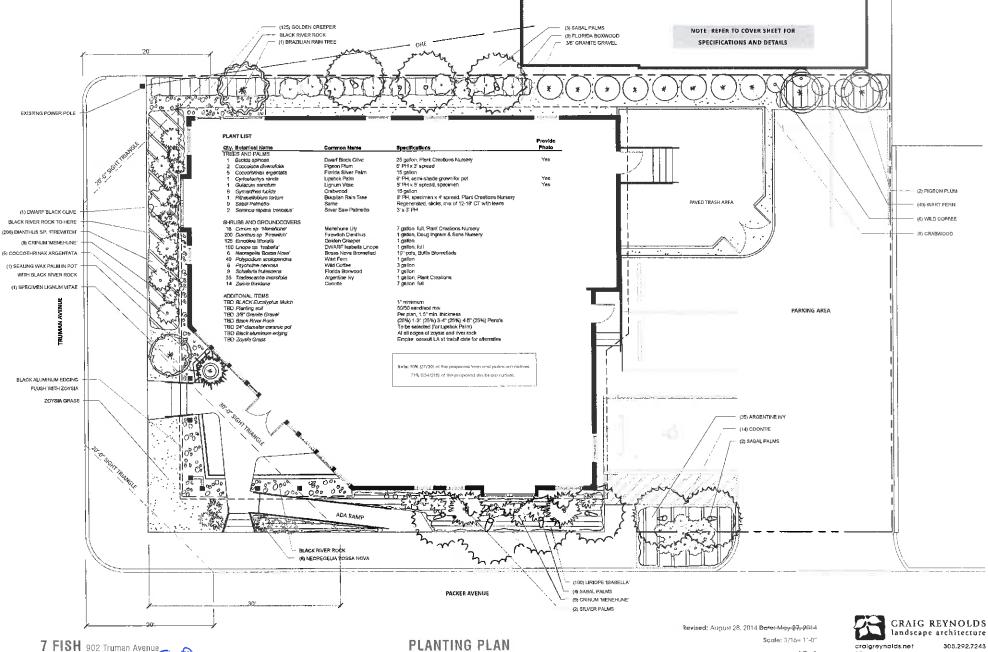
REVISIONS:

- 1. August 8, 2014: Revisions per Floor Plan Changes & DRC/Tree Commission Comments
- 2. August 28, 2014: Revisions per Tree Commission Comments-Remove Tam arind on PL, replace with (2) Sabal Palms
- 3.

The drawings, specifications, and other documents, prepared gape Architect are unit rup ents of the landscane ar-



craigraynolds.net 305.292,7243 517 Duval Street Sutte 204 Key West Flanda 33040



PLANTING PLAN

craigreynolds.net 305.292.7243 517 Duval Street Suite 204 Key West Florido 33040

Sheet: LP-1