

VARIANCE APPLICATION INFORMATION SHEET

City of Key West Planning Department PO Box 1409 Key West, FL 33041-1409 (305) 809-3720



Please read the following carefully before filling out the application

This application and any required attachments should be submitted to the City Planning Department at 3140 Flagler Avenue. It is preferable to make an appointment before the application is submitted to determine what variances are necessary and what fee applies.



Please note that all proposed variances for development within the Historic District must be approved by the Historic Architectural Review Commission (HARC) prior to submitting this application.

Application Process

- After submittal, the application will be reviewed by the Development Review Committee (DRC). Additional modifications to the site plan may be necessary at that time.
- After the DRC process the applicant will be responsible for submitting a landscape approval letter from the Urban Forestry Program Manager and a Stormwater approval letter from the Director of Engineering.
- When the application is determined to be complete, it will be brought forth to the Planning Board. If the application is approved, there is a 10 day appeal period.
- After the 10 day appeal period, the application will be sent to the Department of Community Affairs (DCA) for rendering. The rendering period is 45 days.

PLEASE NOTE:

- Owners and applicants are notified of their scheduled Planning Board hearing date.
- Attendance at the formal public hearing is mandatory.
- Notice of Public Meeting is published in the newspaper.
- Owners of property within 300 feet of the subject property or parcels are notified by mail.
- Notice of public hearing will be posted on the property and must be left up until after the hearing.

FEE SCHEDULE

Variances, any number of issues	\$1,000.00
All After-the-fact variances	\$2,000.00
Advertising and Noticing Fee	\$ 100.00
Fire Department Review Fee	\$ 50.00



Please include the following with this application:

- A <u>copy of the most recent recorded</u> warranty deed with the Book and Page numbers from the office of the Clerk of Circuit Court for Monroe County containing a legal description of the subject parcel. The application forms must be signed by all owners listed on the deed. For business/corporate ownership, please attach authorization for name of executive authorized to make the application.
- 2. An application fee is determined according to the attached fee schedule. Make the check payable to the City of Key West and include the site address on the memo portion of the check. Be advised that upon review by the Planning Department, additional or fewer variances may be required necessitating a different fee. It is best to see a Planner before turning in the application.
- 3. A drawing or drawings of the subject site, indicating the following:
 - a. **Existing and proposed** lot coverage including buildings, pools, spas, driveways and other walkways, patios, porches, covered areas and decks.
 - b. Location and identification/names of existing trees of 3.5 inches diameter or greater on the property or extending over the proposed work (including access routes and stormwater areas). Please provide photos.
 - c. All proposed changes to what exists, including those which make the variance(s) necessary.
 - d. Lot dimensions on all drawings and the distance from all property lines of all existing and proposed structures.
 - e. Dimensions (existing and proposed) of all the items in (a) above, including the height and number of stories of the structure.
 - f. Parking spaces and dimensions (existing and proposed).
 - g. Easements or other encumbrances on the property.
- One copy of the most recent survey of the property.
- 5. Elevation drawings of proposed structures, indicating finished height above established grade as measured from crown of road.
- 6. Floor Plans of existing and proposed development.
- 7. Stormwater management plan.
- 8. PDF or compatible electronic format of entire application on compact disk.

The attached Verification and Authorization Forms must be notarized. This can be done at City Hall or the Planning Department. Identification is required. An out-of-state notarization is acceptable, if necessary.

Make sure that the applicable application and authorization forms are signed by all people listed as owners on the recorded Warranty Deed.

Be advised that the City will not grant a variance unless the City Impact Fees of sewer and solid waste services are paid in full.

If you have any questions, please call the Planning Department. We will be happy to assist you in the application process.

Flood Zone AE7

Please print or type a response to the following:

Description

12.

VARIANCES ARE QUASI-JUDICIAL HEARINGS AND IT IS IMPROPER TO SPEAK TO A PLANNING BOARD AND/OR BOARD OF ADJUSTMENT MEMBER ABOUT THE VARIANCE OUTSIDE THE HEARING

Variance Application

City of Key West Planning Department

1.	Site Address 3308 Duck Avenue
2.	Name of Applicant Christy M. Moscley
3.	Applicant is: Owner Authorized Representative (attached Authorization Form must be completed)
4.	Address of Applicant 3308 Puck Avenue
	key West, FL 33040
5.	Phone # of Applicant 304 833 40 70 Mobile# Fax#
6.	E-Mail Address Chn3 tymosely @ gmail. com
7.	Name of Owner, if different than above <u>SAME</u> AS Above
8.	Address of Owner
9.	Phone Number of OwnerFax#
10.	Email Address
11.	Zoning District of Parcel SF RE# 00052960-000500

13. Required information: (application will not move forward until all information is provided)

	Required	Existing	Requested
Front Setback	30'-0"	271-43/4"	no change
Side Setback N	71-0"	0'-0"	no change
Side Setback S	71-0"	9'-103/4"	1'-91/44
Rear Setback	201-0"	0'-0"	no change
Building Coverage	35% [721.895	F) 52% (1,062.92	SF) 56% (1,194.02
Open Space Requirements	35% (721.88 SF	148.5% (999.58	14% (908.48 54)
Impervious Surface	50% (1,031.25 S	F) 52% (1,062.925	A 56% (1,154.02 SF)

Construction,

Development,

and

Use

MOV 29 2010

Proposed

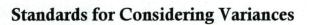
PLANNING DE 14.	Is Subject Property located within the Historic District? Yes No If Yes, indicate date of HARC approval as well as the HARC Approval Number. Attach minutes of the meeting.
WOV 29 2010	Date HARC#
MONROE 15.	Are there any easements, deed restrictions or other encumbrances attached to the subject property? Yes No If Yes, please describe and attach relevant documents
16.	Will the work be within the dripline (canopy) of any tree on or off the property? YES NO If yes, provide date of landscape approval, and attach a copy of such approval.

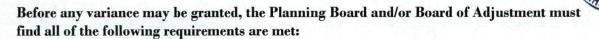
Check List

(to be completed by Planning Staff and Applicant at time of submittal)

Applicant Initials	Staff Initials	The following must be included with this application
cm		Copy of the most recent recorded deed showing ownership and a legal description of the subject property
cm	ann	Application Fee (to be determined according to fee schedule) Site Plan (existing and proposed) as specified on Variance Application Information Sheet
cm	ana	Site Plan (existing and proposed) as specified on Variance Application Information Sheet
on		Floor Plans of existing and proposed development (8.5 x 11)
cm	1000	Copy of the most recent survey of the subject property
cm		Elevation drawings as measured from crown of road—red to determine MSML- Stormwater management plan
(M)	/	Stormwater management plan
cmi	NIA aga	HARC Approval (if applicable)
cm		Notarized Verification Form
cm		A PDF or compatible electronic copy of the complete application on a compact disk

Please note that all architecture or engineering designs must be prepared and sealed by a professional architect or engineer registered in the state pursuant to F.S. chs. 471 and 481, respectively. Two signed and sealed copies will be required at time of submittal.





1.	Existence of special conditions or circumstances. 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 zoning district.
The	se are four-plexes that all have very small
24	sel lomens as Over tome must possels
In	no la contensions ou time, most parcers
111	We been fences.
circumstances exist which are peculiar to the land, structure or building involved an which are not applicable to other land, structures or buildings in the same zoning district. These are four plexes that all have very small parcel simensions. Over time, most parcels. Parcel simensions. Over time, most parcels. 2. Conditions not created by applicant. That the special conditions and circumstances of not result from the action or negligence of the applicant. Same as # 1. 3. Special privileges not conferred. That granting the variance(s) requested will not confequent the applicant any special privileges denied by the land development regulations to other lands, buildings or structures in the same zoning district. Several of the surrounding units have done similar additions to the surrounding units have done similar additions and change similar additions exist. That literal interpretation of the provisions of the land development regulations would deprive the applicant of rights commonly enjoyed by	
	salas de la companya de la companya de calcum en 100 de la companya de la companya de la companya de la compan La companya de la companya de la companya de calcum en 100 de la companya de la companya de la companya de la
se	scral of the surrounding units have done
nos	sult in the need for Additional living
	rce as their families grew and changed
4.	Hardship conditions exist. That 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.
A	
40	
1	the base (laule and I'll have to be
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1+1	tered to Accommodate The Addition to The
fra	mily.



Only minimum variance(s) granted. That the variance(s) granted is/are the minimum variance(s) that will make possible the reasonable use of the land, building or structure.

We are only asking for lot coverage/setback variances.

6. Not injurious to the public welfare. That granting of the variance(s) will be in harmony with the general intent and purpose of the land development regulations and that such variances will not be injurious to the area involved or otherwise detrimental to the public interest or welfare.

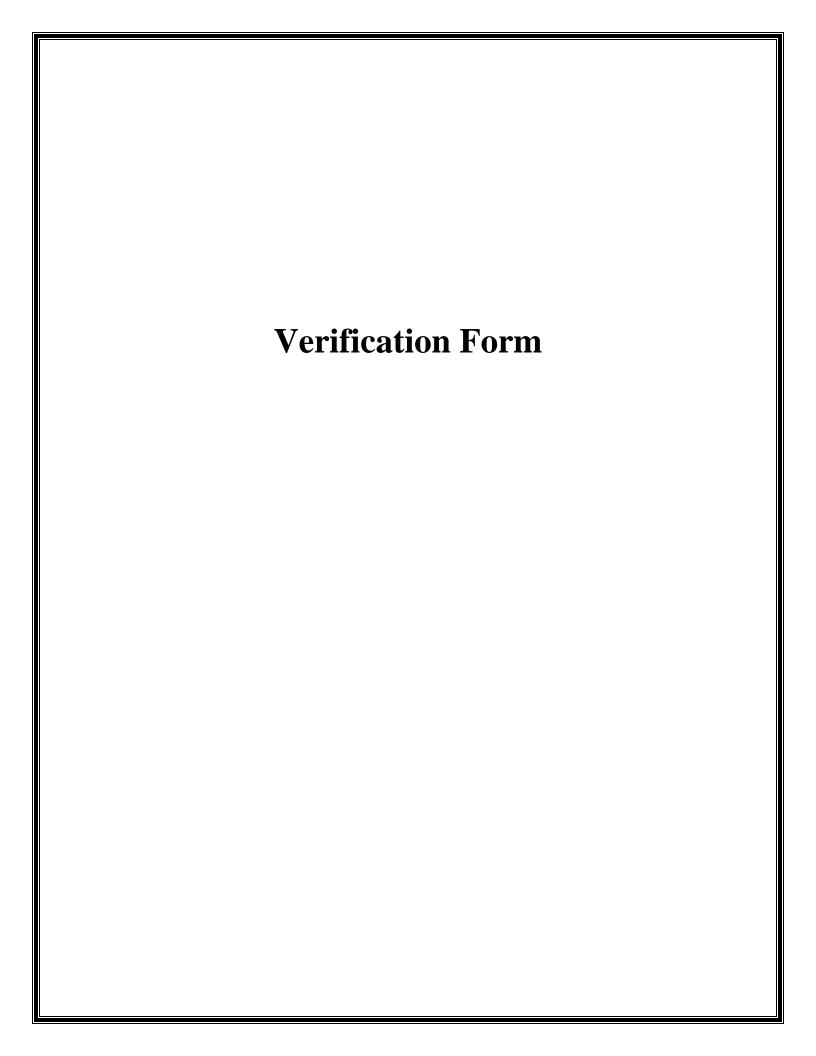
Several of the units in this development have similar Additions; whether for washer/dryers, storage, or utility space

7. Existing nonconforming uses of other property shall not be considered as the basis for approval. That no other nonconforming use of neighboring lands, structures, or buildings in the same district, and that no other permitted use of lands, structures or buildings in other districts shall be considered grounds for the issuance of a variance.

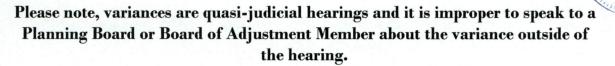
Addition it will require complete re-use and design of the existing structure in order to accommodate the addition to the fam.

The Planning Board and/or Board of Adjustment shall make factual findings regarding the following:

- That the standards established in subsection (a) have been met by the applicant for a variance.
- That the applicant has demonstrated a "good neighbor policy" by contacting or attempting to contact all noticed property owners who have objected to the variance application, and by addressing the objections expressed by these neighbors.



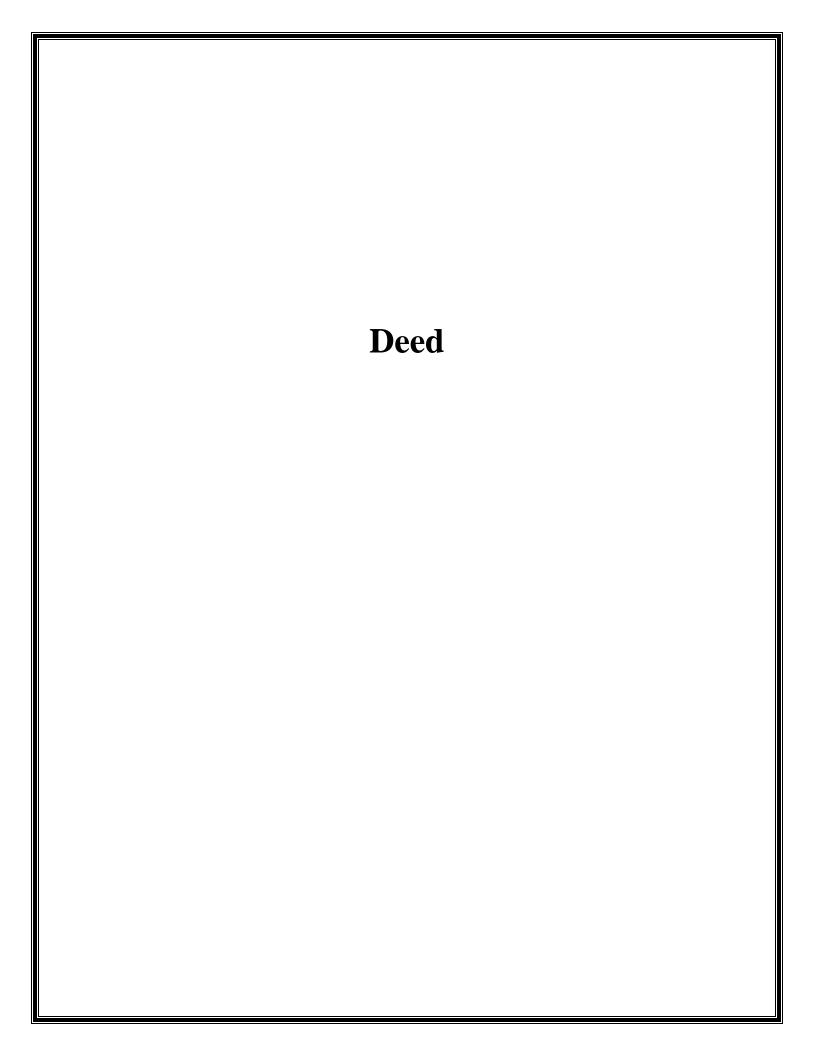
Verification Form

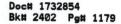


This form should be completed by the applicant. Where appropriate, please indicate whether applicant is the owner or a legal representative. If a legal representative, please have the owner(s) complete the following page, "Authorization Form."

Name(s) of Applicant(s), be ing duly sworn, depose and say
that: I am (check one) the Owner Owner's Legal Representative for the property identified as the subject matter of this application:
3308 Duck Avenue Key West FL 33040 Street Address and Commonly Used Name (if any)
All of the answers to the above questions, drawings, plans and any other attached data which make up this application, are true and correct to the best of my knowledge and belief and that if not true or correct, are grounds for revocation of any action reliant on said information.
Signature of Owner/Legal Representative Signature of Joint/Co-owner
Subscribed and sworn to (or affirmed) before me on 1/0/28, 2016 (date) by
Christy M. Mosely (name). Helshe is personally known to me or has
presented Personally Known " as identification.
KEITH D. MACDONALD MY COMMISSION # DD905868 "XPIRES: July 09, 2013 Notary's Signature and Seal
Keith D. Mac Donald Name of A cknowledger typed, printed or stamped
Motary Title or Rank DD 905868 Commission Number (if any)

MOV 29 2010





WARRANTY DEED

THIS WARRANTY DEED dated February 26, 2009, by Jacek Zielinksi and Malgorzata Pyda, husband and wife, hereinafter called the grantor, to Christy M. Moseley, a single woman, and Bruce E. Moseley and Dianne S. Moseley, husband and wife, whose post office address is 3308 Duck Avenue, Key West, FL 33040, hereinafter *as joint tenants with rights of survivorship

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of

WITNESSETH: That the grantor, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys, and confirms unto the grantee, all the certain land situated in Monroe County, Florida, to wit:

Unit 5, KEY WEST ESTATES, more particularly described as follows:

A parcel of land in Block 9, according to the Key West Foundation Co.'s Plat No. 2, as recorded in Plat Book 1. at Page 189, of the Public Records of Monroe County, Florida; said parcel being described as follows: COMMENCE at the Southwest corner of Lot 13, of said Block 9 and run thence East and parallel with the South boundary of the said Block 9 for a distance of 187.50 feet; thence North and parallel with the East boundary of the said Bock 9 for a distance of 65 feet to the Point of Beginning; thence continue North and parallel with the East boundary of the said Block 9 for a distance of 55 feet to the North boundary of the said Block 9; thence West along the North boundary of the said Block for a distance of 37.50 feet; thence South and parallel with the East boundary of the said Block 9 for a distance of 55 feet; thence East and parallel with the South boundary of the said Block 9 for a distance of 37.50 feet back to the Point of Beginning.

Subject to easements, restrictions, reservations and limitations of record, if any.

TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the same in Fee Simple forever.

AND the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2008.

IN WITNESS WHEREOF, the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of: (Witness Signature) Sanne (Print Name of Witness) Address: (Witness Signature 3308 Duck Avenue Key West, FL 33040 (Print Name of Witness) State of Florida

Monroe County of

Sworn to and subscribed before me this day of February, 2009, by Jacek Zielinksi and Malgorzata Pyda, who are personally known to me or who have produced EL Drivers Liconsis as identification.

Phinted Names **Notary Public** My commission expires:

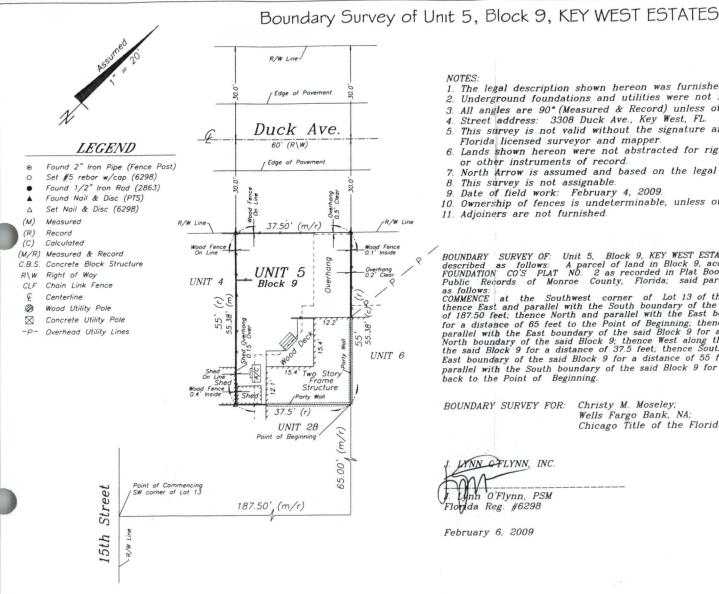
MONICA HORNYAK Notary Public - State of Florida Commission Expires Aug 18, 2009 Commission # DD 453153

Warranty Deed (Individual to Individual) Rev (3/00)

MONROE COUNTY OFFICIAL RECORDS







NOTES: 1. The legal description shown hereon was furnished by the client or their agent.

2. Underground foundations and utilities were not located.

3. All angles are 90° (Measured & Record) unless otherwise noted.

Street address: 3308 Duck Ave., Key West, FL.

This survey is not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.

Lands shown hereon were not abstracted for rights-of-way, easements, ownership, or other instruments of record.

North Arrow is assumed and based on the legal description.

8. This survey is not assignable.

Date of field work: February 4, 2009.

10. Ownership of fences is undeterminable, unless otherwise noted.

11. Adjoiners are not furnished.

BOUNDARY SURVEY OF: Unit 5, Block 9, KEY WEST ESTATES, more particularly described as follows: A parcel of land in Block 9, according to KEY WEST FOUNDATION CO'S PLAT NO. 2 as recorded in Plat Book 1 at Page 189 of the Public Records of Monroe County, Florida; said parcel being described COMMENCE at the Southwest corner of Lot 13 of the said Block 9 and run thence East and parallel with the South boundary of the said Block 9 for a distance of 187.50 feet; thence North and parallel with the East boundary of the said Block 9 for a distance of 65 feet to the Point of Beginning; thence continue North and parallel with the East boundary of the said Block 9 for a distance of 55 feet to the North boundary of the said Block 9; thence West along the North boundary of the said Block 9 for a distance of 37.5 feet; thence South and parallel with the East boundary of the said Block 9 for a distance of 55 feet; thence East and parallel with the South boundary of the said Block 9 for a distance of 37.5 feet back to the Point of Beginning.

BOUNDARY SURVEY FOR: Christy M. Moseley;

Wells Fargo Bank, NA; Chicago Title of the Florida Keys;

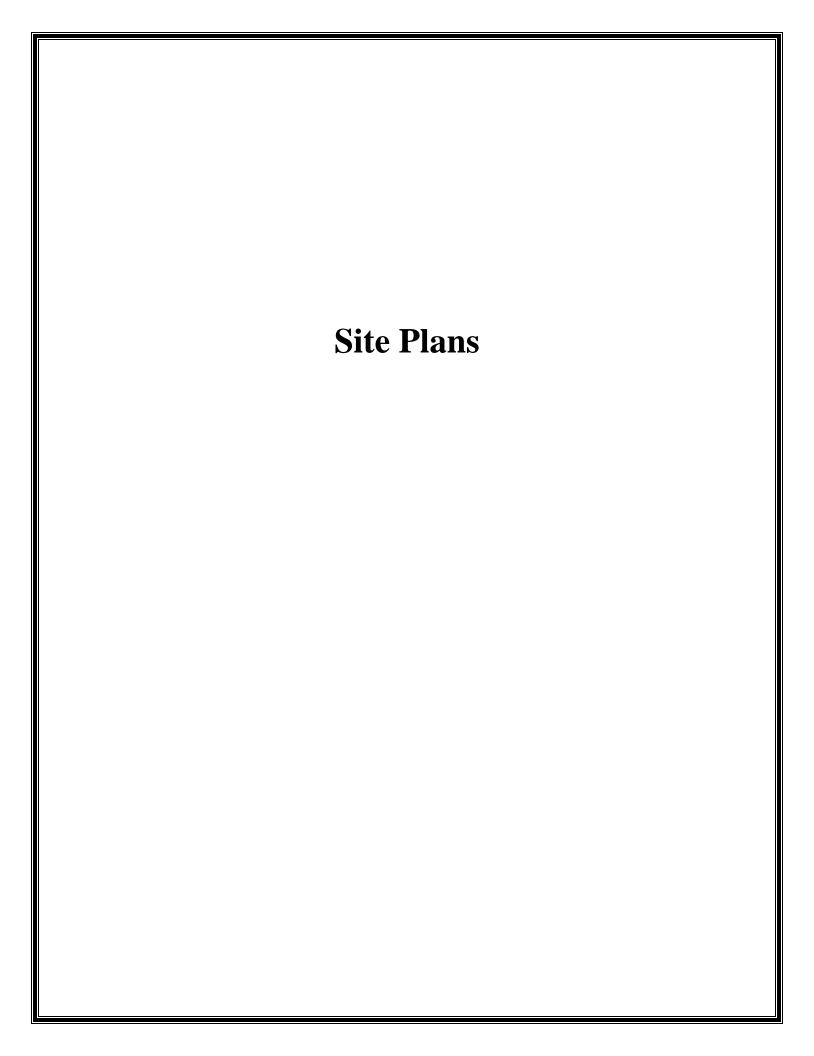
NOTLYNN, INC. nn O'Flynn, PSM Florida Reg. #6298

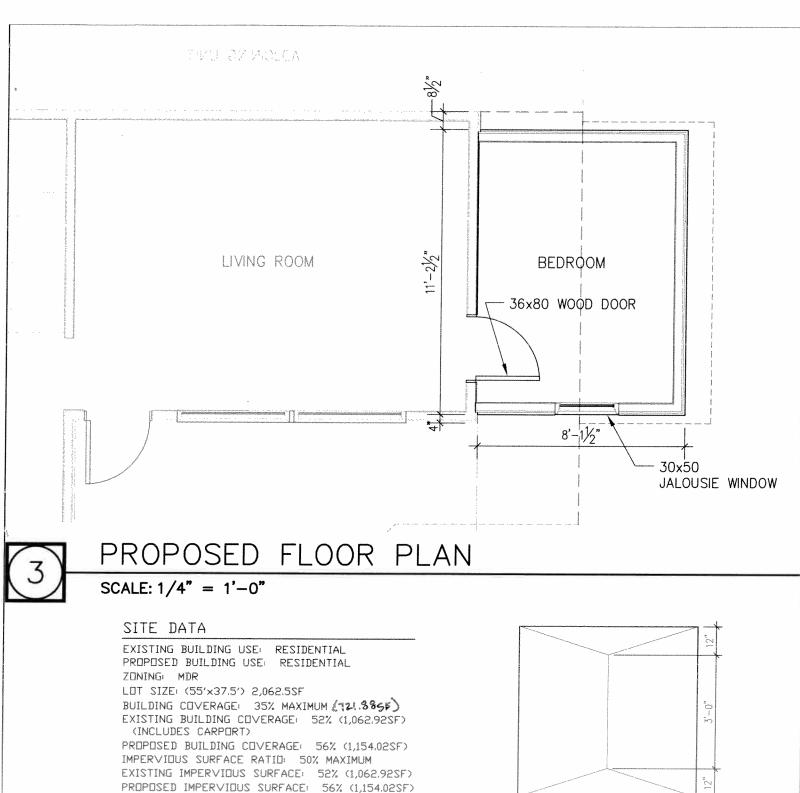
February 6, 2009



3430 Duck Ave., Key West, FL 33040 (305) 296-7422 FAX (305) 296-2244







6'-0"

SWALE

SITE CALCULATIONS AND DETAIL

FRONT SETBACK: 30'-0" (EXISTING 27'-4 3/4")

RETENTION REQUIREMENT (-1') = 91.1SFx0.083FT=7.6CF

NORTH SIDE SETBACK: 7'-0" (EXISTING 0'-0") SOUTH SIDE SETBACK: 7'-0" (EXISTING 9'-10 3/4")

REAR SETBACK: 20'-0" (EXISTING 0'-0") CHANGE IN IMPERVIOUS AREA: + 91.1SF

7.6CF / 3CF/LF OF SWALE = 3LF

SCALE: NOT TO SCALE

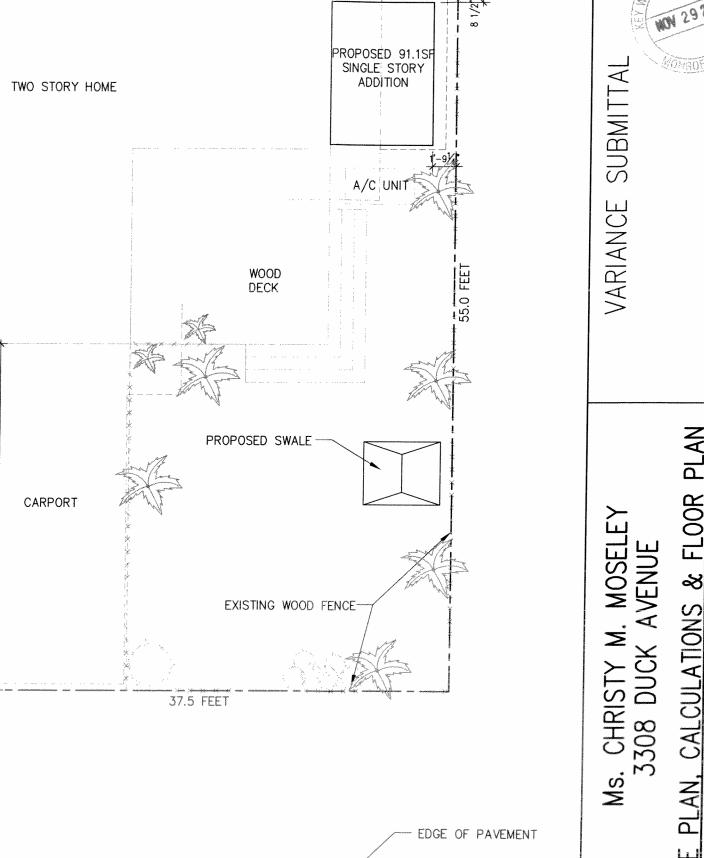
(PROPOSED 1'-9 1/4")

3 FOOT SWALE REQUIRED

SITE PLAN

DUCK AVENUE

SCALE: 1/8" = 1'-0"



37.5 FEET

NOVEMBER 2010

NOVEMBER 2010

SCALE: 3/16" = 1'-0"



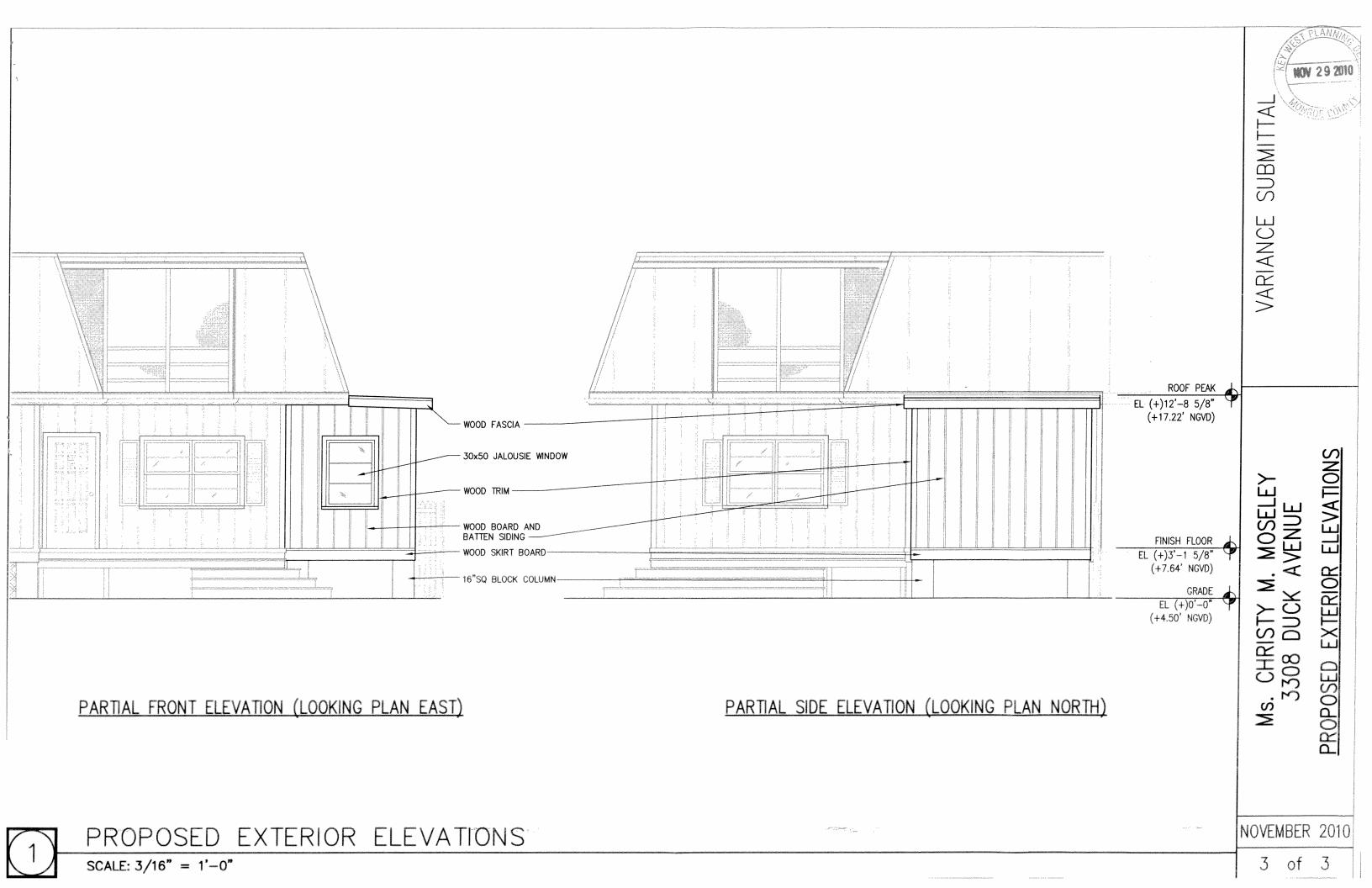


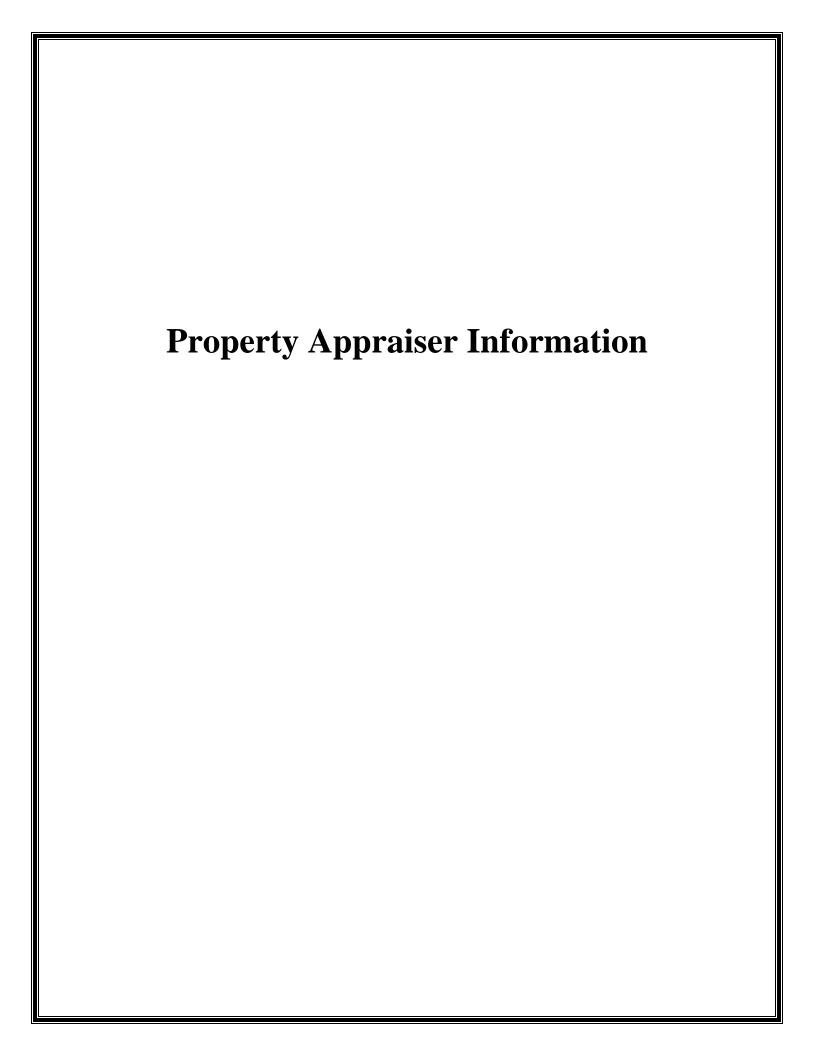
PARTIAL FRONT ELEVATION (LOOKING PLAN EAST)

PARTIAL SIDE ELEVATION (LOOKING PLAN NORTH)

EXISTING EXTERIOR ELEVATIONS

2 of 3





Ervin A. Higgs, CFA **Property Appraiser** Monroe County, Florida



office (305) 292-3420 fax (305) 292-3501

Property Record View

Alternate Key: 8687559 Parcel ID: 00052960-000500

Ownership Details

Mailing Address: MOSELEY CHRISTY 3308 DUCK AVE KEY WEST, FL 33040 All Owners:

MOSELEY BRUCE E AND DIANNE S R/S, MOSELEY

Property Details

PC Code: 01 - SINGLE FAMILY

Millage Group: 10KW Affordable No Housing:

Section-Township-Range: 33-67-25

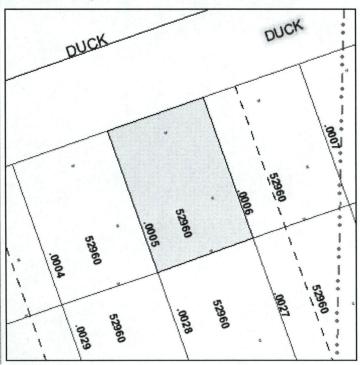
Property 3308 DUCK AVE KEY WEST Location:

Subdivision: Key West Foundation Co's Plat No 2

Legal PT BLOCK 9 KW FOUNDATION COS PLAT NO 2 PB1-189 A/K/A UNIT 5 KEY WEST ESTATES OR1029-Description: 34/35 CASE #87-438-CP-10 OR1032-2450WILL OR1061-2079 OR1115-94DC OR1151-1488/1489 OR1432-

1686/87 OR2402-1179R/S

Parcel Map







Exemptions

Exemption	Amount
38 - HOMESTEAD R/S	25,000.00
44 - ADDL HOMESTEAD	25,000.00

Land Details

Land Use Code	Frontage	Depth	Land Area
010D - RESIDENTIAL DRY	38	55	2,063.00 SF

Building Summary

Number of Buildings: 1 Number of Commercial Buildings: 0 Total Living Area: 1032

Year Built: 1985

Building 1 Details

Building Type R1 Effective Age 15 Year Built 1985 Functional Obs 0

Condition A Perimeter 220 Special Arch 0 **Economic Obs** 0

Quality Grade 450 Depreciation % 17 Grnd Floor Area 1,032

Inclusions:

R1 includes 1 3-fixture bath and 1 kitchen.

Roof Type MANSARD Roof Cover METAL Heat 1 NONE

Heat Src 1 NONE

Heat 2 NONE Heat Src 2 NONE Foundation CONCR FTR **Bedrooms** 2

Extra Features:

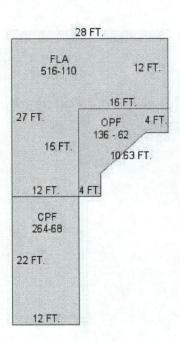
2 Fix Bath 1 3 Fix Bath 0

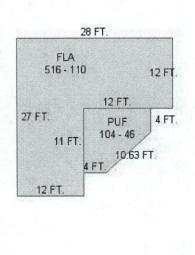
Vacuum 0 Garbage Disposal 0

4 Fix Bath	0
5 Fix Bath	0
6 Fix Bath	0
7 Fix Bath	0
Evtra Fiv	0

Compactor Security Intercom **Fireplaces** Dishwasher







Sections:

Nbr	Туре	Ext Wall	# Stories	Year Built	Attic	A/C	Basement %	Finished Basement %	Area
1	FLA	2:B & B	1	1985	N	Υ	0.00	0.00	516
2	OPF		1	1985	N	N	0.00	0.00	136
4	FLA	2:B & B	1	1985	N	Υ	0.00	0.00	516
5	PUF	学习为	1	1985	N	N	0.00	0.00	104
6	CPF		1	1999	N	N	0.00	0.00	264

Misc Improvement Details

Nbr	Type	# Units	Length	Width	Year Built	Roll Year	Grade	Life
1	FN2:FENCES	186 SF	0	0	1985	1986	2	30
2	PT3:PATIO	230 SF	0	0	1985	1986	2	50
3	AC2:WALL AIR COND	1 UT	0	0	1985	1986	2	20
4	FN2:FENCES	312 SF	0	0	1990	1991	2	30
	FN2:FENCES	312 SF	0	0	1990	199	1	1 2

Building Permits

Bldg	Number	Date Issued	Date Completed	Amount	Description	Notes
	02-0699	04/04/2002	08/15/2002	2,165		ACCORDION SHUTTERS-2



Parcel Value History

Certified Roll Values.

View Taxes for this Parcel.



Roll Year	Total Bldg Value	Total Misc Improvement Value	Total Land Value	Total Just (Market) Value	Total Assessed Value	School Exempt Value	School Taxabl Value
2010	118,045	1,854	16,463	136,362	136,362	25,000	111,362
2009	132,808	1,891	53,504	188,203	188,203	0	188,203
2008	123,360	1,960	107,276	232,596	116,400	25,000	91,400
2007	156,105	2,040	216,615	374,760	113,010	25,000	88,010
2006	285,592	2,110	134,095	421,797	110,254	25,000	85,254
2005	238,370	2,180	119,654	360,204	107,043	25,000	82,043
2004	142,931	2,260	99,024	244,215	103,925	25,000	78,925
2003	140,445	2,349	43,323	186,117	101,988	25,000	76,988
2002	97,868	2,445	43,323	143,636	99,598	25,000	74,598
2001	85,285	2,546	43,323	131,154	98,030	25,000	73,030
2000	103,461	2,278	22,693	128,432	95,175	25,000	70,175
1999	89,485	1,823	22,693	114,001	92,673	25,000	67,673
1998	85,843	1,807	22,693	110,343	91,214	25,000	66,214
1997	69,511	1,611	18,567	89,690	89,690	25,000	64,690
1996	57,099	1,390	18,567	77,056	73,205	25,000	48,205
1995	55,609	1,421	18,567	75,597	71,420	25,000	46,420
1994	49,651	1,325	18,567	69,543	69,543	25,000	44,543
1993	49,661	1,166	18,567	69,394	69,394	25,000	44,394
1992	49,661	1,215	18,567	69,443	69,443	25,000	44,443
1991	49,661	1,266	18,567	69,494	69,494	25,000	44,494
1990	49,661	1,320	18,567	69,548	69,548	0	69,548
1989	49,661	1,370	18,567	69,598	69,598	0	69,598
1988	39,211	1,069	17,020	57,300	57,300	0	57,300
1987	38,763	1,110	10,831	50,704	50,704	0	50,704
1986	46,758	0	7,499	54,257	54,257	0	54,257

Parcel Sales History

NOTE: Sales do not generally show up in our computer system until about two to three months after the date of sale. If a recent sale does not show up in this list, please allow more time for the sale record to be processed. Thank you for your patience and understanding.

Sale Date	Official Records Book/Page	Price	Instrument	Qualification
2/27/2009	2402 / 1179	205,000	WD	01
11/1/1996	1432 / 1686	115,000	WD	Ω

11/1/1990	1151 / 1488	84,500	WD	Q
10/1/1987	1029 / 34	72,500	WD	Q

This page has been visited 72,248 times.

Monroe County Property Appraiser Ervin A. Higgs, CFA P.O. Box 1176 Key West, FL 33041-1176

