



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### Tree Commission

---

Tuesday, January 10, 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:** Individuals are responsible to share their presentation at the meeting on their laptop through Zoom. For City Commission meetings the City Clerk's Office will need a copy for the agenda at least 6 days before the meeting.

**Call Meeting To Order - 5:00 P.M.**

#### Roll Call

**Present** 7 - Commissioner Bravo, Commissioner Cabanas, Commissioner Cullen, Commissioner Cunningham, Commissioner Fuller, Vice Chair Pope, and Chairman McRAE

#### Pledge of Allegiance to the Flag

#### Approval of Agenda

#### Administering the Oath by the Clerk of the Commission

#### Approval of Minutes

1 December 12, 2022

**Attachments:** [Minutes](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cullen, that the Minutes be approved. The motion passed by unanimous vote.

## New Business

**A motion was made by Commissioner Bravo, seconded by Commissioner Cabanas, that the Action Item for 520 Emma Street/T2022-0431/John T. Cooper, represented by John Hartman, requesting approval to remove (1) Sapodilla tree, be tabled until the end of the meeting to allow the representative to be present. The motion passed unanimously.**

- 2**                      3722 Duck Avenue/T2022-0433/Mansur Marupov  
Represented by: Sean Creedon-Treeman  
Requesting approval to remove (1) Spanish Lime, (1) Gumbo Limbo, and (1) Buttonwood tree.
- Attachments:**      [Report and Application](#)
- A motion was made by Commissioner Cunningham, seconded by Commissioner Bravo, in accordance with Sec. 110-327, to approve the removal of (1) Spanish Lime, (1) Gumbo Limbo, and (1) Buttonwood Tree at 3722 Duck Avenue to be replaced with 27.1 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed unanimously.**
- 3**                      400-900 Blocks United Street/T2022-0440/City of Key West  
Represented by: Ryan Stachurski-Multimodal Coordinator, Engineering Dept.  
Requesting approval to remove (1) Strangler Fig, (1) Silver Buttonwood, (2) Green Buttonwood, (1) Jamaican Dogwood, (2) Spanish Lime, and (1) Royal Poinciana tree. This portion of United Street is being redesigned to improve pedestrian and bicyclist transportation. New tree wells have been incorporated into the design.
- Attachments:**      [Application](#)  
                                 [\(LARGE FILE\) Staff Report](#)
- A motion was made by Vice Chair Pope, seconded by Commissioner Bravo, in accordance with Sec. 110-327, to approve the removal of (1) Silver Buttonwood tree, (2) Green Buttonwood trees, (1) Jamaican Dogwood tree, (2) Spanish Lime trees, and (1) Royal Poinciana tree on the 400-900 blocks of United Street to be replaced with 70.9 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed unanimously.**
- 4**                      711 Ashe Street/T2022-0444/Gregory Long  
Represented by: Kenneth King  
Requesting approval to remove (1) Japanese Fern tree.
- Attachments:**      [Report and Application](#)
- A motion was made by Commissioner Bravo, seconded by Commissioner**

Cullen, in accordance with Sec. 110-327, to approve the removal of (1) Japanese Fern tree at 711 Ashe Street to be replaced with 4.5 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed unanimously.

5

12 Hilton Haven Drive/T2022-0445/12 Hilton Haven Road LLC  
Represented by: Kenneth King  
Requesting approval to remove (1) Strangler Fig tree.

**Attachments:**     [Report and Application](#)  
                                 [Additional Information](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cabanas, in accordance with Sec. 110-327, to approve the removal of (1) Strangler Fig tree at 12 Hilton Haven Drive to be replaced with 40.1 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion failed by the following vote:

**No:** 4 - Commissioner Fuller, Commissioner Cunningham, Vice Chair Pope, and Chairman McRAE

**Yes:** 3 - Commissioner Bravo, Commissioner Cabanas, and Commissioner Cullen

A motion was made by Commissioner Cunningham, seconded by Vice Chair Pope, in accordance with Sec. 110-328(1) that the removal of (1) Strangler Fig tree at 12 Hilton Haven Drive be denied due to the size, location, historical importance, and condition that make it a unique and rare specimen for the site that is easily accessible in public view. The motion carried by the following vote:

**No:** 1 - Commissioner Bravo

**Yes:** 6 - Commissioner Cabanas, Commissioner Cullen, Commissioner Cunningham, Commissioner Fuller, Vice Chair Pope, and Chairman McRAE

6

2214 Seidenberg Avenue/T2022-0447/King Holdings II of Key West LLC  
Represented by: Kenneth King  
Requesting approval to remove (2) Gumbo Limbo and (1) Royal Poinciana tree.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cabanas, in accordance with Sec. 110-327, to approve the removal of (2) Gumbo Limbo trees and (1) Royal Poinciana tree at 2214 Seidenberg Avenue to be replaced with 16.1 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed unanimously.

7

619 William Street/T2022-0456/619 Key West LLC  
Represented by: Kenneth King  
Requesting approval to remove (1) Sandbox tree.

**Attachments:**     [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Fuller, that the Action Item be Postponed to February 14, 2023. The motion passed unanimously.

- 8                      321 Mickens Lane/T2022-0457/Malcolm Burgis  
Represented by: Kenneth King  
Requesting approval to remove (1) Sea Grape tree.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Bravo and seconded by Commissioner Cullen in accordance with Sec.110-327, to approve the removal of (1) Sea Grape tree at 321 Mickens Lane to be replaced with 14.8 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion passed unanimously.

- 9                      2210 Staples Avenue/T2022-0459/Linda & Andrew Fallone  
Represented by: Kenneth King  
Requesting approval to remove (1) Autograph tree.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Bravo and seconded by Commissioner Cullen in accordance with Sec.110-327, to approve the removal of (1) Autograph tree at 2210 Staples Avenue to be replaced with 8.3 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion passed unanimously.

- 10                     1616 Atlantic Blvd/T2022-0461/Casa Casselles HOA  
Represented by: Kenneth King  
Requesting approval to remove (1) Jacaranda tree.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Bravo and seconded by Commissioner Cullen in accordance with Sec.110-327, to approve the removal of (1) Jacaranda tree at 1616 Atlantic Boulevard to be replaced with 6.3 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion passed unanimously.

- 11                     1701 Von Phister Street ROW/T2022-0462/City of Key West  
Represented by: Eric Denhart-property owner  
Requesting approval to remove (1) Mahogany tree.

**Attachments:**     [Application](#)  
                             [\(LARGE FILE\) Report and Additional Information](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cullen, that the Action Item be Postponed to February 14, 2023. The Commission directed City engineering staff to evaluate the tree and property prior to the February 14, 2023 meeting. The motion passed unanimously.

- 12                    724 Duval Street-417 Petronia Street/T2022-0465/Joseph Schroeder  
Represented by: Kenneth King  
Requesting approval to remove (1) Sapodilla tree.

**Attachments:**     [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Bravo and seconded by Commissioner Cunningham in accordance with Sec.110-327, to approve the removal of (1) Sapodilla tree at 724 Duval Street - 417 Petronia Street to be replaced with 19.8 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion passed unanimously.

- 13                    520 Emma Street/T2022-0431/John T. Cooper  
Represented by: John Hartman  
Requesting approval to remove (1) Sapodilla tree.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Bravo and seconded by Commissioner Cabanas in accordance with Sec.110-327, to approve the removal of (1) Sapodilla tree at 520 Emma Street to be replaced with 20.2" caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion passed unanimously.

## Administrative Hearing

- 14                    1009 Southard Street-10 Lowes Lane/TC2022-00013  
Respondent: Darek Lyzwinski  
One Pigeon Plum tree has been improperly trimmed.

**Attachments:**     [Hearing Notice](#)  
                             [\(LARGE FILE\) Staff Report](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cunningham, to approve a settlement agreement between the property owner of 1009 Southard Street and the respondent at 10 Lowes Lane, to include a five-year rehabilitative trimming plan under the supervision of a certified arborist to be paid for by the respondent, a \$500 fine to be paid by the respondent, and a \$250 administrative fee to be paid by the respondent. The motion carried by the following vote:

**Yes:**    7 -    Commissioner Bravo, Commissioner Cabanas, Commissioner Cullen,  
                         Commissioner Cunningham, Commissioner Fuller, Vice Chair Pope, and  
                         Chairman McRAE

## Reports

- 15                    Urban Forestry Manager's Report

**Attachments:**     [December 2022 Monthly Report](#)  
                             [IFAS January 2023 Newsletter](#)  
                             [Botanical Garden Speaker- January 21, 2023](#)

Received and Filed

**Assistant City Attorney's Report**

**Public Comment**

**Commissioner Comments**

**Adjournment - 6:49 P.M.**