

STAFF REPORT

DATE: May 28, 2014

RE: 919 White Street (permit application # 6869)

FROM: Karen DeMaria, Urban Forestry Manager,
City of Key West

An application was received for the removal of **(1) Royal Poinciana tree**.
A site inspection was done on May 22, 2014 and documented the following:

Tree Species: Royal Poinciana (*Delonix regia*)



Diameter: 39.5 "

Location: 40% (very visible, public tree. Is causing damage to neighbors concrete wall and gate at 913 White St, and impacting City sidewalk)

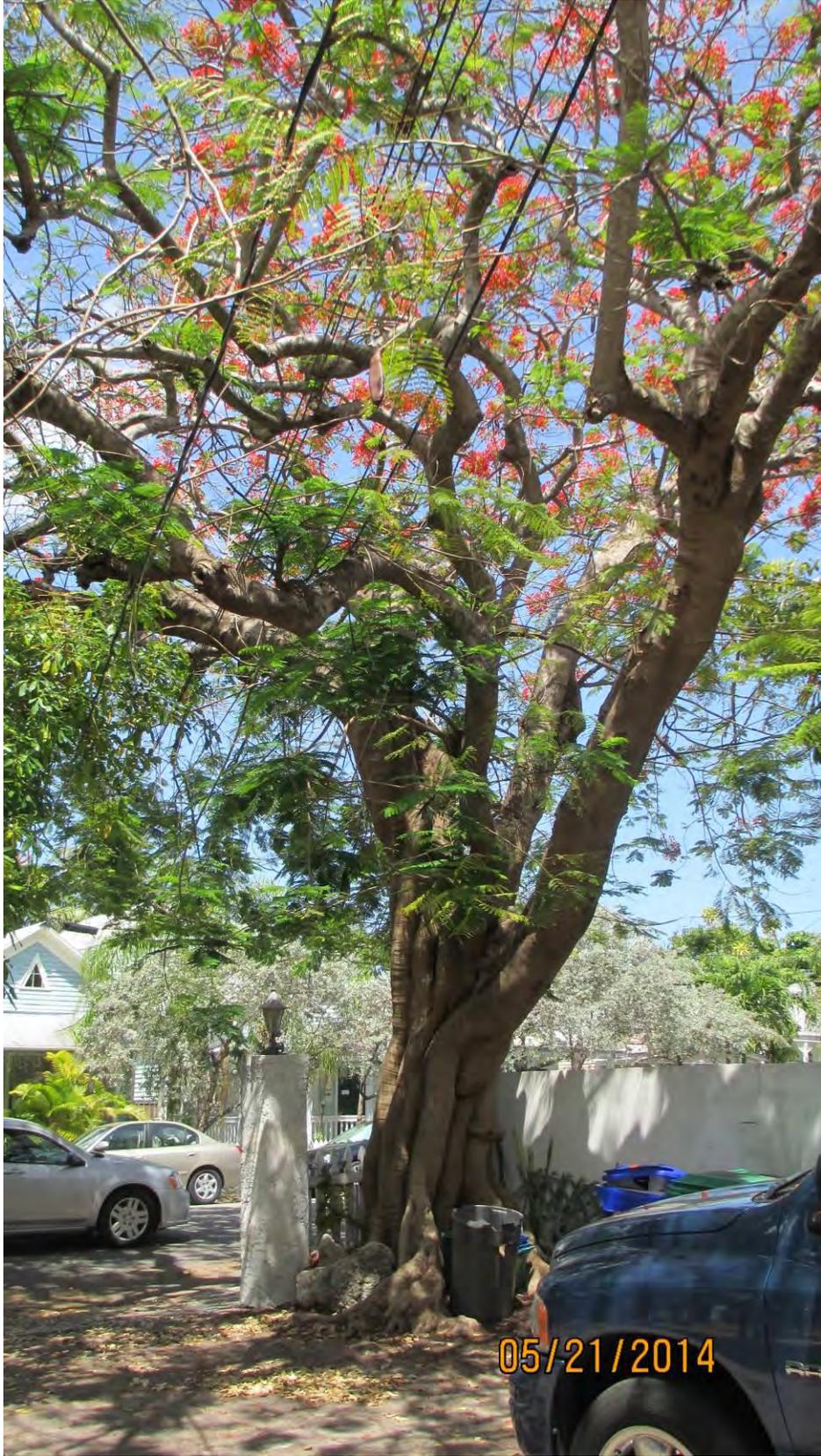
Species: 100% (on protected tree list)

Condition: 70% (overall appears to be in fair to good condition, tree could use some maintenance trimming of canopy)

Total Average Value = 70%

Value x Diameter = **27.6 replacement caliper inches**



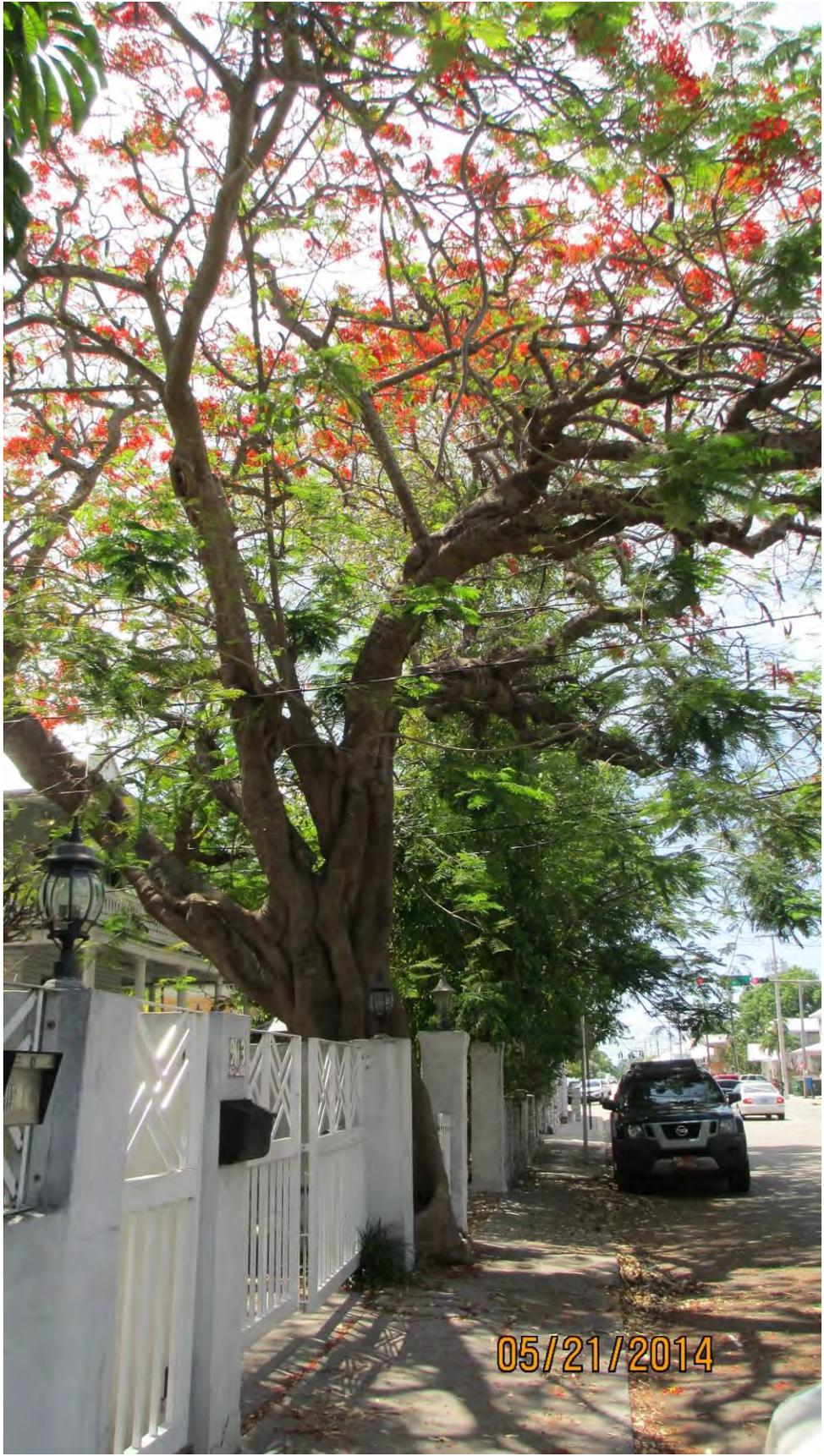


05/21/2014









05/21/2014





Additional information is required before a final recommendation can be made at this time:

1. An arborist should inspect the canopy of the tree and determine the true health of the tree. From the ground the tree appears to be healthy.
2. The applicant stated that the tree is damaging the neighbor's concrete wall and their electronic gate. There is evidence of damage to both. I have previously spoken with the neighbors (Bernard Hecht and Timothy McLane) and asked them to look at alternative construction repair methods that would allow the tree to remain and also to resolve their issue with the gate. The wall and gate will have to be repaired, is there or is there not a method of repair that will allow the tree to remain and is the cost reasonable?

The tree is a very visible and public tree. It appears to be in good health but it is causing damage to private and City property. The City has no opinion regarding the damage to the sidewalk and the proposed removal of the tree as there are alternatives available to repairing the sidewalk versus removing the tree.

913 White St
Key West, FL 33040
June 17, 2014



City of Key West
Attn: Karen Olson
P. O. Box 1409
Key West, FL 33040

Dear Ms. Olson,

I have a Royal Poinciana on my property line causing my property, my neighbors' property, and city property to be damaged.

I am concerned that someone may be harmed by the broken sidewalk and the growth of the tree covering a portion of the sidewalk.

Removal of the tree would take care of all concerns.

Sincerely,

Bernard R. Hecht
Bernard R. Hecht
305-394-7316



Google earth

feet 10
meters 3





Karen DeMaria <kdemaria@keywestcity.com>

1107 Olivia

Karen DeMaria <kdemaria@keywestcity.com>

Tue, Jul 22, 2014 at 12:57 PM

To: "greg@smithoropeza.com" <greg@smithoropeza.com>

Cc: "jbennett@keywestcity.com" <jbennett@keywestcity.com>, Bernie And Tim <tmbhbradford@yahoo.com>

Greg:

I am not sure what you are talking about. The permit application for 1107 Olivia St was for the removal of a hedge of silver buttonwood plants. I determined that the proposed removal of those hedges does not require a permit as we do not regulate hedges and those plants were obviously taken care of as hedges. The City Tree Commission has no other involvement with that property. I am aware there is a property line dispute but that is a civil matter and not one that I am involved with.

I do have an application for the August Tree Commission meeting for the removal of a Royal Poinciana at 919 White St. I am aware that Bernie and Tim want that tree removed due to impacts to their concrete wall and gate (it is not their tree). That is a very old tree with a high public value. Additional information is required in order to properly review that application including an arborist report and documentation as to possible alternatives including alternate reconstruction. They will have to rebuild that wall if the tree remains or is removed. I am also not sure if the property owner of that tree really wants that tree removed or if they are feeling pressured to submit the application to have it removed.

Sincerely,

Karen

On Sun, Jul 20, 2014 at 10:57 AM, greg@smithoropeza.com <greg@smithoropeza.com> wrote:

Hi Karen,

I represent the owners of 1107 Olivia Street. I understand they are set for the August Tree Commission meeting. Would you happen to have any time this week to meet and discuss possible options for the tree in question?

Thanks, Greg

Gregory S. Oropeza, Esq.

SMITH | OROPEZA, P.L.

138-142 Simonton Street

ONE CALL CONSTRUCTION, INC.

"One Call Does It All!"

1901 Flagler Ave - Key West, FL 33040
Tel: 305-294-0945 - Fax: 305-359-3226
E-mail: info@constructionkeywest.com

CGC1507029
CGC1327352
SL3188768

One Call Construction Project Proposal

Proposal Number: 14000140.0

Prepared Exclusively For: Bernard Hecht

On Proposal Creation Date: 6/4/2014

For The Project : Wall Modification

Located At: 913 White St.
Key West, FL 33040

By The Contractor: One Call Construction
1901 Flagler Ave
Key West, FL 33040
CGC1507029

Customer _____

Contractor _____

ONE CALL CONSTRUCTION, INC.

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1901 Flagler Ave - Key West, FL 33040
Tel: 305-294-0945 - Fax: 305-359-3226
E-mail: info@constructionkeywest.com

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SL3188768

Project Scope Of Work:

- Removal of front wall section where heaves approximately 15 lineal feet back from corner.
- Auger 3 - 12 inch auger holes to cap rock * (maximum up to 5 feet).
- Hand excavate grade beam between augers approximately 8 inches deep and 12 inches wide.
- Installation of number five steel cage in auger holes with number three hoops every 8 inches on center.
- Installation of two number five bars with number five crossbars approximately every 12 inches on center to be set on 3 inch chairs.
- Installation of number five bars approximately every forefoot on center to tie to horizontal reinforcing and vertically come up in blocks for stabilization.
- Installation of 4000 PSI concrete in grade beam and auger holes.
- Installation of 16" x 8" x 8" concrete blocks over grade beam to form wall in area where removed. Wall to have horizontal stabilizers on every course.
- Installation of formwork as necessary to form Beam on top of block work.
- Installation of number five steel bar horizontal in upper formwork.
- Installation of 4000 PSI concrete in top beam and wall cavities to be poured solid.
- Removal of formwork.
- Installation of bonding primer over new block work.
- Apply stucco base coat over bonding primer.
- Apply stucco topcoat over base code.
- Apply Sherwin Williams hot stucco primer over new concrete wall.
- Apply Sherwin Williams Duration two coat topcoat finish over new wall area into natural stopping points on existing wall.
- Removal of job debris.

Please note: there is no way to repair the wall for a length of time without removal of the tree. The auger-hole necessary to anchor the front corner will be augured directly into a root system and will most likely affect the tree in a negative way. A review with the local tree commission will be necessary to proceed with this project. This can be done as a time and material contract.

Project Total :

\$9,976.37

Customer _____

Contractor _____

A Caring Tree Company
19264 Acosta Trail
Sugarloaf Key, FL 33042
305-998-4972
acaringtreecompany@gmail.com



Re: Tree at 913 White Street

To Whom It May Concern,

I was approached by Mr. Hecht while working next door at 909 White Street. Mr. Hecht asked me to look at his Royal Poinciana tree. From the ground I could see several places of decay and two cracks in one large stem. I returned on August 8th to take a closer look at the tree. While in the canopy, I found the decayed areas to have spongy tissue and the presence of termites. I also found and took pictures of termites in other areas of the tree. The cracks along the large stem had grown since I observed them earlier. I believe the cracks are from the stem twisting which is a result from weakened tissue within the stem. The bark decay present on the tree, the inability to compartmentalize the wounds, the presence of termites and the stress cracks on the large stem, I believe are indicators of the possible failure of the tree. If the limbs are removed that have these issues the tree would be badly unbalanced and is not recommended.

Unfortunately, for the safety of people and property, the only recommendation I have for this tree is removal.

If I can be of further assistance, please feel free to contact me at 305-432-1764.

Sincerely,
Nick Downs
A Caring Tree Company















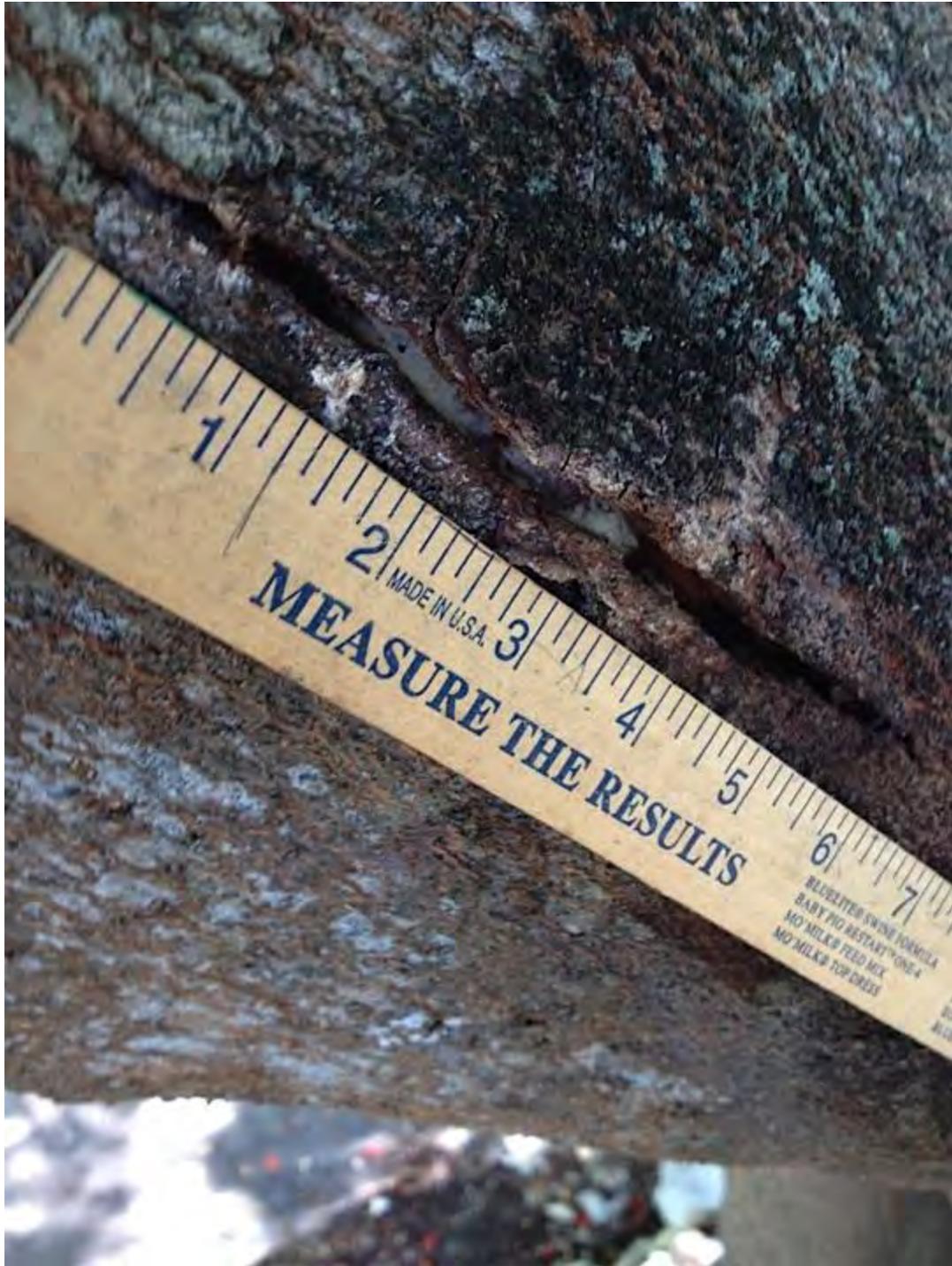














































Application



TC
June 2014
MD

6869

[Signature]
Tree Permit Application

Date: April 28, 2014

Please Clearly Print All Information unless indicated otherwise.

Tree Address 919 White Street
Cross/Corner Street Truman / WHITE
List Tree Name(s) and Quantity Poinsettia (Royal)
Species Type(s) check all that apply () Palm (x) Flowering () Fruit (x) Shade () Unsure
Reason(s) for Application:

(x) REMOVE (x) Tree Health (x) Safety (x) Other/Explain below
() TRANSPLANT () New Location () Same Property () Other/Explain below
() HEAVY MAINTENANCE () Branch Removal () Crown Cleaning/Thinning () Crown Reduction
Other/Explain Interfering with utility wires, breaking driveway and sidewalk surfaces.

Reason for Request Property damage - destroying cement wall - moving wall & interfering with gate

* Property Owner Name Felix H. + Juanita T. Pettit Sr
Property Owner eMail Address 919 White St. via E-MAIL
Property Owner Mailing Address 919 White St
Property Owner Mailing City Key West, FL State FL Zip 33040
Property Owner Phone Number (305) 294-1598 Cell 305 304 1311
Property Owner Signature [Signature]

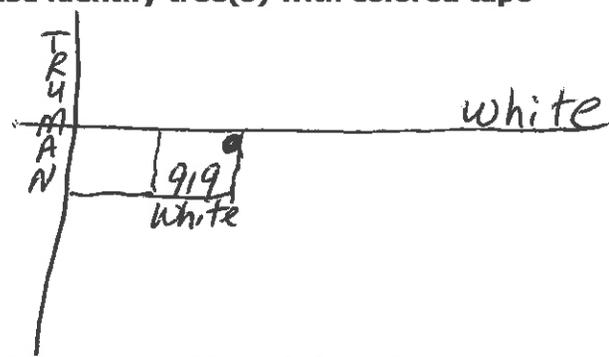
Representative Name Tarzan Tree Service
Representative eMail Address _____
Representative Mailing Address _____
Representative Mailing City _____ State _____ Zip _____
Representative Phone Number (____) _____ - _____

NOTE: A Tree Representation Authorization form must accompany this application if someone other than the owner will be representing the owner at a Tree Commission meeting or picking up an issued Tree Permit.
Tree Representation Authorization form attached ()

<<<<< Sketch location of tree in this area including cross/corner Street >>>>>

Please identify tree(s) with colored tape

5-22-14
10'4" dia



Neighbors Threatening to sue over damage to wall

If this process requires blocking of a City right-of-way, a separate ROW Permit is required. Please contact 305-809-3740.

Trim tree only



Tree Representation Authorization

Date: 04-28-2014

Attendance at the Tree Commission meeting on the date when your request will be discussed is necessary in order to expedite the resolution of your application. This Tree Representation Authorization form must accompany the application if the property owner is unable to attend or will have someone else pick up the Tree Permit once issued.

Please Clearly Print All Information unless indicated otherwise.

Tree Address 919 WHITE STREET

Property Owner Name X Felix H. Pettitt Sr. & JUANITA T. Pettitt
Property Owner eMail Address X None
Property Owner Mailing Address X 919 White St
Property Owner Mailing City X Key West, State FL Zip 33040
Property Owner Phone Number X (305) 294-1598 - cel 305-1311
Property Owner Signature X Felix H. Pettitt Sr.

Representative Name Tarsan Tree Service
Representative eMail Address
Representative Mailing Address
Representative Mailing City State Zip
Representative Phone Number

We X Felix H. & JUANITA T. Pettitt & Juanita Pettitt authorize the above listed agent(s) to represent me in the matter of obtaining a Tree Permit from the City of Key West for my property at the tree address above listed. You may contact me at the telephone listed above is there is any questions or need access to my property.

* Property Owner Signature Felix H. Pettitt Juanita T. Pettitt

The forgoing instrument was acknowledged before me on this 28th day April 2014.

* By (Print name of Affiant) Felix H. Pettitt and Juanita Pettitt who is personally known to me or has produced as identification and who did take an oath.

NOTARY PUBLIC
Sign Name: Rocio E. Lindback
Print Name: Rocio E. Lindback
My Commission Expires: 09-01-2014

Notary Public - State of Florida (seal)





Scott P. Russell, CFA
Property Appraiser
Monroe County, Florida

Key West (305) 292-3420
Marathon (305) 289-2550
Plantation Key (305) 852-7130

Property Record Card
Maps are now launching the new map application version.

Alternate Key: 1025194 Parcel ID: 00024400-000000

Ownership Details

Mailing Address:
PETITT FELIX H AND JUANITA T
919 WHITE ST
KEY WEST, FL 33040

Property Details

PC Code: 12 - STORE/OFF/RES OR COMBINATION
Millage Group: 10KW
Affordable Housing: No
Section-Township-Range: 05-68-25
Property Location: 919 WHITE ST KEY WEST
Legal Description: KW W C MALONEY DIAGRAM PB1-22 PT SQR 1 TR 7 OR312-408/409 OR525-739

Click Map Image to open interactive viewer