

**PLANNING BOARD  
RESOLUTION No. 2012-27**

**A RESOLUTION OF THE KEY WEST  
PLANNING BOARD GRANTING VARIANCES  
TO THE COASTAL CONSTRUCTION  
CONTROL LINE SETBACK REQUIREMENTS  
FOR A MINOR DEVELOPEMNT PLAN FOR A  
FEMA COMPLIANT BUILDING PER SECTION  
122-1148(2) FOR PROPERTY LOCATED AT 202  
WILLIAM STREET (RE# 00072082-003900),  
UNDER THE CODE OF ORDINANCES OF THE  
CITY OF KEY WEST, FLORIDA; PROVIDING  
FOR AN EFFECTIVE DATE.**

**WHEREAS**, Code Section 90-391 allows applicants to request variances from the Planning Board; and

**WHEREAS**, Section 122-1148(2) of the Code of Ordinances provides that the maximum dimensional requirements for the Coastal Control Line setback requirements at 202 William Street is 30 feet; and

**WHEREAS**, the applicant requested a variance to Coastal Control Line setback requirements to allow redevelopment of proposed leasehold portions of the Key West Bight; and

**WHEREAS**, this matter came before the Planning Board at a special public hearing on May 31, 2012; 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 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; and

**WHEREAS**, the Planning Board finds that the 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 variance granted is the minimum variance that will make possible the reasonable use of the land, building or structure; and

**WHEREAS**, the Planning Board finds 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; and

**WHEREAS**, the Planning Board finds that no non-conforming 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 any variance; and

**WHEREAS**, the Planning Board finds that the applicant has demonstrated a "good neighbor policy" by contacting or making a reasonable attempt to contact all noticed property owners who have objected to the variance application, and by addressing the objections expressed by those 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.** That the variance to the Coastal Construction Control Line setback requirement for 17' from the 30' required for the redevelopment of an office associated with a Minor Development Plan located at 202 William Street (RE# 00072082-003900) in the Key West Eight per Section 122-1148(2), of the Land Development Regulations of the Code of Ordinances of the City of Key West, are approved as shown on the attached plan date stamped May 2012, with the following condition:

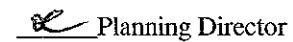
1. That the application for a Minor Development Plan with conditions is approved.

**Section 3.** It is a condition of this variance that full, complete, and final application for all

Page 3 of 5  
Resolution Number 2012-27



Chairman



Planning Director

permits required for any new construction for any use and occupancy for which this variance is wholly or partly necessary, whether or not such construction is suggested or proposed in the documents presented in support of this variance, shall be submitted in its entirety within two years after the date hereof; and further, that no application or reapplication for new construction for which the variance is wholly or partly necessary 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 submit a full and complete application for permits for new construction for which this variance is wholly or partly necessary, or the failure to complete new construction for use and occupancy pursuant to this variance in accordance with the terms of a City building permit issued upon timely application as described in Section 3 hereof, shall immediately operate to terminate this variance, which variances shall be of no force or effect.

**Section 5.** This variance does 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 Community Affairs. Pursuant to Chapter 9J-1, F.A.C., this permit or development order is not effective for forty

five (45) days after it has been properly rendered to the DCA with all exhibits and applications attached to or incorporated by reference in this approval; that within the forty five (45) day review period the DCA 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 special meeting held this 31st day of May, 2012.

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

---

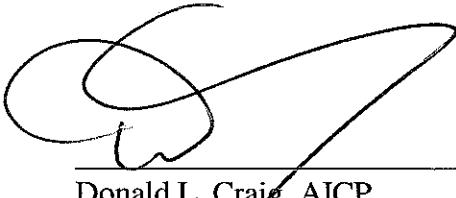


Richard Klitenick, Chairman  
Key West Planning Board

6/6/2012  
Date

Attest:

---

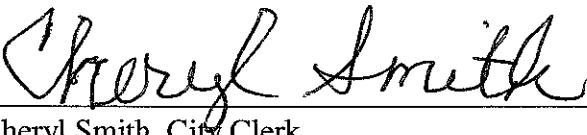


Donald L. Craig, AICP  
Planning Director

6-5-12  
Date

Filed with the Clerk:

---



Cheryl Smith, City Clerk

6-6-12  
Date

# SCHOONER WHARF BUILDING

## 202 WILLIAM STREET

### CITY OF KEY WEST, FLORIDA 33043

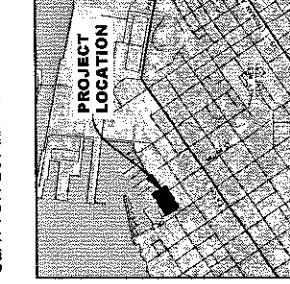
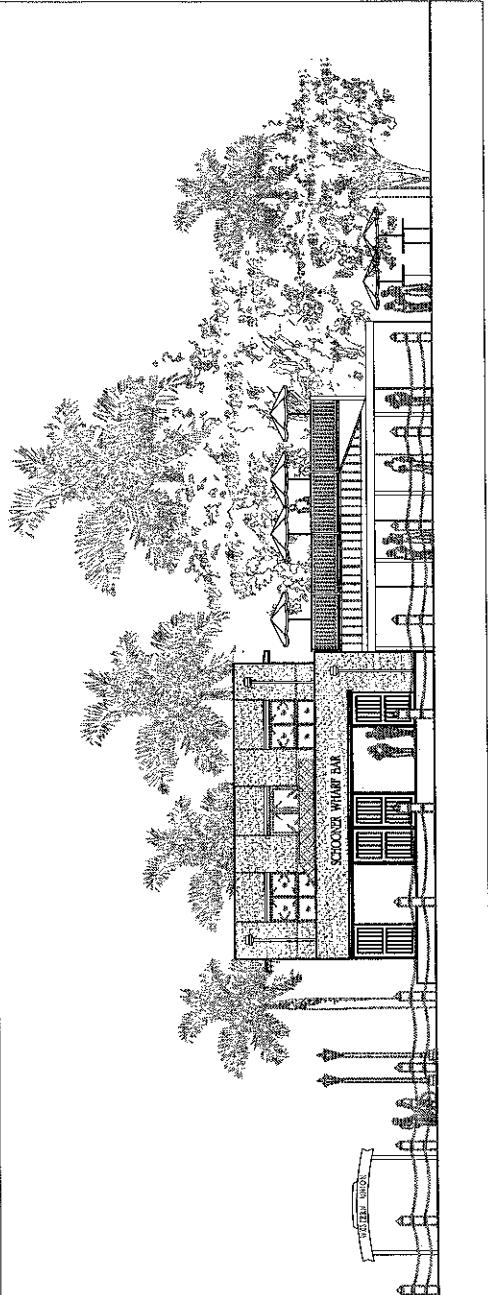
May 2012

**OWNER:**  
 CITY OF KEY WEST  
 201 WILLIAM STREET  
 KEY WEST, FL 33040  
 OWNER'S AUTHORIZED AGENT:  
 MARILYN WILBARGER

**MAYOR**  
 CRAIG GATES

#### CITY COMMISSIONERS

JIMMY WEEKLEY - DISTRICT I  
 MARK ROSSI - DISTRICT II  
 BILLY WARDLOW - DISTRICT III  
 TONY YANIZ - DISTRICT IV  
 TERI JOHNSTON - DISTRICT V  
 CLAYTON LOPEZ - DISTRICT VI



VICINITY MAP  
CIVIL & LANDSCAPE

**CHEN MOORE**  
 & ASSOCIATES

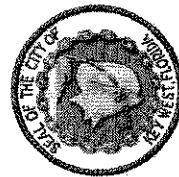
1444 Biscayne Boulevard,  
 Suite 204  
 Miami, Florida 33132  
 Tel: 786.4497.1500  
 Fax: 786.4497.2300  
 EB 0004493  
 www.chenmoore.com

NOT FOR CONSTRUCTION

#### INDEX TO DRAWINGS

DRAWING	DESCRIPTION
CIVIL	C1 COVER INDEX GENERAL AND COORDINATING DRAWINGS & CONTRACTS DEMOLITION PLANS SURVEY
ARCHITECTURAL	A1 PROPOSED SITE PLAN PROPOSED FLOOR PLANS PROPOSED ELEVATIONS AND SECTIONS DETAILED AND ROOF PLAN DETAILS GEARS BRACKETS
LANDSCAPE	L-1 LANDSCAPE PLANS, NOTES & DETAILS

Prepared for the  
**City of Key West**  
**Monroe County, Florida**



#### STRUCTURAL

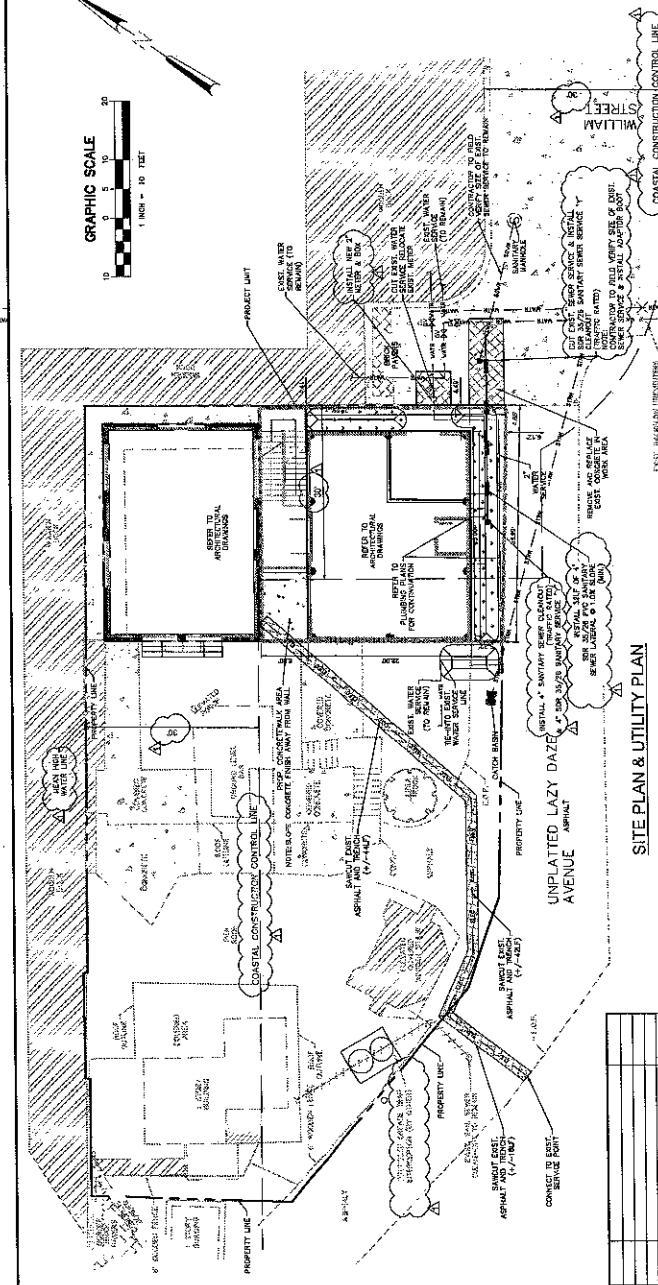
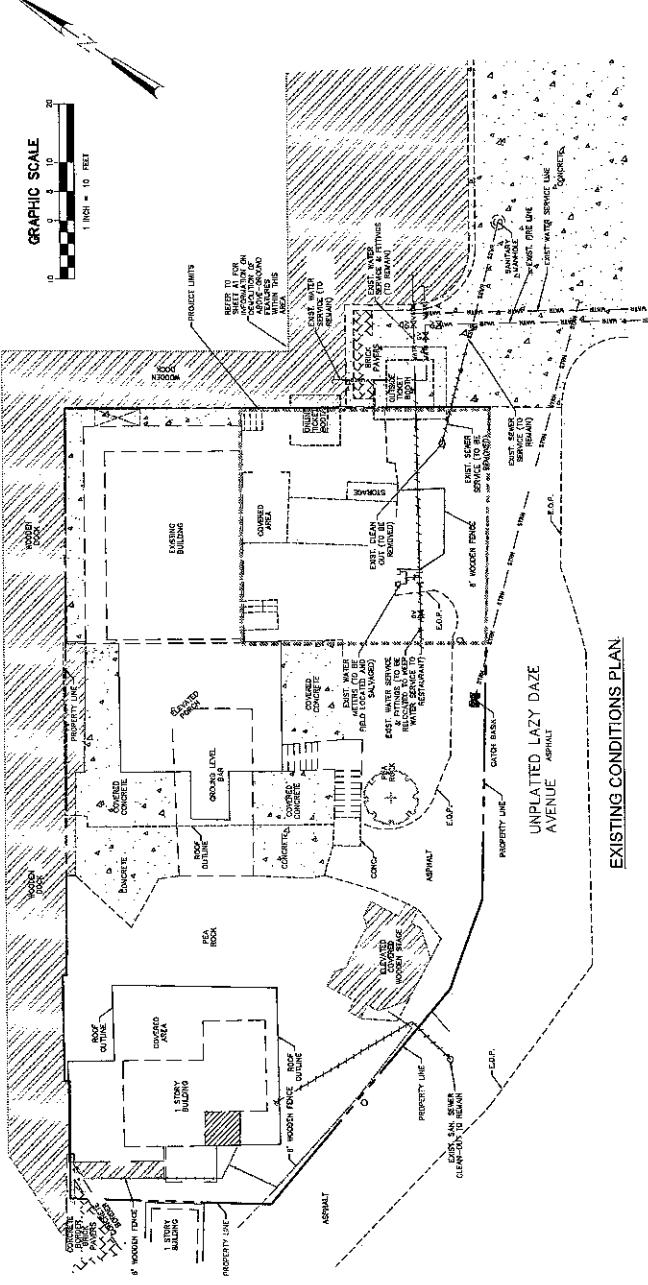
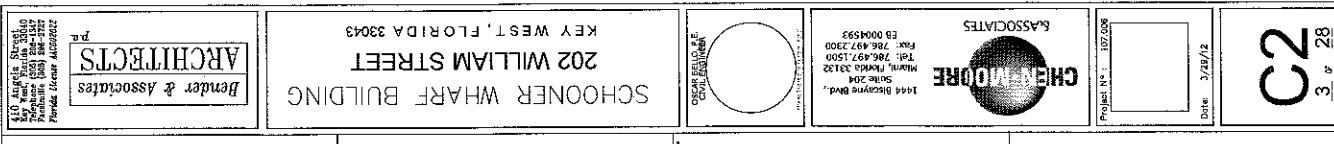
**Bender & Associates**  
**ARCHITECTS**  
 p.a.



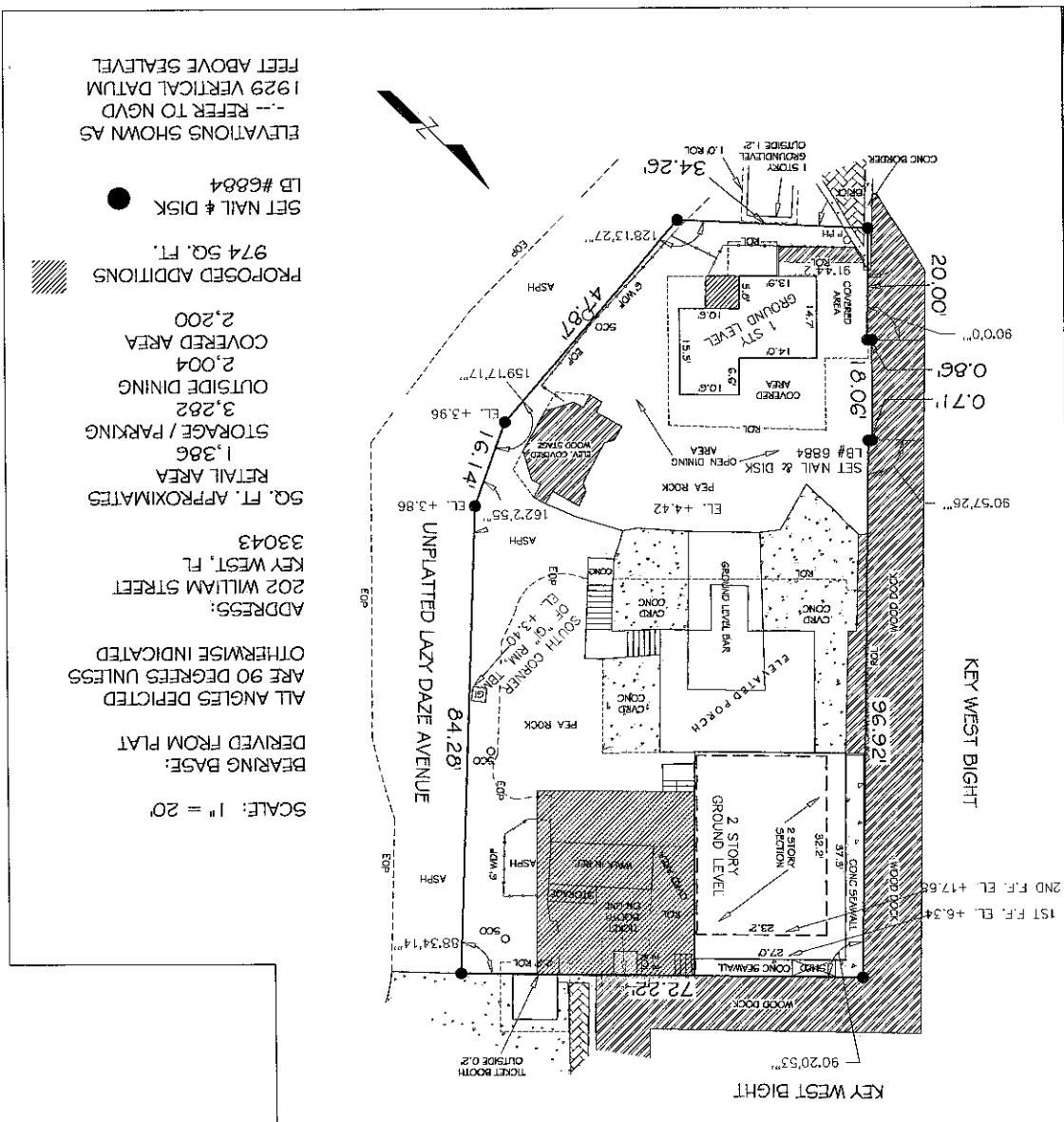
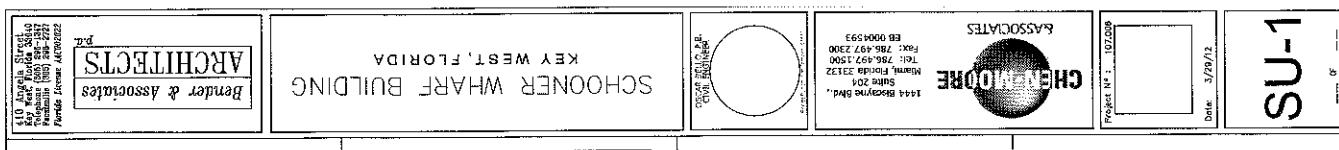
410 Angela Street  
 Key West, Florida 33040  
 Tel: 305.266.1347  
 Fax: 305.266.2727  
 Florida License No. AAC002022  
 EB 0004493  
 www.chenmoore.com

**HINZGS**  
 HINZGS  
 CONSULTING ENGINEERS  
 4810 SW 74 Court  
 Miami, Florida 33156  
 Tel: 305.670.2350  
 Fax: 305.670.2351  
 www.bcceng.com  
 Certificate of Authorization No. 7184







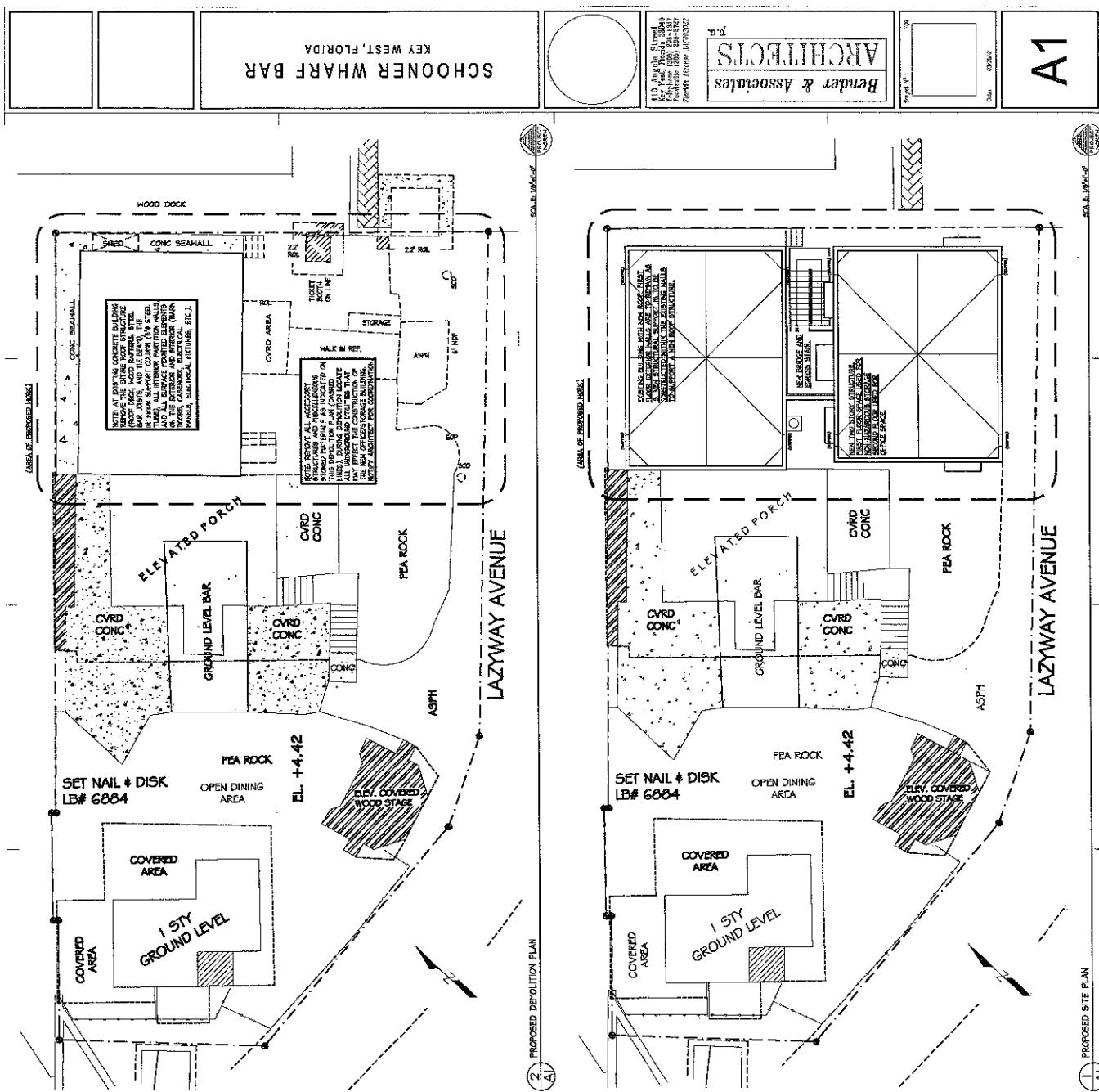


SCHOONER WHARF BAR

KEY WEST, FLORIDA

ARCHITECTS  
Bender & Associates, p.a.

A1



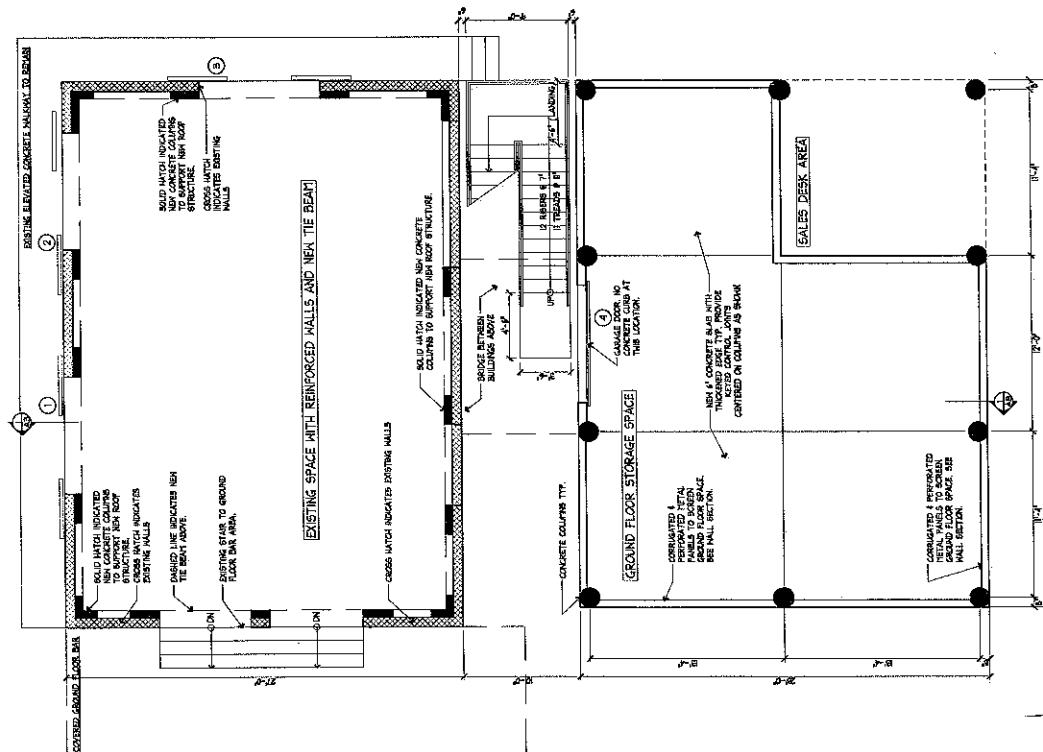
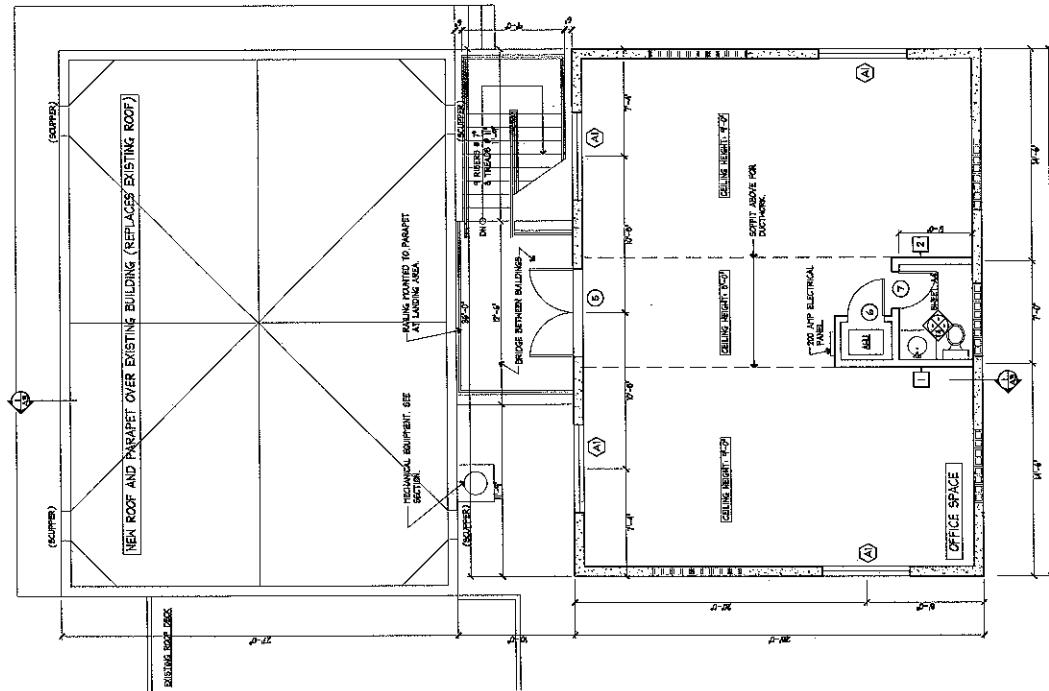
SCHOONER WHARF BAR  
KEY WEST, FLORIDA

KEY WEST, FLORIDA

Bender & Associates  
ARCHITECTS

11

2

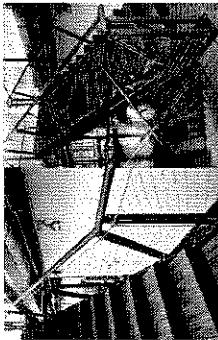


**SCHOONER WHARF BAR**  
KEY WEST, FLORIDA

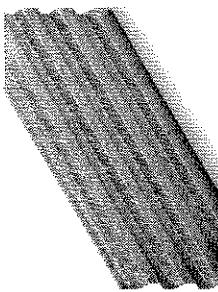
KEY WEST, FLORIDA

Bender & Associates  
ARCHITECTS

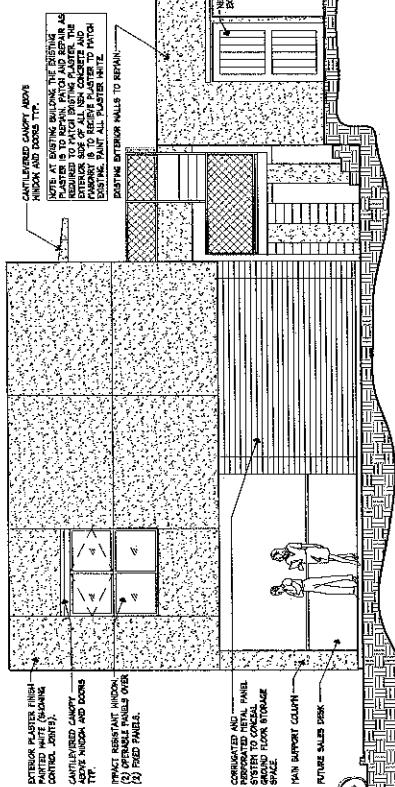
33



3 EXAMPLE OF RAILING MATERIAL



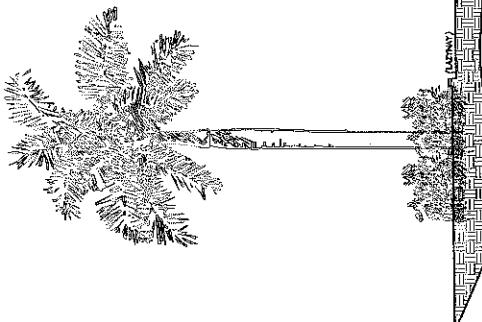
4 EXAMPLE OF METAL PANEL AT STORAGE AREA SCALENTZ



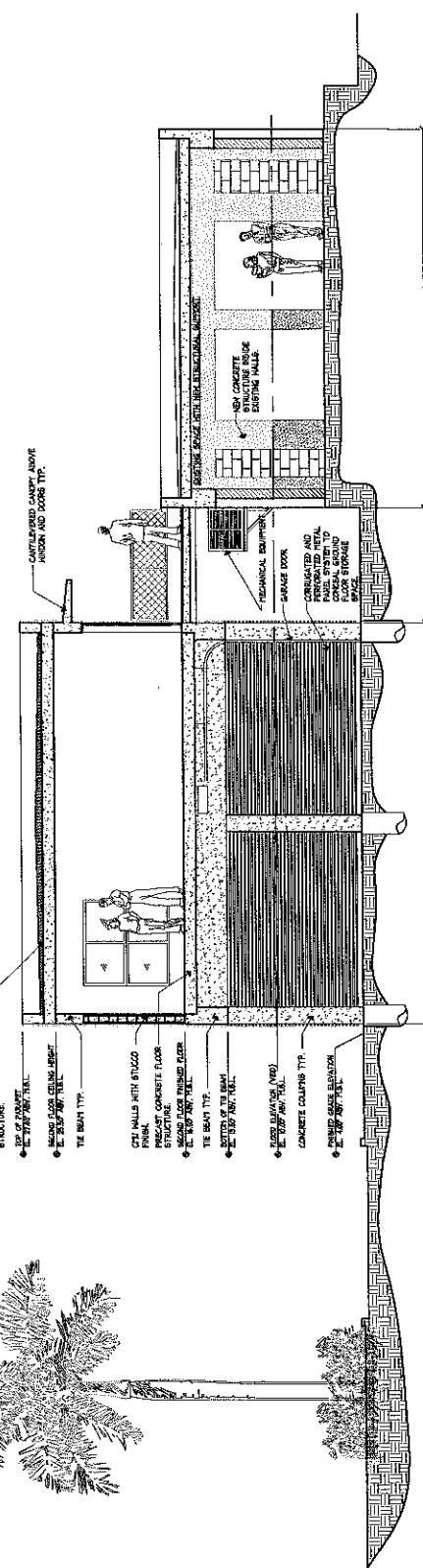
**EXTERIOR PLASTER FINISH**  
**PAINTED WHITE (SCANDIA**  
**CONTROL. JOINTS).**

**CANTILEVERED CANOPY** —  
**ABOVE NARROW AND DOORS**  
**TYP.**

**IMPACT RESISTANT WINDOW**  
**1/2 IN. GLASS, PANEL 4 OVER**  
**3/4 IN. GLASS, PANEL 5 OVER**  
**3/4 IN. GLASS, PANEL 6 OVER**



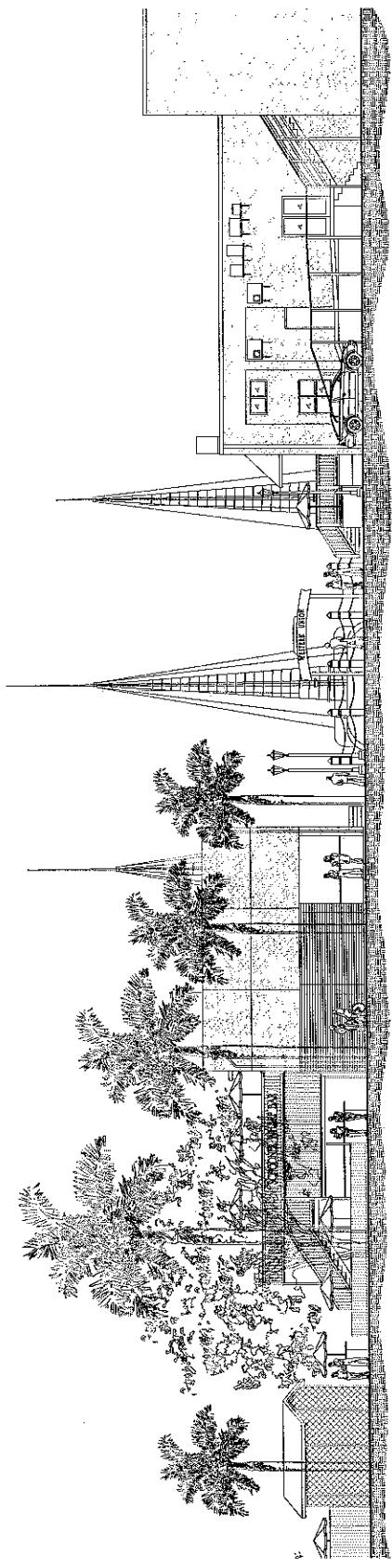
**PROPOSED EAST ELEVATION**



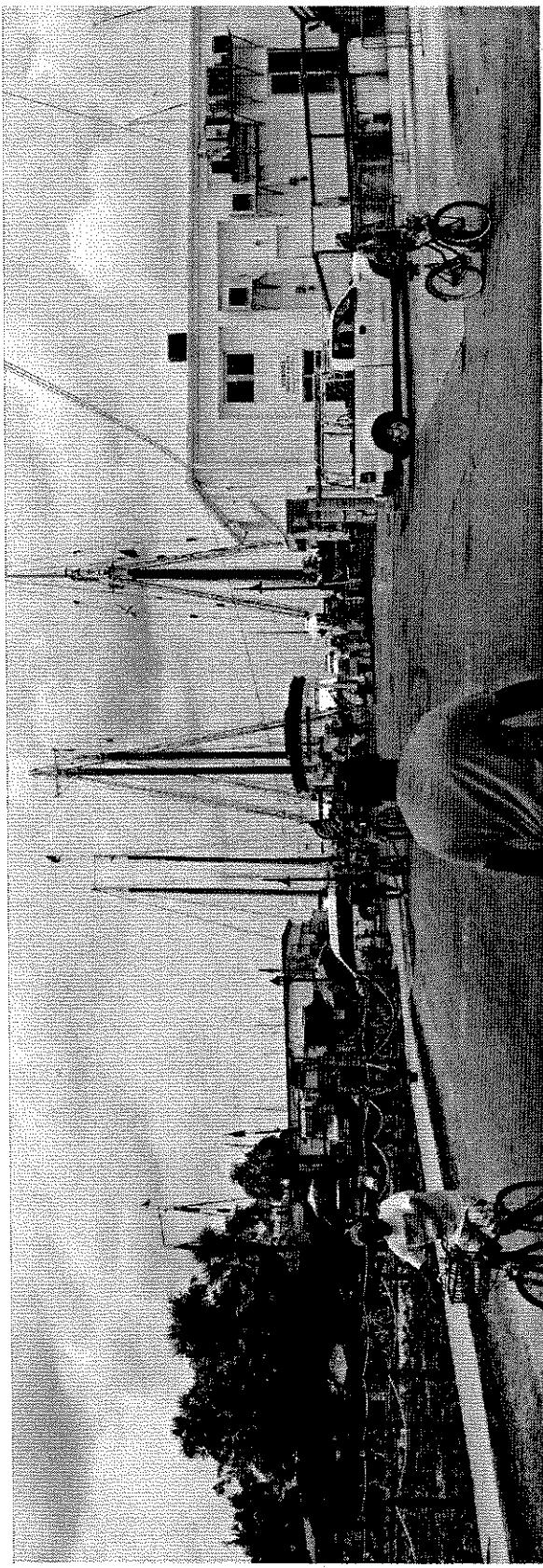
PROPOSED LONGITUDINAL SECTION

SCHOONER WHARF BAR

KEY WEST, FLORIDA



PROPOSED SOUTH ELEVATION (LOOKING FROM MILLAN STREET)



PHOTOGRAPH OF SITE (FROM MILLAN STREET)

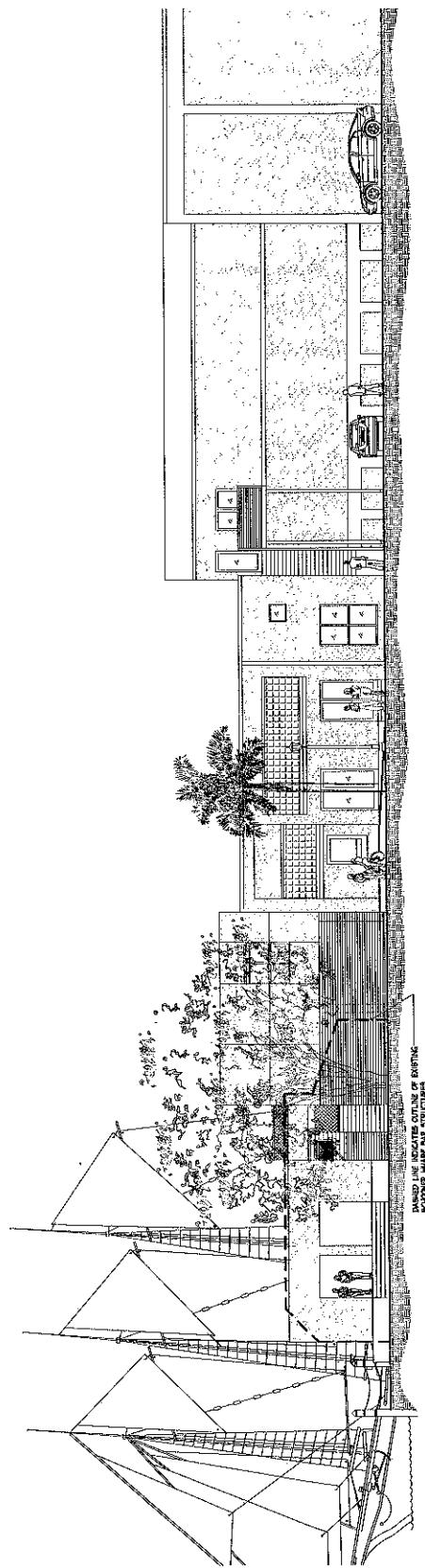
Bender & Associates  
ARCHITECTS  
p.a.

100  
200  
300  
400  
500  
600  
700  
800  
900  
1000  
1100  
1200  
1300  
1400  
1500  
1600  
1700  
1800  
1900  
2000  
2100  
2200  
2300  
2400  
2500  
2600  
2700  
2800  
2900  
3000  
3100  
3200  
3300  
3400  
3500  
3600  
3700  
3800  
3900  
4000  
4100  
4200  
4300  
4400  
4500  
4600  
4700  
4800  
4900  
5000  
5100  
5200  
5300  
5400  
5500  
5600  
5700  
5800  
5900  
6000  
6100  
6200  
6300  
6400  
6500  
6600  
6700  
6800  
6900  
7000  
7100  
7200  
7300  
7400  
7500  
7600  
7700  
7800  
7900  
8000  
8100  
8200  
8300  
8400  
8500  
8600  
8700  
8800  
8900  
9000  
9100  
9200  
9300  
9400  
9500  
9600  
9700  
9800  
9900  
10000  
10100  
10200  
10300  
10400  
10500  
10600  
10700  
10800  
10900  
11000  
11100  
11200  
11300  
11400  
11500  
11600  
11700  
11800  
11900  
12000  
12100  
12200  
12300  
12400  
12500  
12600  
12700  
12800  
12900  
13000  
13100  
13200  
13300  
13400  
13500  
13600  
13700  
13800  
13900  
14000  
14100  
14200  
14300  
14400  
14500  
14600  
14700  
14800  
14900  
15000  
15100  
15200  
15300  
15400  
15500  
15600  
15700  
15800  
15900  
16000  
16100  
16200  
16300  
16400  
16500  
16600  
16700  
16800  
16900  
17000  
17100  
17200  
17300  
17400  
17500  
17600  
17700  
17800  
17900  
18000  
18100  
18200  
18300  
18400  
18500  
18600  
18700  
18800  
18900  
19000  
19100  
19200  
19300  
19400  
19500  
19600  
19700  
19800  
19900  
20000  
20100  
20200  
20300  
20400  
20500  
20600  
20700  
20800  
20900  
21000  
21100  
21200  
21300  
21400  
21500  
21600  
21700  
21800  
21900  
22000  
22100  
22200  
22300  
22400  
22500  
22600  
22700  
22800  
22900  
23000  
23100  
23200  
23300  
23400  
23500  
23600  
23700  
23800  
23900  
24000  
24100  
24200  
24300  
24400  
24500  
24600  
24700  
24800  
24900  
25000  
25100  
25200  
25300  
25400  
25500  
25600  
25700  
25800  
25900  
26000  
26100  
26200  
26300  
26400  
26500  
26600  
26700  
26800  
26900  
27000  
27100  
27200  
27300  
27400  
27500  
27600  
27700  
27800  
27900  
28000  
28100  
28200  
28300  
28400  
28500  
28600  
28700  
28800  
28900  
29000  
29100  
29200  
29300  
29400  
29500  
29600  
29700  
29800  
29900  
30000  
30100  
30200  
30300  
30400  
30500  
30600  
30700  
30800  
30900  
31000  
31100  
31200  
31300  
31400  
31500  
31600  
31700  
31800  
31900  
32000  
32100  
32200  
32300  
32400  
32500  
32600  
32700  
32800  
32900  
33000  
33100  
33200  
33300  
33400  
33500  
33600  
33700  
33800  
33900  
34000  
34100  
34200  
34300  
34400  
34500  
34600  
34700  
34800  
34900  
35000  
35100  
35200  
35300  
35400  
35500  
35600  
35700  
35800  
35900  
36000  
36100  
36200  
36300  
36400  
36500  
36600  
36700  
36800  
36900  
37000  
37100  
37200  
37300  
37400  
37500  
37600  
37700  
37800  
37900  
38000  
38100  
38200  
38300  
38400  
38500  
38600  
38700  
38800  
38900  
39000  
39100  
39200  
39300  
39400  
39500  
39600  
39700  
39800  
39900  
40000  
40100  
40200  
40300  
40400  
40500  
40600  
40700  
40800  
40900  
41000  
41100  
41200  
41300  
41400  
41500  
41600  
41700  
41800  
41900  
42000  
42100  
42200  
42300  
42400  
42500  
42600  
42700  
42800  
42900  
43000  
43100  
43200  
43300  
43400  
43500  
43600  
43700  
43800  
43900  
44000  
44100  
44200  
44300  
44400  
44500  
44600  
44700  
44800  
44900  
45000  
45100  
45200  
45300  
45400  
45500  
45600  
45700  
45800  
45900  
46000  
46100  
46200  
46300  
46400  
46500  
46600  
46700  
46800  
46900  
47000  
47100  
47200  
47300  
47400  
47500  
47600  
47700  
47800  
47900  
48000  
48100  
48200  
48300  
48400  
48500  
48600  
48700  
48800  
48900  
49000  
49100  
49200  
49300  
49400  
49500  
49600  
49700  
49800  
49900  
50000  
50100  
50200  
50300  
50400  
50500  
50600  
50700  
50800  
50900  
51000  
51100  
51200  
51300  
51400  
51500  
51600  
51700  
51800  
51900  
52000  
52100  
52200  
52300  
52400  
52500  
52600  
52700  
52800  
52900  
53000  
53100  
53200  
53300  
53400  
53500  
53600  
53700  
53800  
53900  
54000  
54100  
54200  
54300  
54400  
54500  
54600  
54700  
54800  
54900  
55000  
55100  
55200  
55300  
55400  
55500  
55600  
55700  
55800  
55900  
56000  
56100  
56200  
56300  
56400  
56500  
56600  
56700  
56800  
56900  
57000  
57100  
57200  
57300  
57400  
57500  
57600  
57700  
57800  
57900  
58000  
58100  
58200  
58300  
58400  
58500  
58600  
58700  
58800  
58900  
59000  
59100  
59200  
59300  
59400  
59500  
59600  
59700  
59800  
59900  
60000  
60100  
60200  
60300  
60400  
60500  
60600  
60700  
60800  
60900  
61000  
61100  
61200  
61300  
61400  
61500  
61600  
61700  
61800  
61900  
62000  
62100  
62200  
62300  
62400  
62500  
62600  
62700  
62800  
62900  
63000  
63100  
63200  
63300  
63400  
63500  
63600  
63700  
63800  
63900  
64000  
64100  
64200  
64300  
64400  
64500  
64600  
64700  
64800  
64900  
65000  
65100  
65200  
65300  
65400  
65500  
65600  
65700  
65800  
65900  
66000  
66100  
66200  
66300  
66400  
66500  
66600  
66700  
66800  
66900  
67000  
67100  
67200  
67300  
67400  
67500  
67600  
67700  
67800  
67900  
68000  
68100  
68200  
68300  
68400  
68500  
68600  
68700  
68800  
68900  
69000  
69100  
69200  
69300  
69400  
69500  
69600  
69700  
69800  
69900  
70000  
70100  
70200  
70300  
70400  
70500  
70600  
70700  
70800  
70900  
71000  
71100  
71200  
71300  
71400  
71500  
71600  
71700  
71800  
71900  
72000  
72100  
72200  
72300  
72400  
72500  
72600  
72700  
72800  
72900  
73000  
73100  
73200  
73300  
73400  
73500  
73600  
73700  
73800  
73900  
74000  
74100  
74200  
74300  
74400  
74500  
74600  
74700  
74800  
74900  
75000  
75100  
75200  
75300  
75400  
75500  
75600  
75700  
75800  
75900  
76000  
76100  
76200  
76300  
76400  
76500  
76600  
76700  
76800  
76900  
77000  
77100  
77200  
77300  
77400  
77500  
77600  
77700  
77800  
77900  
78000  
78100  
78200  
78300  
78400  
78500  
78600  
78700  
78800  
78900  
79000  
79100  
79200  
79300  
79400  
79500  
79600  
79700  
79800  
79900  
80000  
80100  
80200  
80300  
80400  
80500  
80600  
80700  
80800  
80900  
81000  
81100  
81200  
81300  
81400  
81500  
81600  
81700  
81800  
81900  
82000  
82100  
82200  
82300  
82400  
82500  
82600  
82700  
82800  
82900  
83000  
83100  
83200  
83300  
83400  
83500  
83600  
83700  
83800  
83900  
84000  
84100  
84200  
84300  
84400  
84500  
84600  
84700  
84800  
84900  
85000  
85100  
85200  
85300  
85400  
85500  
85600  
85700  
85800  
85900  
86000  
86100  
86200  
86300  
86400  
86500  
86600  
86700  
86800  
86900  
87000  
87100  
87200  
87300  
87400  
87500  
87600  
87700  
87800  
87900  
88000  
88100  
88200  
88300  
88400  
88500  
88600  
88700  
88800  
88900  
89000  
89100  
89200  
89300  
89400  
89500  
89600  
89700  
89800  
89900  
90000  
90100  
90200  
90300  
90400  
90500  
90600  
90700  
90800  
90900  
91000  
91100  
91200  
91300  
91400  
91500  
91600  
91700  
91800  
91900  
92000  
92100  
92200  
92300  
92400  
92500  
92600  
92700  
92800  
92900  
93000  
93100  
93200  
93300  
93400  
93500  
93600  
93700  
93800  
93900  
94000  
94100  
94200  
94300  
94400  
94500  
94600  
94700  
94800  
94900  
95000  
95100  
95200  
95300  
95400  
95500  
95600  
95700  
95800  
95900  
96000  
96100  
96200  
96300  
96400  
96500  
96600  
96700  
96800  
96900  
97000  
97100  
97200  
97300  
97400  
97500  
97600  
97700  
97800  
97900  
98000  
98100  
98200  
98300  
98400  
98500  
98600  
98700  
98800  
98900  
99000  
99100  
99200  
99300  
99400  
99500  
99600  
99700  
99800  
99900  
100000

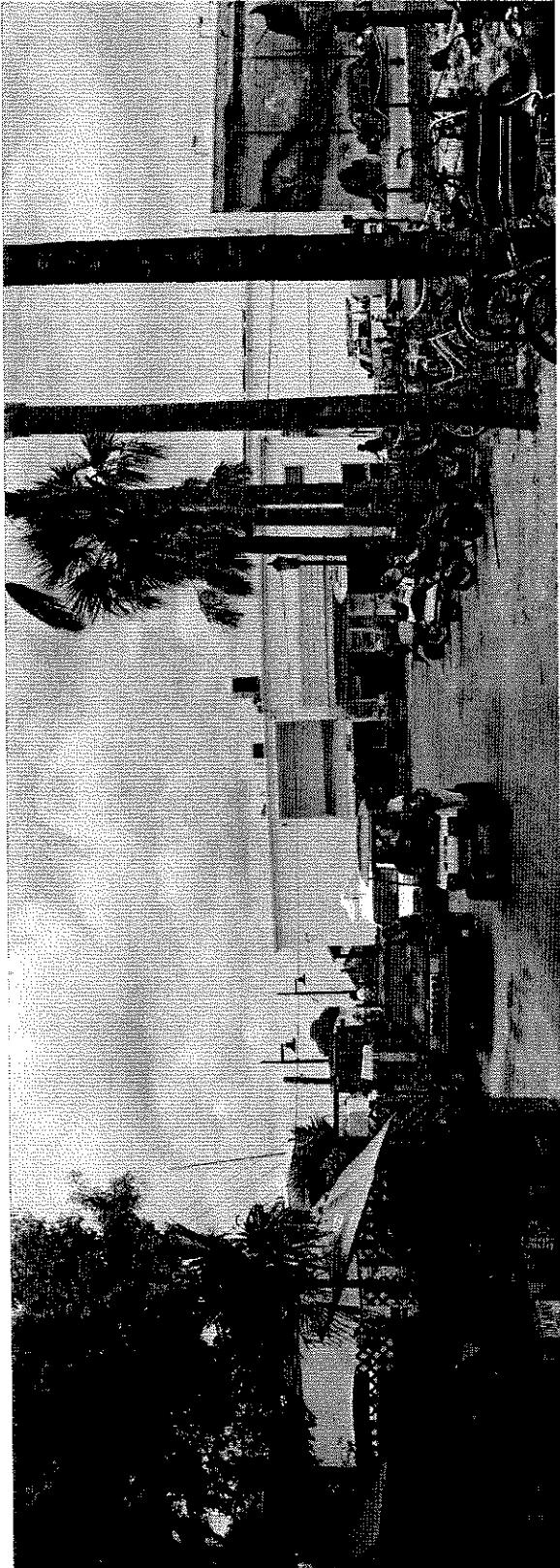
A4

SCHOOONE WHARF BAR

KEY WEST, FLORIDA



**2** PROPOSED WEST ELEVATION (LOOKING FROM LAZYWAY)  
A5



PHOTOGRAPH OF SITE (LOOKING FROM LAZYWAY)

Bender & Associates

100

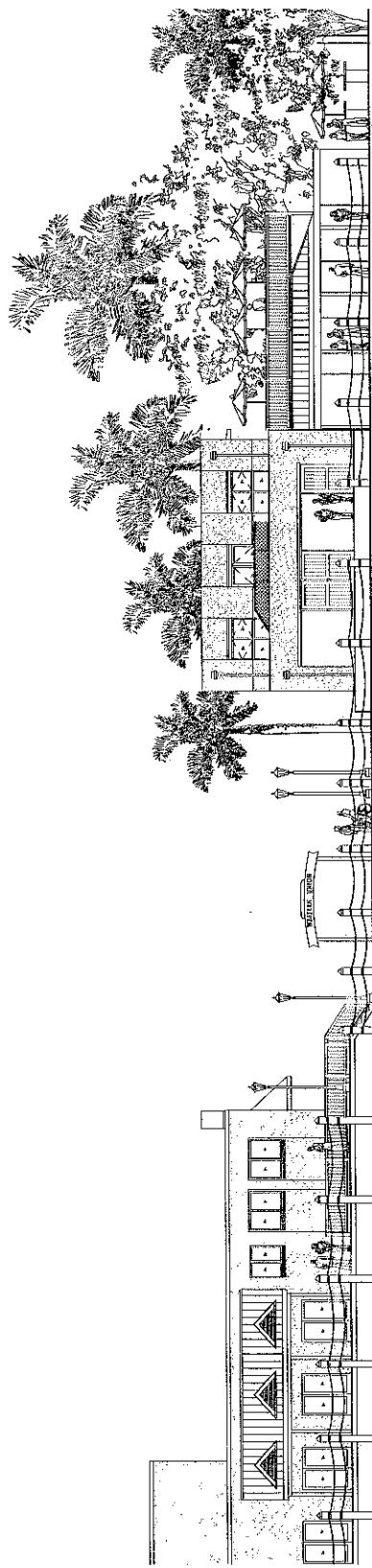
10

50  
A

SCHOONER WHARF BAR  
KEY WEST, FLORIDA

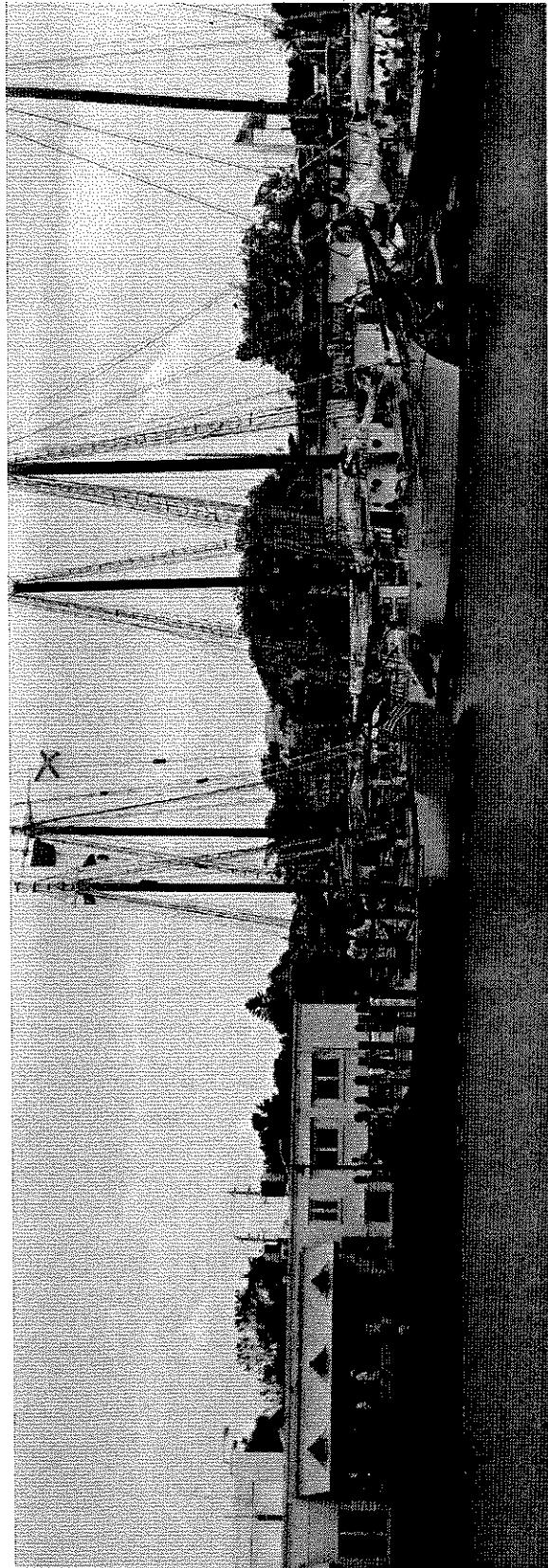
Bender & Associates  
ARCHITECTS  
p.a.

A6



PROPOSED NORTH ELEVATION (LOOKING FROM LANDWARD)

2  
A5



PROPOSED NORTH ELEVATION (LOOKING LANDWARD AREA)

1  
A5

1  
A5

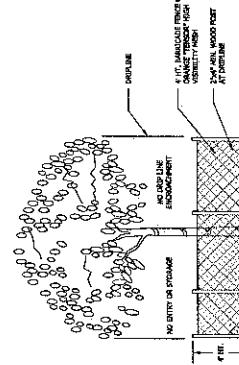
LANDSCAPE SPECIFICATIONS

## GENERAL NOTES

- ENSURING USES ARE PROVIDED LAID OUT BY CONTRACTOR AND  
REAINED AT ADDITIONAL COST TO THE OWNER.

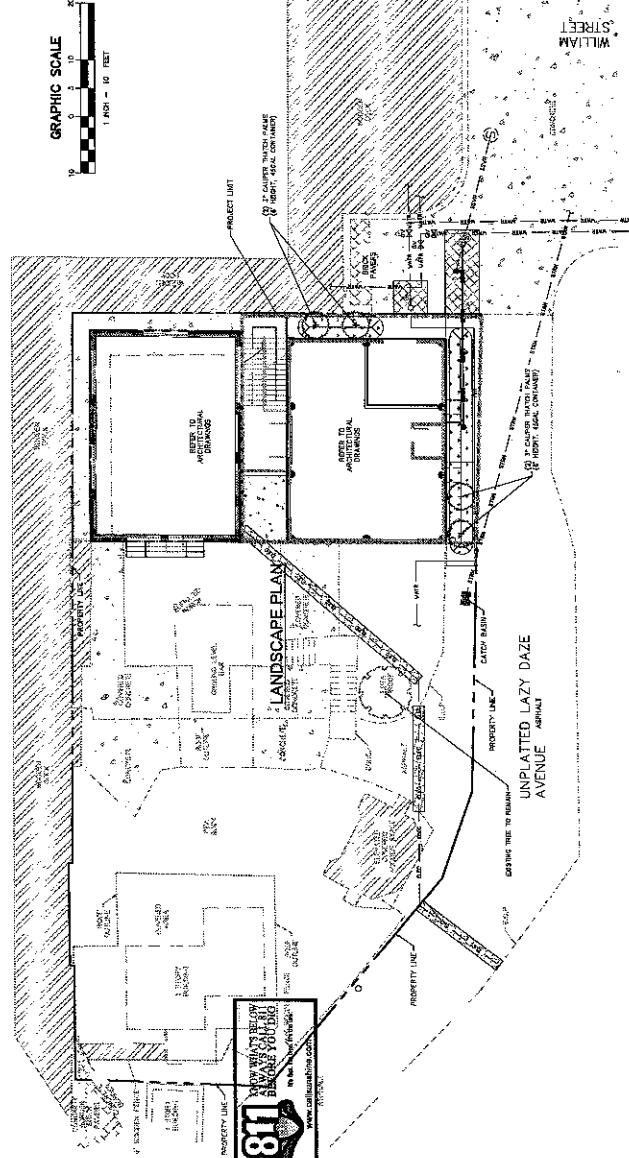
3. THE WORK AND MATERIALS NECESSARY FOR MEETING THESE  
SPECIFICATIONS SHALL BE INCLUDED IN THE UNIT COST OF TREE AND/OR  
PAWN REDUCTION.

4. THE CONTRACTOR SHALL PERFORM ALL TREE REMOVAL AND  
REMOVAL ACTIVITIES IN COMPLIANCE WITH ALL FEDERAL, STATE,  
BROWNSVILLE, AND LOCAL CODE REQUIREMENTS.



THE PRESERVATION OF A WALL FENCE

TREE PRESERVATION BARRICADE FENCING



✓