



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

Tree Commission

Tuesday, June 4, 2024

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: For City Commission meetings the City Clerk's Office will need a copy of all presentations for the agenda at least 7 days before the meeting.

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

Roll Call

Absent 1 - Vice Chair Pope

Present 5 - Commissioner Cabanas, Commissioner Cullen, Commissioner Cunningham, Commissioner Fuller, and Chairman McRAE

Pledge of Allegiance to the Flag

Approval of Agenda - The agenda was unanimously approved as presented.

Administering the Oath by the Clerk of the Commission

Approval of Minutes

1 May 7, 2024

Attachments: [Minutes](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cabanas, to approve the Minutes. The motion passed unanimously.

Presentations

2 General Obligation Bond Presentation
Presenter: Alison Higgins-Sustainability Coordinator, City of

Key West

Attachments: [Presentation](#)

Received and Filed

Action Items

- 3 1620 Steven Avenue/T2024-0143/Maco Revocable Trust of 2023-Colleen Mahoney
Represented by: Sean Creedon-Tree Man LLC
Requesting approval to remove (1) Pink Tabebuia tree.
Attachments: [Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Pink Tabebuia tree, at 1620 Steven Avenue to be replaced with 2 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.
- 4 1230 Washington Street/T2024-0153/Raymond Warakowski
Represented by: Kenneth King
Requesting approval to remove (1) mango tree.
Attachments: [Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Mango tree, at 1230 Washington Street to be replaced with 24.5 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.
- 5 1422 Patricia Street/T2024-0154/William Berris
Represented by: Kenneth King
Requesting approval to remove (1) green buttonwood tree.
Attachments: [Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Green Buttonwood tree, at 1422 Patricia Street to be replaced with 17.7 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.
- 6 721-725 Waddell Avenue/T2024-0155/Gulfstream Apartments of Key West LLC-John Spottswood Jr.
Represented by: Kenneth King

Requesting approval to remove (2) Gumbo Limbo trees.

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

A motion was made by Commissioner Cabanas, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (2) Gumbo Limbo trees, at 721-725 Waddell Avenue to be replaced with 40.2 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

7 1010 Olivia Street/T2024-0159/Olivia Street Twins
Investment LLC

Represented by: Kenneth King

Requesting approval to remove (1) Gumbo Limbo tree.

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

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Gumbo Limbo tree, at 1010 Olivia Street to be replaced with 9.1 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

8 5537 College Road/T2024-0164/City of Key West
Represented by: William P. Horn-Architect and John
Cole-Shade Tree Services
Requesting approval to remove (10) green buttonwood
clumps in association with the construction of a retaining wall
for the development site.

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

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (10) Green Buttonwood clumps, at 5537 College Road to be replaced with 82.1 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

9 Resolution for reporting violations of Florida Statute
163.045 to the International Society of Arboriculture (ISA).

Attachments: [Information](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, to postpone this Action Item until the July 2, 2024 meeting and to hear it as a Discussion Item at that meeting. The motion passed unanimously.

- 10 Resolution for increase of City canopy and "green inventory".

Attachments: [Staff Report](#)
[Resolution](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, to approve the Resolution with discussed amendments. The motion passed unanimously.

Enactment No: Tree Res 24-02

Administrative Hearing

- 11 1219 Flagler Avenue/Choru Khushi Properties LLC
Removal of (1) Coconut palm and (1) Christmas Palm
without benefit of a tree removal permit.

Attachments: [Hearing Notice and Report](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, to approve a compliance settlement agreement with the respondent at 1219 Flagler Avenue, to include the replacement of two (2) 8-foot tall palms in coordination with the Urban Forestry Manager, and a \$250 administrative fee. The motion passed unanimously.

- 12 908 Frances Street/Tammy Diorio
Respondents: Tammy Diorio and All Good Landscaping
Removal of (3) Christmas Palm clumps and (1) Fan Palm
without benefit of a tree removal permit.

Attachments: [Hearing Notice and Report](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, to approve a compliance settlement agreement with the property owner at 908 Frances Street, to include the replacement of four (4) 8-foot tall palms, or alternately, dicot or fruit trees from the approved list, FL#1 totaling 10.4 caliper inches, to be planted on site in coordination with the Urban Forestry Manager, and a \$250 administrative fee. The motion passed unanimously.

A motion was made by Commissioner Cabanas, seconded by Commissioner Cunningham, to postpone the hearing for the second respondent - All Good Landscaping - until the July 2, 2024 meeting. The motion passed unanimously.

- 13 316 Julia Street/Timothy O'Brien and Timothy OBrient
Removal of (3) Coconut Palms and (2) dicot trees without
benefit of a tree removal permit.

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

A motion was made by Commissioner Cabanas, seconded by Commissioner Cullen, to approve a compliance settlement agreement with the respondent at 316 Julia Street, to include the replacement of three (3) 8-foot tall palms and dicot or fruit trees from the approved list, FL#1 totaling 14 caliper inches to be planted on site in coordination with the Urban Forestry Manager, and a \$250 administrative fee. The motion passed unanimously.

Reports

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City Attorney's Report

Urban Forestry Manager's Report

Received and Filed

Public Comments

Commissioner Comments

Adjournment - 7:04 P.M.