THE CITY OF KEY WEST PLANNING BOARD Staff Report



To: Chairman and Planning Board Members

From: Brendon Cunningham, Senior Planner

Through: Donald Leland Craig, AICP, Planning Director

Meeting Date: July 24, 2013

Agenda Item: Variance - 1014 Johnson Street (RE# 00058630-000000, AK

10159111) - A request for variances to building coverage, front, side and rear-yard setback requirements and detached habitable space to construct a second story addition on the primary structure and renovate an existing structure for use as a satellite bedroom in the SF zoning district per Sections 122-28, 122-238 and 122-1078 of the Land Development

Regulations of the Code of Ordinances of the City of Key West.

Request: The applicant is requesting variances to building coverage, front, side and

rear-yard setback requirements and detached habitable space to construct a second story addition on the primary structure and renovate an existing

structure for use as a satellite bedroom and home office.

Applicant: Peter Pike Architects

Property Owner: Derek and Kristina Shepanzyk

Location: 1014 Johnson Street (RE# 00058630-000000, AK 10159111)

Zoning: Single Family (SF) Zoning District

Background:

The property is comprised of a one-story house and a detached cottage at the rear of the property. The applicant proposes the applicant proposes to add a second story to the main house and renovate a portion of the cottage. The property was purchased in its current configuration with the detached habitable space already in place. The applicant only intends to make improvements to weatherize a portion of the structure that is deteriorated. The granting of these variances would provide the applicant with additional living space to accommodate extended family.

Relevant SF Zoning District Dimensional Requirements: Section 122-238						
Requirements	Zoning Regulations	Zoning Regulations Existing Conditions				
Building Coverage	30%	35%	Same			
Front Setback	30'	28.66'	Same			
Side Setback*	5'	1.9'	Same			
Rear Setback*	25'	5'	Same			

Process:

Development Review Committee Meeting: April 25, 2013 **Planning Board Meeting:** July 24, 2013

<u>Analysis – Evaluation for Compliance With The Land Development Regulations:</u>

The criteria for evaluating a variance are listed in Section 90-395 of the City Code. The Planning Board before granting a variance must find all of the following:

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 existing structures are nonconforming to building coverage and setback requirements. Legally nonconforming site characteristics are not exceptional in the City, and therefore do not by themselves generate the existence of special conditions or circumstances.

2. Conditions not created by applicant. That the special conditions and circumstances do not result from the action or negligence of the applicant.

The nonconforming aspects on the site are not created by the applicant. The existing buildings are legal non-conforming. However, the applicant is increasing the nonconformities with the proposed second floor addition.

3. Special privileges not conferred. 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.

Allowing the new construction, as proposed, would confer special privileges upon the applicant.

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.

The applicant is not deprived of rights commonly enjoyed by other properties without the variance approval.

5. Only minimum variance granted. That the variance granted is the minimum variance that will make possible the reasonable use of the land, building, or structure.

The variances requested are the minimum variances that will make possible the continued use of the land, building, or structure. However, the applicant has reasonable use of the property prior to the new construction.

6. Not injurious to the public welfare. 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.

The granting of the variances does not appear to be injurious to the area involved or detrimental to the public interest.

7. Existing nonconforming uses of other property not the basis for approval. No nonconforming 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 a variance.

Existing conforming or nonconforming uses of other properties, use of neighboring lands, structures, or buildings in the same district, or other zoning districts, are not the basis for this request.

Concurrency Facilities and Other Utilities or Service (Section 108-233):

Based on comments received at the DRC, it does not appear that the requested variance will trigger any public facility capacity issues.

The Planning Board shall make factual findings regarding the following:

1. That the standards established by Section 90-395 of the City Code have been met by the applicant for a variance.

The standards established by Section 90-395 of the City Code have not been fully met by the applicant for the granting of variances.

1. 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.

The applicant has been in contact with adjacent property owners.

RECOMMENDATION:

The Planning Department, based on the criteria established by the Comprehensive Plan and the Land Development Regulations, recommends the request for variance be **denied.** However, if the Planning Board approves this request, staff would like to require the following condition:

- 1. At the request of the Fire Department, the main house will have a sprinkler system for fire suppression.
- 2. The detached habitable structure shall not have cooking facilities nor be held out for rent.

PLANNING BOARD RESOLUTION No. 2013-

A RESOLUTION OF THE CITY OF KEY WEST **PLANNING BOARD FOR VARIANCEs** APPROVAL FOR BUILDING COVERAGE, FRONT, SIDE AND REAR-YARD SETBACK **REQUIREMENTS** AND **DETACHED** HABITABLE SPACE **PROPERTY FOR** LOCATED AT 1014 JOHNSON STREET (RE#00058630-000000, AK# 1059111) IN THE SINGLE-FAMILY RESIDENTIAL ZONING DISTRICT, PER SECTION 122-28, 122-238 AND **SECTION** 122-1078 **OF** THE **LAND** DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF KEY WEST.

WHEREAS, the existing structure has a legal non-conforming building coverage, front, side and rear-yard setbacks; and

WHEREAS, Section 122-238 of the Code of Ordinances provides that the maximum building coverage allowed is 30%, minimum allowed front-yard setback is 30 feet, side-yard setback is 5 feet and rear-yard setback is 25 feet; and

WHEREAS, existing building coverage is 35%, front-yard setback is 28.66 feet, side-yard setback is 1.9 feet and rear-yard setback is 5 feet; and

Page 1 of 6 Resolution Number 2013-

 Chairman
 _ Planning Director

WHEREAS, the applicant requested a variance to these existing legal non-conformities; and

WHEREAS, Section 122-1078 of the Code of Ordinances requires that all habitable space be

accessible from the interior of the exterior walls; and

WHEREAS, the applicant requested a variance to detached habitable space; and

WHEREAS, this matter came before the Planning Board at a duly noticed public hearing

on July 24, 2013; 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 variances 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

Page 2 of 6 Resolution Number 2013-

_____ Chairman
_____ Planning Director

WHEREAS, the Planning Board finds 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; and

WHEREAS, the Planning Board finds that the variances granted are the minimum variances

that will make possible the reasonable use of the land, building or structure; and

WHEREAS, the Planning Board finds that the granting of the variances 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; and

WHEREAS, the Planning Board finds that no nonconforming 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 variances; 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 variances application, and by addressing the objections expressed by those

Page 3 of 6 Resolution Number 2013-

_____ Chairman

__ Planning Director

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. An approval by resolution of the Key West Planning Board for variances to allow

the construction of a second floor on the principle structure and for detached habitable space per

plans received April 5, 2013, for property located at 1014 Johnson Street (RE# 00058630-000000,

AK 1059111) in the SF zoning district per Sections 122-238(4)a., 122-238(6)a. 1., 2. & 3. and 122-

1078 of the Land Development Regulations of the Code of Ordinances of the City of Key West with

the following conditions:

1. At the request of the Fire Department, the main house will have a sprinkler system for fire

suppression.

2. The detached habitable structure shall not have cooking facilities nor be held out for rent.

Section 3. It is a condition of these variances that full, complete, and final application for all

conditions of this approval for any use and occupancy for which these variances are wholly or partly

necessary, shall be submitted in their entirety within two years after the date hereof; and further, that

no application 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

Page 4 of 6 Resolution Number 2013-

Chairman
 Planning Director

property or its underlying zoning has occurred.

Section 4. The failure to fully and completely apply the conditions of approval for permits

for use and occupancy pursuant to these variances in accordance with the terms of the approval as

described in Section 3 hereof, shall immediately operate to terminate these variances, which

variances shall be of no force or effect.

Section 5. These variances do 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

Economic Opportunity. 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 DEO with all exhibits and

applications attached to or incorporated by reference in this approval; that within the forty five (45)

Page 5 of 6 Resolution Number 2013-

Chairman
Planning Director

1 ' ' 14 DEO 14 ' 1 1	4 5 1 1 1 1
day review period the DEO can appeal the permit or development order to	o the Florida Land and
Water Adjudicatory Commission; and that such an appeal stays the effective	eness of the permit until
the appeal is resolved by agreement or order.	
4	
Read and passed on first reading at a regularly scheduled meeting held this	24th day of July, 2013.
Authenticated by the Chairman of the Planning Board and the Planning Dir	rector;
Richard Klitenick, Planning Board Chairman	Date
Attest:	
Donald Leland Craig, AICP, Planning Director	Date
Filed with the Clerk:	
Cheryl Smith, City Clerk	Date
Page 6 of 6 Resolution Number 2013-	
	Chairman
	Planning Director

(305) 809-3720



Variance Application

Please completely fill out this application and attach all necessary documents. This will help our staff to process your request quickly and obtain necessary information without delay. If you have any questions please call 305-809-3720 to schedule an appointment with a Planner.

Please print or type a response to the following:

Site Address 1014 JOHNSON STREET, KEY WEST, FL 33040
Name of Applicant PETER PIKE APCHITECTS
Applicant is: Owner Authorized Representative
Address of Applicant 471 U.S. HIGHWAY I, SUITE 101 KEY WEST, FL 33040
Phone # of Applicant 305. 296. 9612 Mobile# 305. 797. 4230
E-Mail Address PRARCHEW GAOL. COM
Name of Owner, if different than above DEPEK & KRISTINA SHEPANZYK
Address of Owner 40 CANADA STREET
LAKE GEOFGE, NY 12845
Phone # of Owner
Email Address
Zoning District of Parcel RE#
Description of Proposed Construction, Development, and Use
DETACHED HABITABLE SPACE, BUILDING
COVERAGE,
List and describe the specific variance(s) being requested;
BUILDING COVERAGE, FRONT FEAR SIDE
SETBACKS



14. Please fill out the relevant Site Data in the table below. For Building Coverage, Impervious Surface, Open Space and F.A.R provide square footages and percentages.

	Site	Data Table		
	Code Requirement	Existing	Proposed	Variance Request
Zoning	SF	<u> </u>		
Flood Zone	AE 8]		
Size of Site	7500 EF	- 		_
Height	25-011	141-1011	241-74	
Front Setback	30'-0"	28.66	28.66	
Side Setback	5-0"	1.90'	1.901	
Side Setback	5'-0"	6.941	6.94'	
Street Side Setback	N/A	NA	· N/A	
Rear Setback	25'-0"	4.7	4.7'	
F.A.R	N/A			
Building Coverage	2250 F	25985F	25985F	
Impervious Surface	3750 SF	25488F	25984	7
Parking		1-OFF ST.	SPACE	
Handicap Parking	N/A			<u> </u>
Bicycle Parking	N/A			
Open Space/ Landscaping	N/A			
Number and type of units	1	l	l	
Consumption Area or Number of seats	N/A			

15.	Is Subject Property located within the If Yes, attach HARC approval and ap		
	Meeting Date	HARC Approval #	



16.	Are there any easements, deed restrictions or other encumbrances attached to the subject property? Yes No If Yes, please describe and attach relevant documents
17	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.
	This application is pursuant to Section 106-51 & 52 City of Key West Land Development Regulations.
	If the applicant would like additional information, electronic version of the City's Code of Ordinances can be found either through www.keywestcity.com , Planning Department archives or at www.municode.com . Once there, search Online Library/Florida/Key West/Chapter 122.
	*Please note, variance approvals are quasi-judicial hearings, and it is improper for the owner or signatory to speak to a Planning Board member or City Commissioner about the hearing.



Standards for Considering Variances

Before any variance may be granted, the Planning Board and/or Board of Adjustment must find all of the following requirements are met:

		COTAGI				EAR
-		PURCHASI				
		CHED ST				
		PEXIST.		1074	P COOP !	NCT
COHUIU	ons not crea	ted by applicant.	That the speci	iai conditions	s and circumsta	nces o
result II	rom the action	on or negligence	or the applican	it.		
EXI	STING	= WHEN	PURCH	ased.		
					. —	
	_					
	_					
				<u>-</u>	<u>.</u>	
		0 1 ==			-	
Special	privileges n	not conferred. Th	at granting the	e variance(s)	requested will	not c
upon th	e applicant	any special privi	leges denied b	y the land d	requested will evelopment reg	not c
upon th	e applicant	not conferred. The any special privings or structures in	leges denied b	y the land d	requested will evelopment reg	not c
upon th	e applicant nds, building	any special privi gs or structures in	leges denied b	y the land d	requested will evelopment reg	not c
upon th	e applicant nds, building	any special privi	leges denied b	y the land d	requested will evelopment reg	not c



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.
EXISTING SOUARE FOOTAGE OF HOME (FOOTPRINT) IS SIMILAR TO OTHER SITES IN SAME ZONING DISTRICT.
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. THE MINIMUM VARIANCE APPLIED FOR 15 EXISTING AND APPLICANT IS NOT PEQUESTING
FURTHER ALLOWANCES.
Not injurious to the public welfare. That granting of the variance(s) will be in harmon with the general intent and purpose of the land development regulations and that suc variances will not be injurious to the area involved or otherwise detrimental to the public interest or welfare.
with the general intent and purpose of the land development regulations and that suc variances will not be injurious to the area involved or otherwise detrimental to the publi interest or welfare. Subject Structure (Cottage) IS Located
with the general intent and purpose of the land development regulations and that s variances will not be injurious to the area involved or otherwise detrimental to the puinterest or welfare.

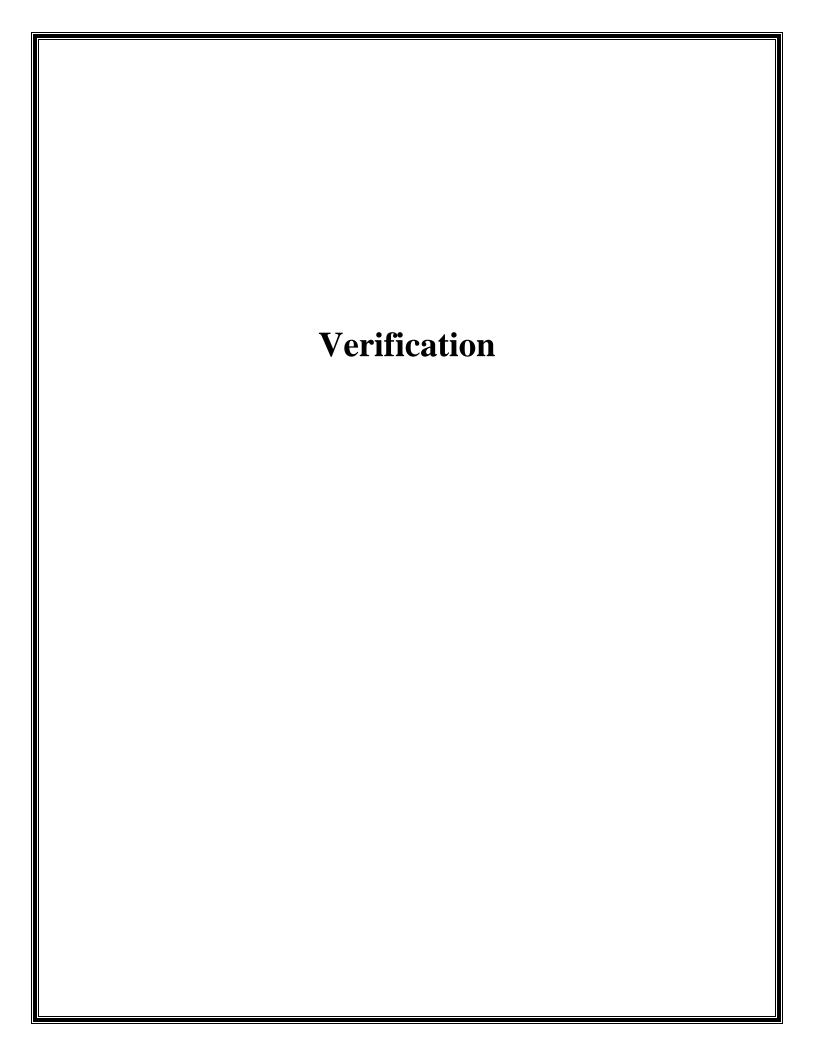


7. Existing nonconforming uses of other property shall not be considered as the basis for approval. That no other nonconforming use of neighboring lands, structures, or buildings in the same district, and that no other permitted use of lands, structures or buildings in other districts shall be considered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

use of	PROPERT	T 15	CONF	DEMIN	F IN	USE.
HOWEVER	, CUPPE	ŮT.	SETBA	CK F	ROM	<u>_</u>
PROPERTY	LINE	15 F	74 51 4	ALLY	NON- 6	ONFORMI-
NG.			1			

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. Please describe how you have addressed the "good neighbor policy."



City of Key West Planning Department

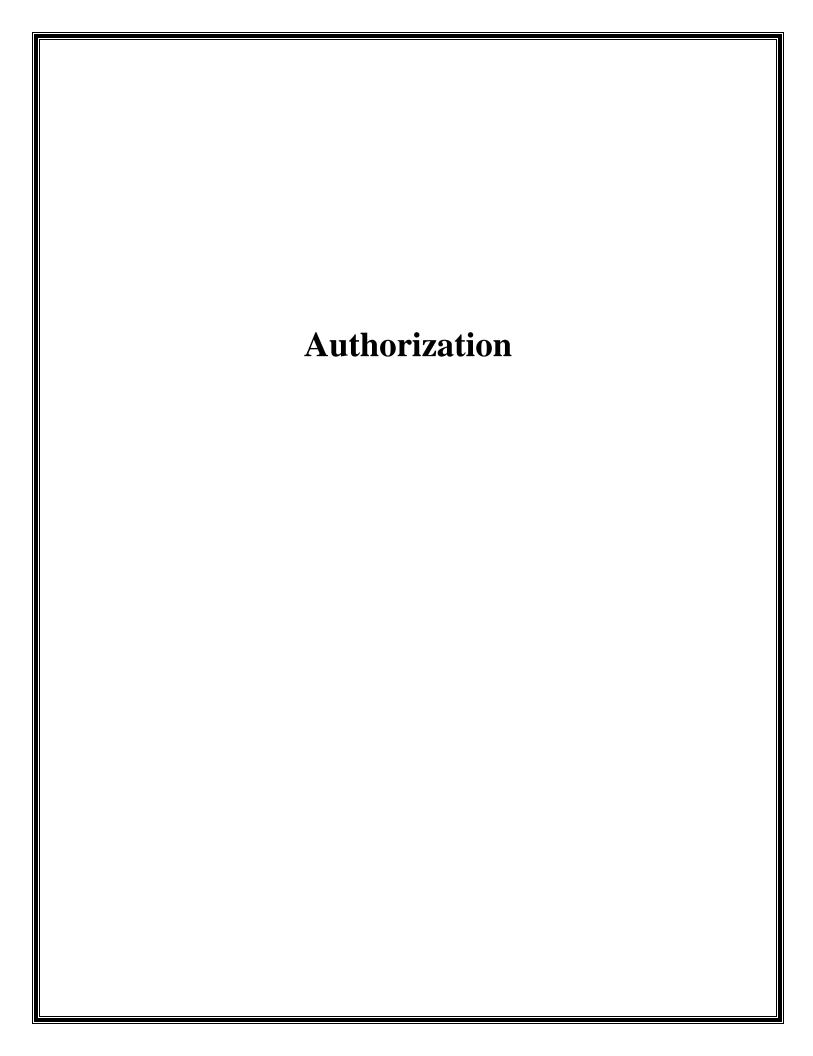


Verification Form

(Where Authorized Representative is an individual)

I, PERPLY, being duly sworn, depose and say that I am the Authorized Representative of the Owner (as appears on the deed), for the following property identified as the subject matter of this application:
Street address of subject property All of the answers to the above questions, drawings, plans and any other attached data which make up the application, are true and correct to the best of my knowledge and belief. In the event the City or the Planning Department relies on any representation herein which proves to be untrue or incorrect, any action or approval based on said representation shall be subject to revocation.
Subscribed and sworn to (or affirmed) before me on this 4 Telegraph 13 y date Name of Authorized Representative
He/She is personally known to me or has presented P200. 673-61-24/as dentification.
Marta Gabalesiv Notary's Signature and Seal
MARTA CHBALEI'RO Name of Acknowledger typed, printed or stamped
2-22 -2014 Commission Number, if any

MARTA CABALEIRO
Commission # DD 961666
Expires February 22, 2014
Bonded Thru Troy Fain Insurance 800-886-7014



City of Key West Planning Department

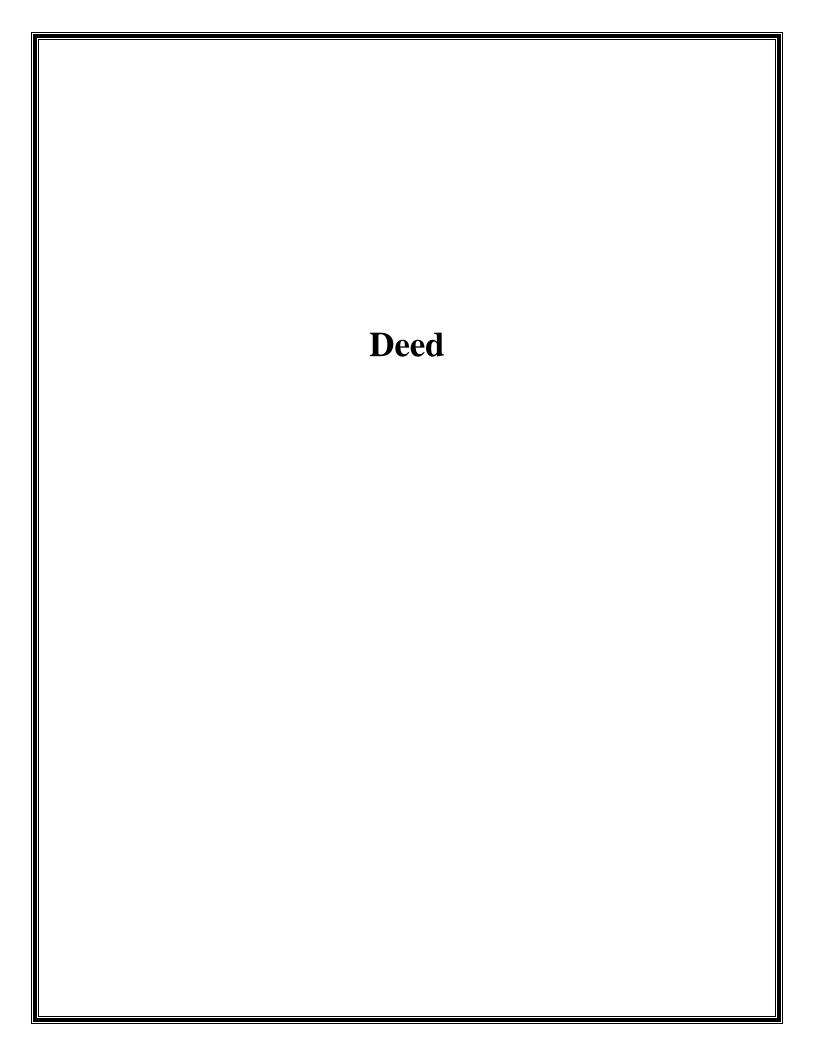


Authorization Form

(Individual Owner)

Please complete this form if someone other than the owner is representing the property owner in this matter.

I, DECEN SHEVANZYN KUSTAM SHEBAN Zunthorize Please Print Name(s) of Owner(s) (as appears on the deed)	
PETER PIKE ON PEWEN PICK PREMIECE P. Please Print Name of Representative	ENESO TATU
to be the representative for this application and act on my/our behalf before the City of Key West. Signature of Owner Signature of Join!/Co-owner if applicable	
Subscribed and sworn to (or affirmed) before me on this 477 February 2013 by	
Name of Authorized Representative	
He/She is personally known to me or has presented NYDL · 33/· 393- 1/2 as identification.	
Marta Gabaleur Notary's Signature and Seal	
MARTA Chbalei'RO Name of Acknowledger typed, printed or stamped	
MARTA CABALEIRO Contrassion # DD 961666 Expires February 22, 2014 Bonded Thru Tray Fain Insuisance 800-385-7016	



PREPARER BY AND RETURN TO:
RICHARD M. KLITENICK, ESQ.
RICHARD M. KLITENICK, P.A.
1009 SIMONTON STREET
KEY WEST, FL 33040
305-292-4101
FILE NUMBER: REII-033
RECORDING FEE: \$35.50
DOCUMENTARY STAMPS PAID: \$6,216.00

Doc# 1838417 06/03/2011 3:54PM Filed & Recorded in Official Records of MONROE COUNTY DRNNY L. KOLHAGE

05/03/2011 3:54PM DEED DOC STAMP CL: DIONNE

\$6,216.00

____[Space above this line for recording data] ___

Doc# 1838417 Bk# 2520 Pg# 962

WARRANTY DEED

THIS WARRANTY DEED is made on this 24 day of May, 2011, between ANDREW R. MIRZAOFF, a single man; ALEXANDER D. MIRZAOFF, a married man and ARNOLD C. MIRZAOFF, a single man, all c/o 1014 Johnson Street, Key West, Fl. 33040 (hereinafter collectively referred to as "Grantor"), and DEREK & KRISTINA SHEPANZYK, husband and wife, whose address is 410 Canada Street, Lake George, NY 12845 (hereinafter collectively referred to as "Grantee").

(Whenever 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 corporations, trusts and trustees)

Witnesseth, that said Grantor, for and in consideration of the sum of EIGHT HUNDRED EIGHTY-EIGHT THOUSAND & 00/100^{ths} DOLLARS (\$888,000.00) and other good and valuable consideration to said Grantor in hand paid by said Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold to the said Grantee, and Grantee's heirs and assigns forever, the following described land, situate, lying and being in **Monroe County**, Florida, with the street address of 1014 Johnson Street, Key West, FL 33040, and more particularly described as:

ALL OF LOT FIVE (5) AND THE NORTHEASTERLY ½ OF LOT FOUR (4) OF BLOCK FIVE (5), MARTELLO TOWERS, A SUBDIVISION ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 140 OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA.

PARCEL IDENTIFICATION No.: 00058630-000000; ALTERNATE KEY (*AK*) No.: 1059111

GRANTOR ALEXANDER D. MIRZAOFF WARRANTS THAT AT THE TIME OF THIS CONVEYANCE, THE SUBJECT PROPERTY IS NOT HIS HOMESTEAD WITHIN THE MEANING SET FORTH IN THE CONSTITUTION OF THE STATE OF FLORIDA, NOR IS IT CONTIGUOUS TO OR A PART OF HIS HOMESTEAD PROPERTY. GRANTOR'S RESIDENCE AND HOMESTEAD ADDRESS IS IN THE STATE OF NEW YORK.

SUBJECT TO CONDITIONS AND RESTRICTIONS OF RECORD, IF ANY; HOWEVER, THIS DEED SHALL NOT OPERATE TO RE-IMPOSE THE SAME

SUBJECT TO: Taxes for the year 2011 and subsequent years

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise 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

WARRANTY DEED MIRZAOFF TO SHEPANZYK 1014 JOHNSON STREET, KEY WEST, FL 33040 PAGE 1 OF 4

alle

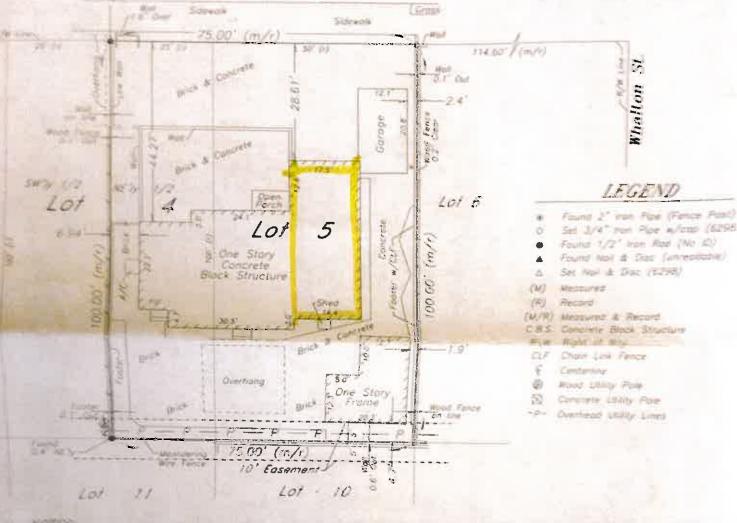
title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2010, and those items listed above.

In Witness Whereof, Grantor has hereunto set Grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in our presence: (as to Andrew Mirzaoff signature)	
Witness #1 signature Print name: Carol L. Carl	ANDREW RAJIRZAGEZ
Witness # 2 signature Print name: SHIRL RV M. PERRY	V Doc# 1838417 Bk# 2520 Pg# 963
STATE OF CALIFORNIA COUNTY OF	
oaths and take acknowledgements ANDREW R. MIRZAOI as identification, to be the same	appeared before me, an officer duly authorized to administer FF, who is personally known to me, or who produced person who is one of the Grantors described in the foregoing sted the same freely and voluntarily for the purposes therein
WITNESS my hand and official seal at	County, California, on this day of May, 2011.
(STAMP/SEAL)	Notary Public-State of CA Commission Expires:
(Balance of page inte	See Attached CA. Notary entionally left blank)

WARRANTY DEED MIRZAOFF TO SHEPANZYK 1014 JOHNSON STREET, KEY WEST, FL 33040 PAGE 2 OF 4





NOTES

- I the head 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
- 4 Street address 1014 Johnson Street, Key West, FL
- 5 This survey is not valid without the signature and the original raised scal of a
- 6 Lands shown hereon were not abstracted for rights of was casements, ownership;
- The second is assumed and based on the legal description
- B Bute of field work May 5, 2011
- 9 Ownership of fences is undeterminable unless otherwise noted

BOUNDARY SURVEY OF All of Lot Five (5) and the Northeasterly 1/2 of Lot four (4) of Block 5 MARTELLO TOWERS, a subdivision according to the Plat thereof as recorded in Plat Book 1. Page 140 of the Public Records of Monroe County Florida.

BOUNDARY SURVEY FOR Derek & Kristing Shepanzyk,
Richard M. Klitenick, P.A.,
Old Republic National Title Insurance Company

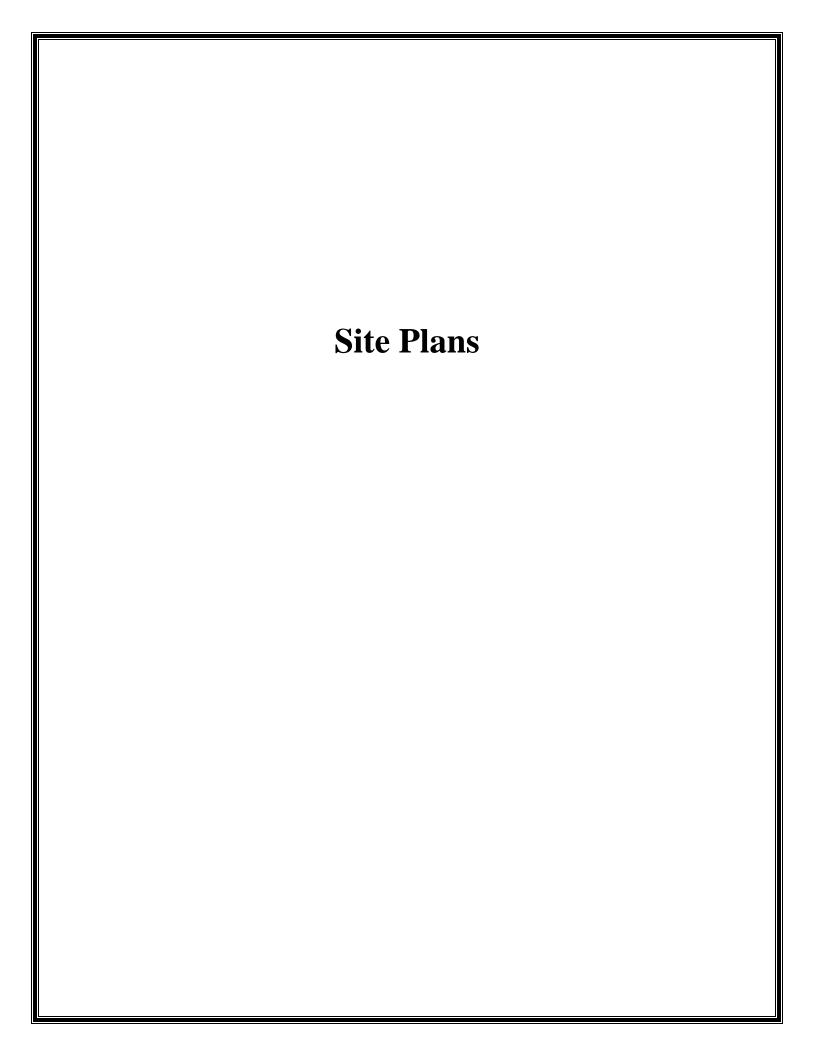
Florida Roy 16295

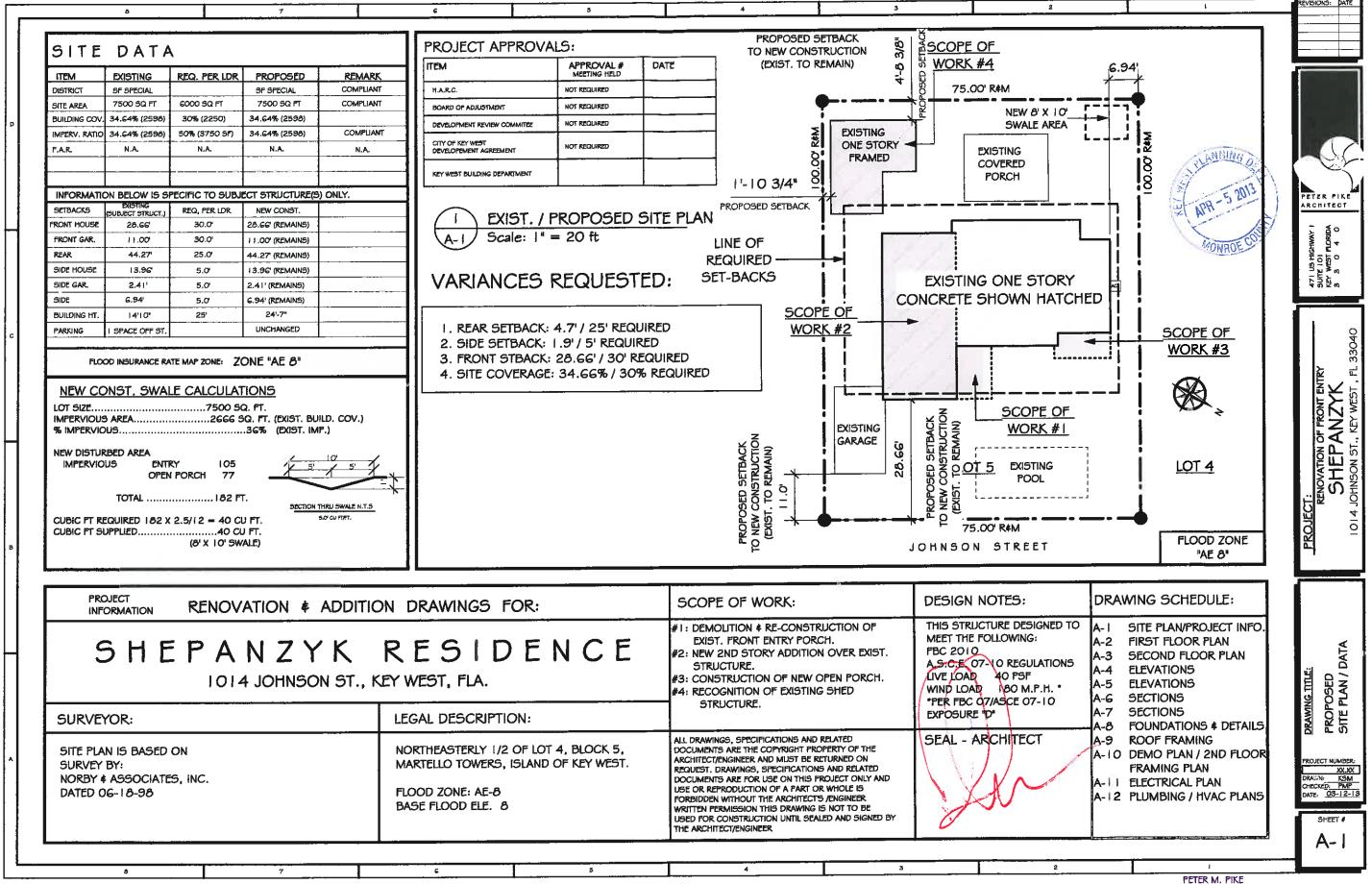
Revised Certification 5/18/11

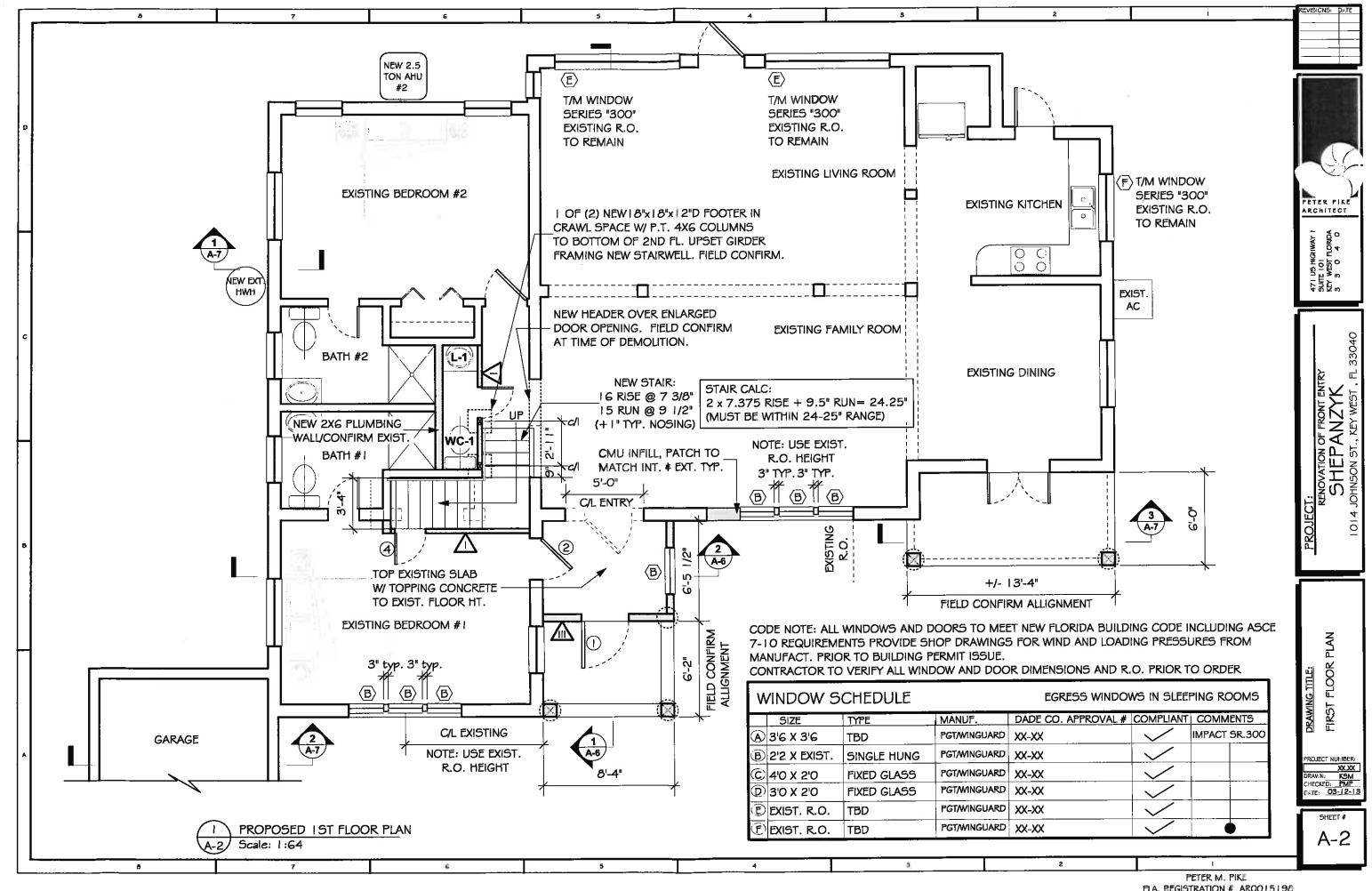
May #1 2011

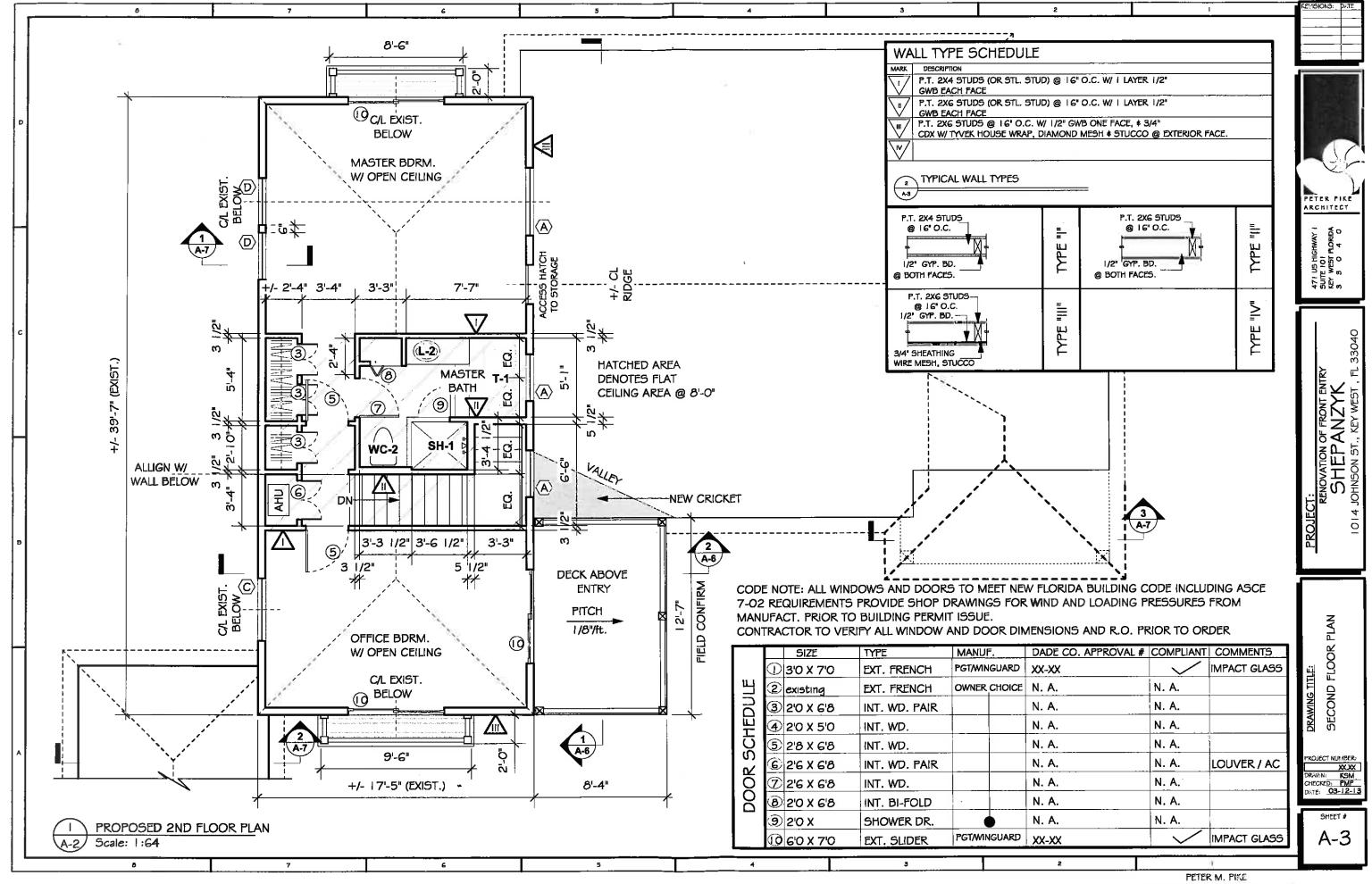
IHIS SURVEY IS NOT ASSIGNABLE





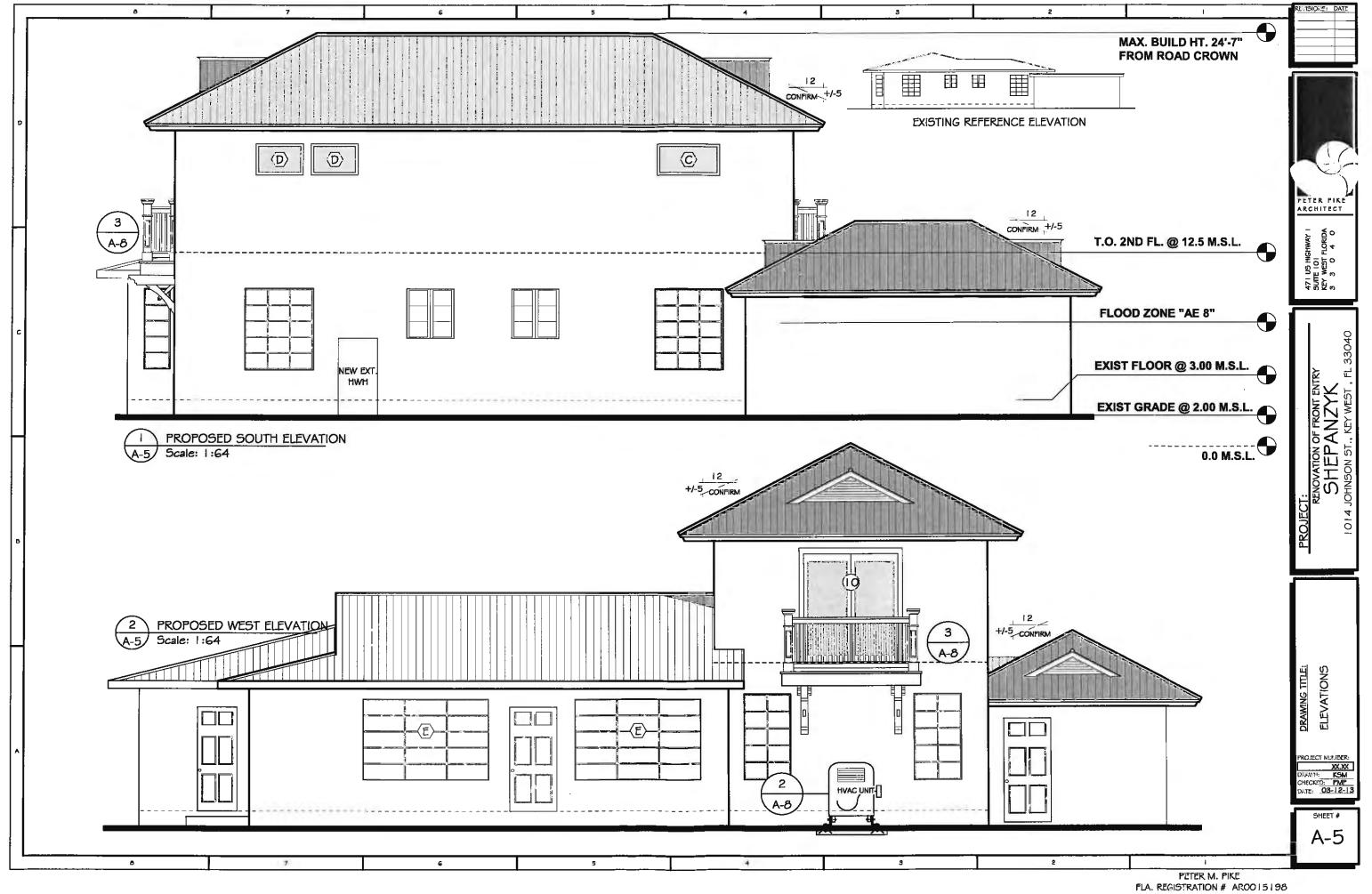


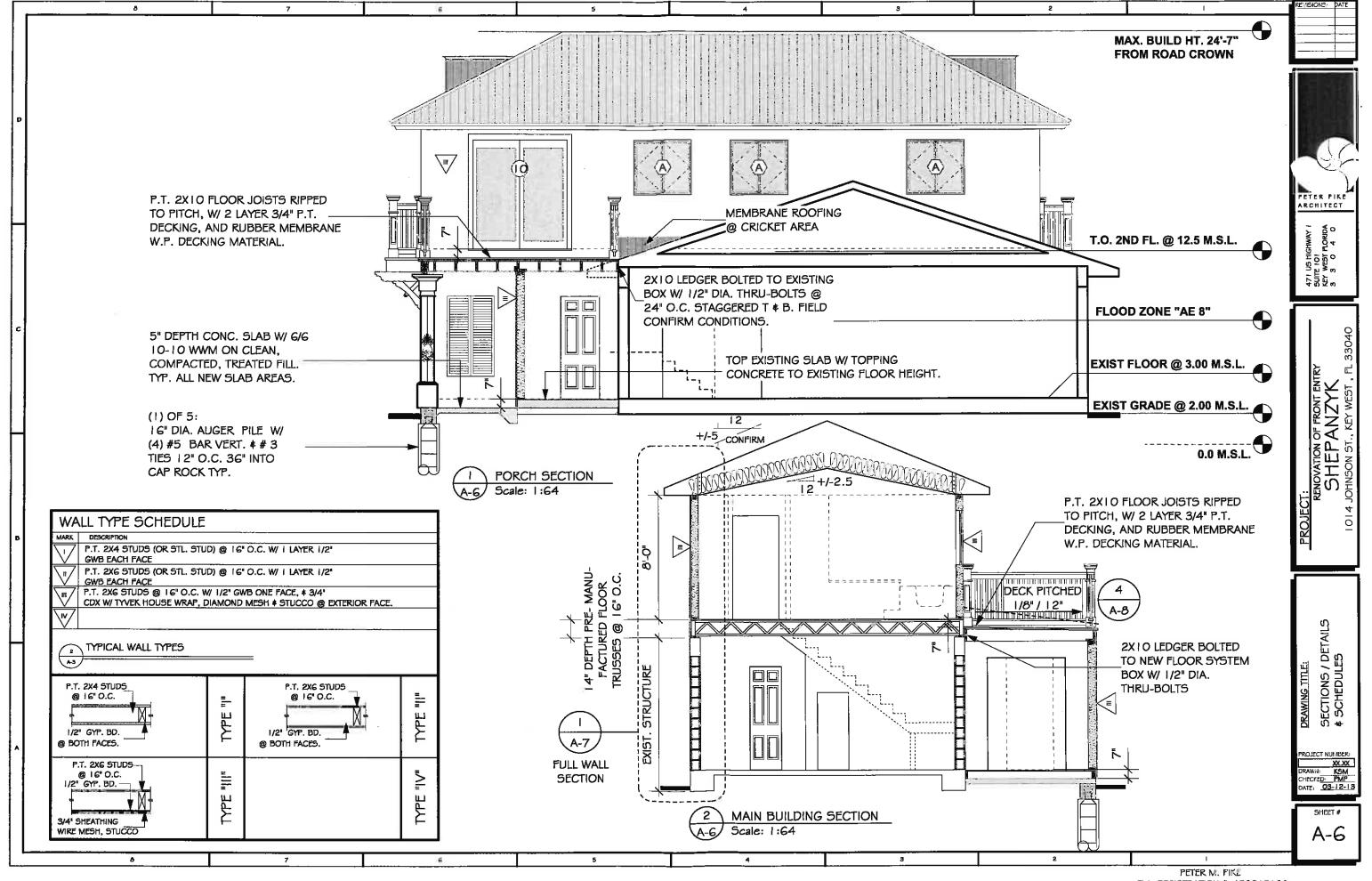


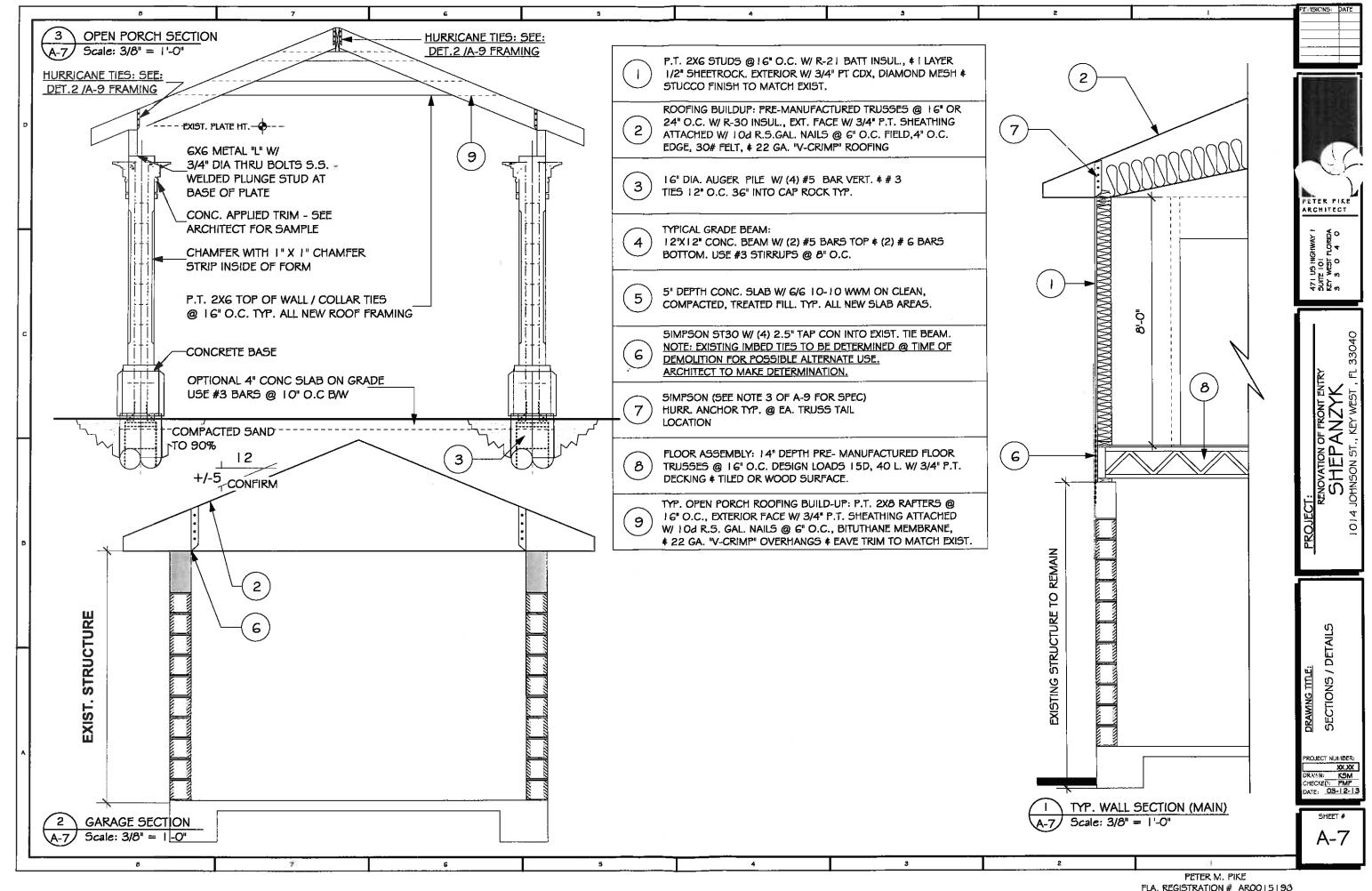


PETER M. PIKE FLA. REGISTRATION # AROO I 5 I 98

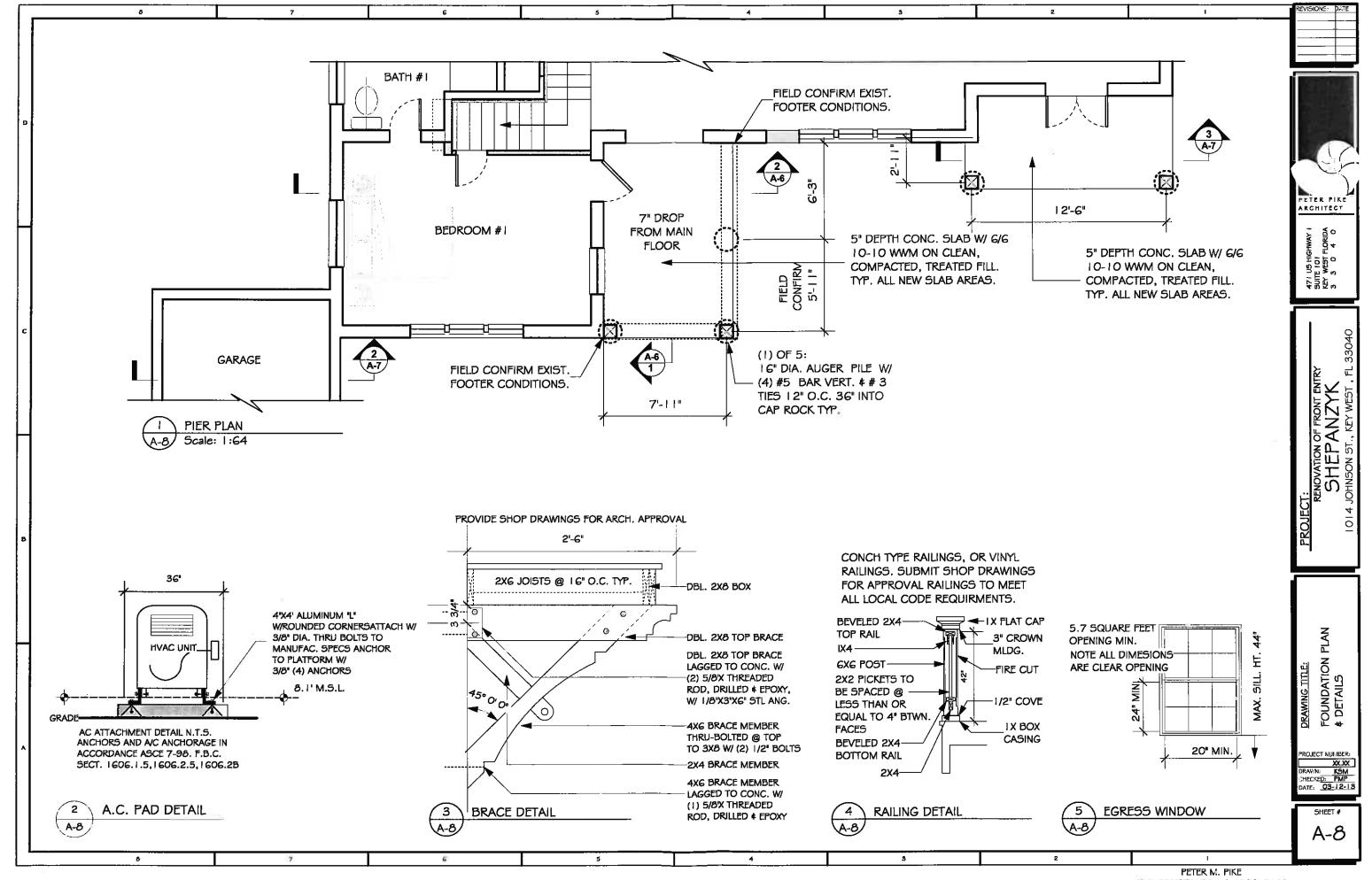




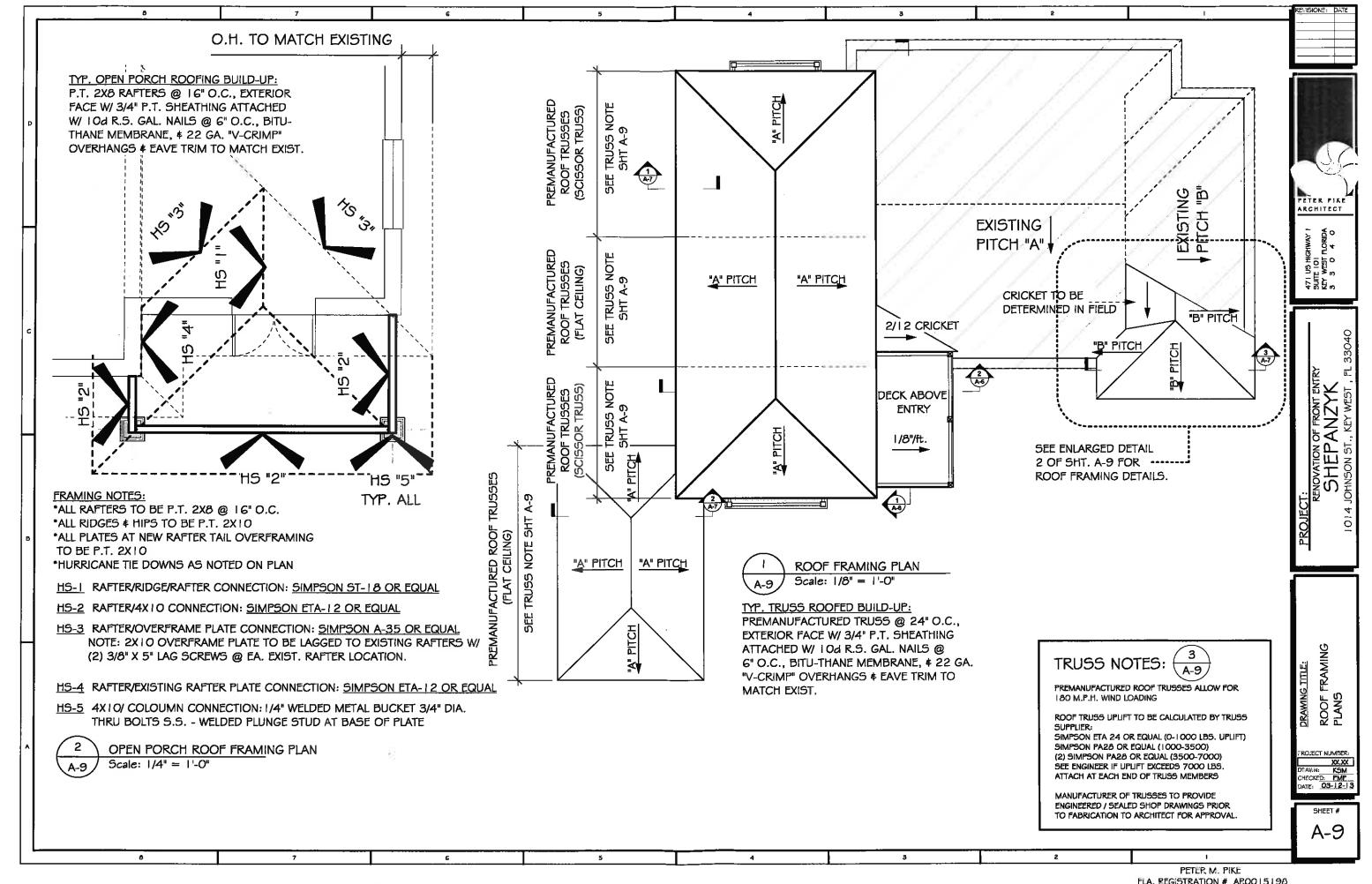


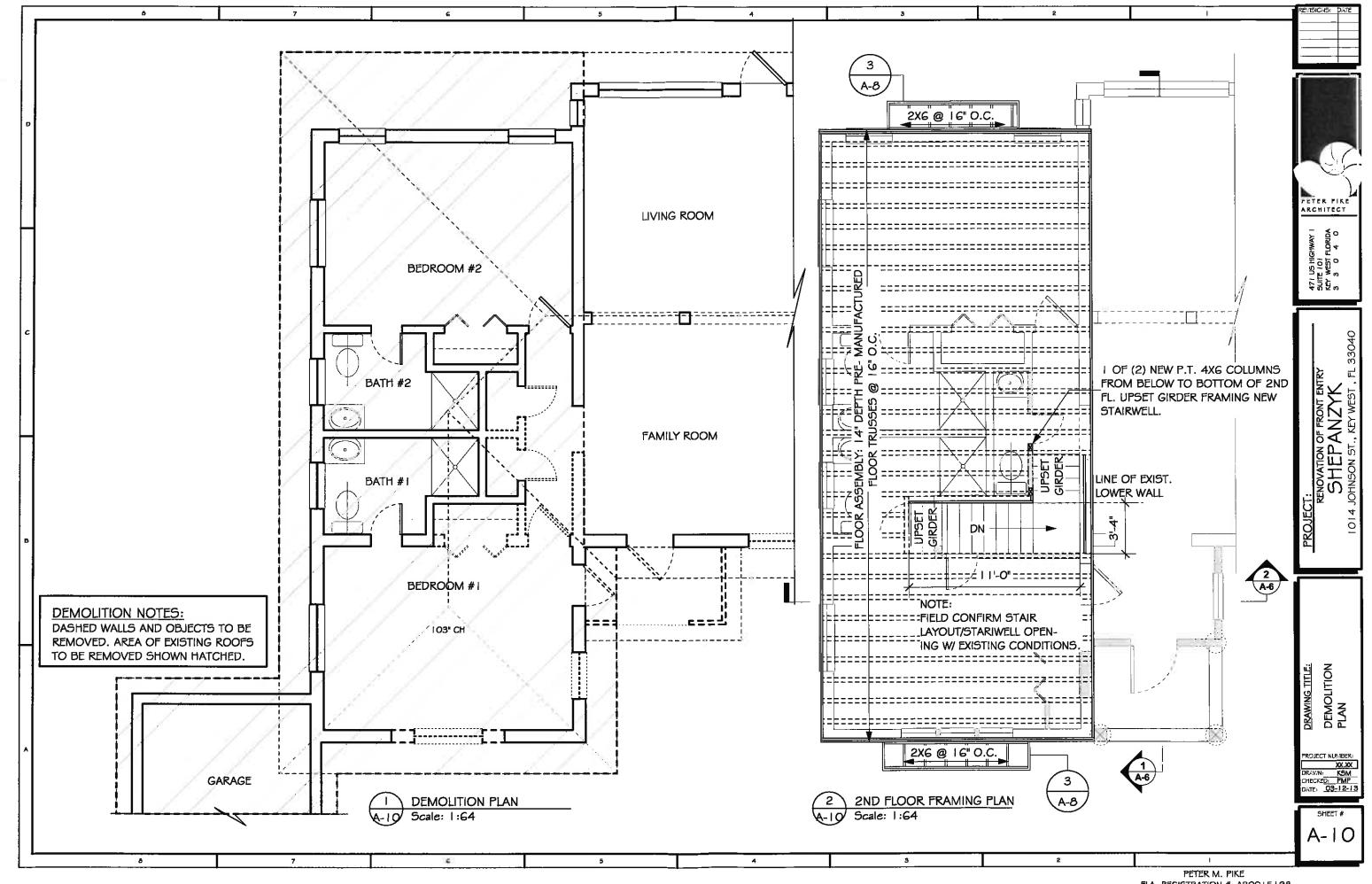


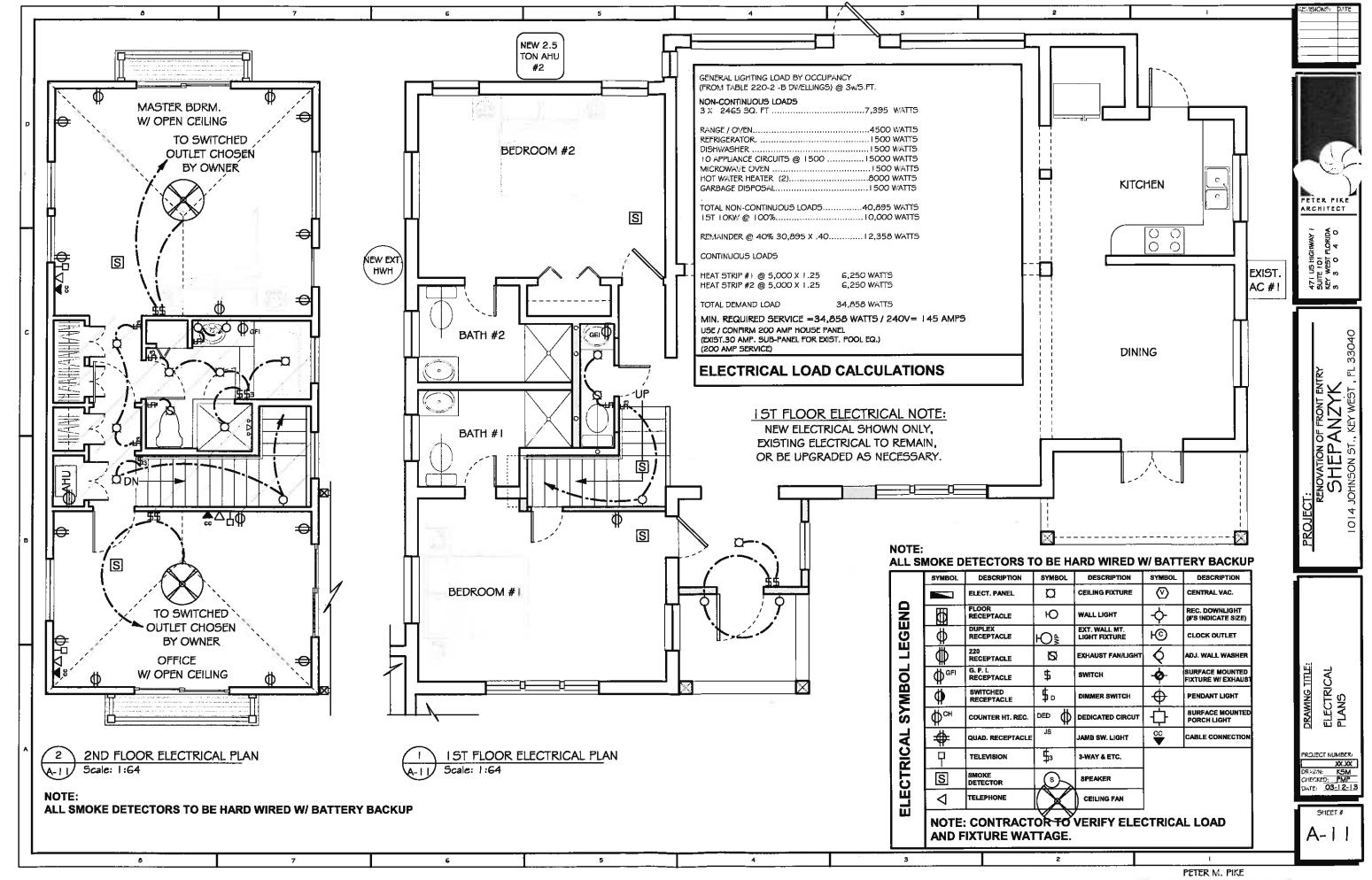
FLA. REGISTRATION # AROO 15 193

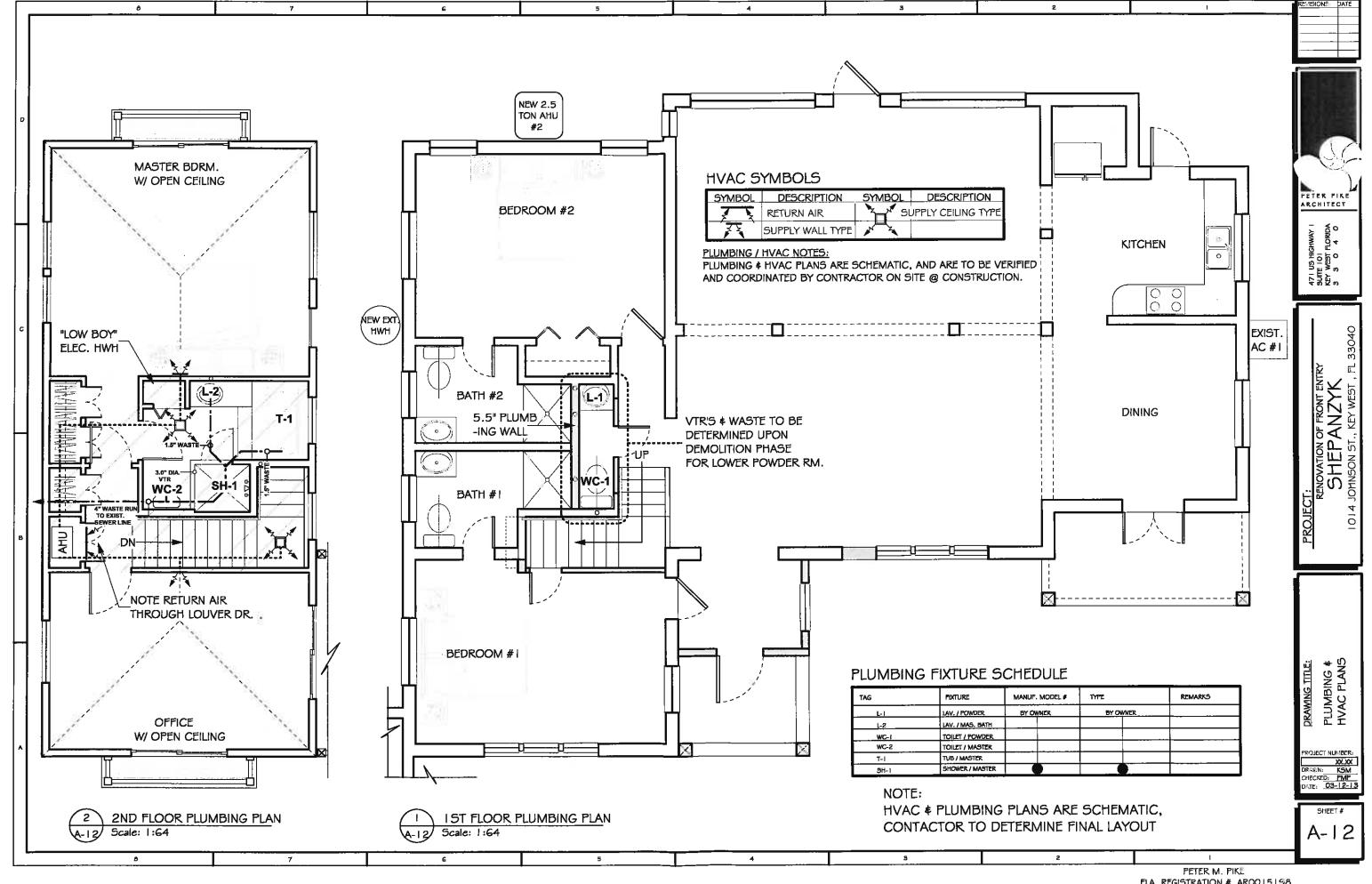


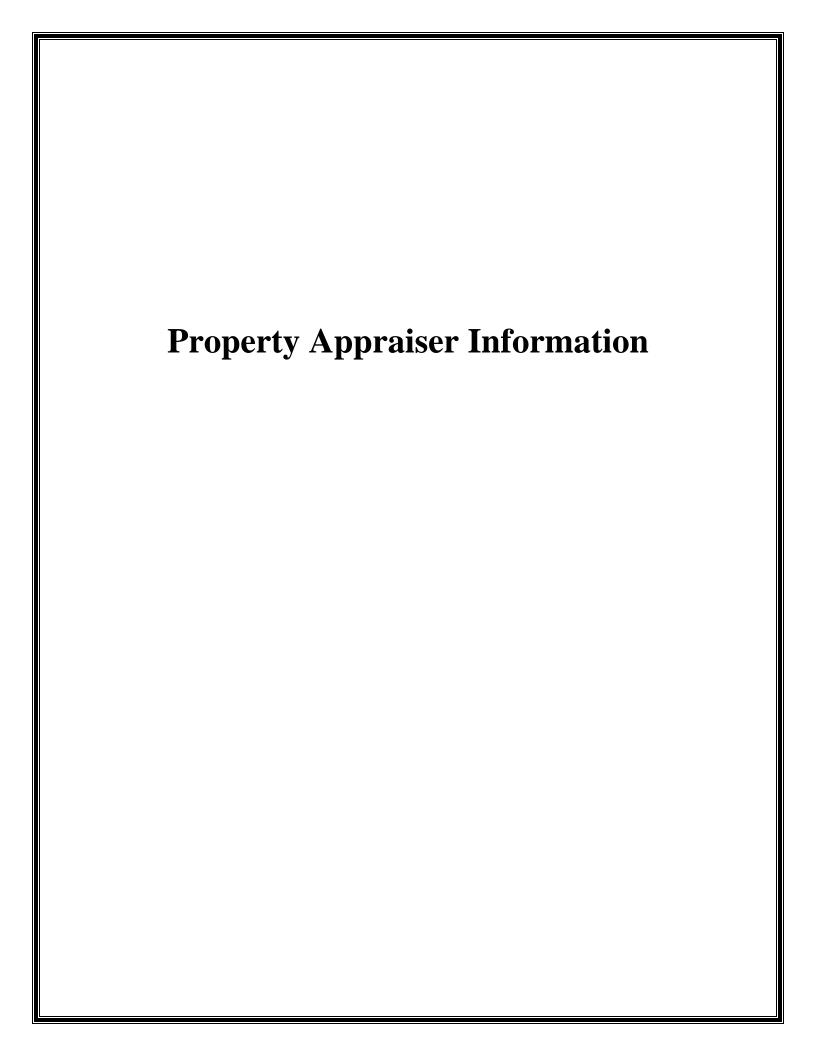
FLA. REGISTRATION # AROO 15 198











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

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

The offices of the Property Appraiser will be closed to the Property Appraiser July 4th for Independence Day. Requires Adobe Flash 10.3 or higher

Property Record Card -

Maps are now launching the new map application version.

Alternate Key: 1059111 Parcel ID: 00058630-000000

Ownership Details

Mailing Address:

SHEPANZYK DEREK AND KRISTINA 410 CANADA ST LAKE GEORGE, NY 12845-1129

Property Details

PC Code: 01 - SINGLE FAMILY

Millage Group: 10KW Affordable Housing: No Section-Township-Range: 05-68-25

Property Location: 1014 JOHNSON ST KEY WEST

Subdivision: Martello Towers

Legal Description: KW MARTELLO TOWERS PB1-140 NELY 1/2 OF LT 4 AND ALL OF LT 5 SQR 5 TR 27 G20-323 OR454-

787/88 OR2298-112 OR2298-114/115 OR2518-179D/C OR2520-962/66



Land Details

Land Use Code	Frontage	Depth	Land Area
01SD - RES SUPERIOR DRY	75	100	7,500.00 SF

Building Summary

Number of Buildings: 1

Number of Commercial Buildings: 0

Total Living Area: 1990 Year Built: 1953

Building 1 Details

Building Type R1 Condition G Quality Grade 500
Effective Age 17 Perimeter 262 Depreciation % 22
Year Built 1953 Special Arch 0 Grnd Floor Area 1,990
Functional Obs 0 Economic Obs 0

Inclusions: R1 includes 1 3-fixture bath and 1 kitchen.

Roof Type GABLE/HIP Roof Cover METAL Foundation CONCR FTR
Heat 1 NONE Heat 2 NONE Bedrooms 3

Heat Src 1 NONE Heat Src 2 NONE

Extra Features:

 2 Fix Bath
 0
 Vacuum
 0

 3 Fix Bath
 2
 Garbage Disposal
 0

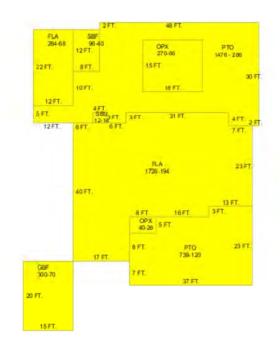
 4 Fix Bath
 0
 Compactor
 0

 5 Fix Bath
 0
 Security
 1

 6 Fix Bath
 0
 Intercom
 0

 7 Fix Bath
 0
 Fireplaces
 0

 Extra Fix
 0
 Dishwasher
 0



Sections:

Nbr	Type	Ext Wall	# Stories	Year Built	Attic	A/C	Basement %	Finished Basement %	Area
1	FLA	5:C.B.S.	1	1952	Ν	Υ	0.00	0.00	1,726
2	PTO	5:C.B.S.	1	1952	Ν	Υ	0.00	0.00	739
3	OPX	5:C.B.S.	1	1952	Ν	Υ	0.00	0.00	40
4	GBF	5:C.B.S.	1	1952	Ν	Υ	0.00	0.00	300
5	FLA	5:C.B.S.	1	1969	N	Υ	0.00	0.00	264

6	SBF	1	1989	Ν	Υ	0.00	0.00	96
7	SBU	1	1969	N	Υ	0.00	0.00	12
8	OPX	1	1989	N	Υ	0.00	0.00	270
9	PTO	1	1994	N	Υ	0.00	0.00	1,476

Misc Improvement Details

Nbr	Type	# Units	Length	Width	Year Built	Roll Year	Grade	Life
1	PT3:PATIO	288 SF	0	0	1952	1953	2	50
2	PT2:BRICK PATIO	816 SF	0	0	1975	1976	1	50
3	FN2:FENCES	540 SF	0	0	1975	1976	4	30
4	PT5:TILE PATIO	1,334 SF	23	58	1952	1953	3	50
5	FN2:FENCES	48 SF	8	6	1985	1986	2	30
6	PT2:BRICK PATIO	126 SF	21	6	1999	2000	2	50

Appraiser Notes

2010-12-20 MLS \$999,999 3/3 SITUATED IN THE MOST PRESTIGIOUS, UPSCALE BLOCK OF JOHNSON ST IN THE CASA MARINA DISTRICT, THIS 2 BEDROOM HOME WITH GUEST COTTAGE AWAITS YOUR PERSONAL TOUCHES. THE LARGE 7500 SQ FT LOT AND COVERED PATIO LEAVES ENDLESS POSSIBILITIES FOR LUSH EXTENSIVE GARDENS. FIREPLACE IN LIVING ROOM, SUN ROOM LADEN WITH CUBAN TILE, GUEST COTTAGE HAS SEPARATE ENTRANCE AND ATTACHED ADDITIONAL ROOM THAT SERVES AS STORAGE/WORKSHOP, GARAGE FOR OFF-STREET PARKING. QUIET NEIGHBORHOOD AND ONE WAY STREET LENDS FOR MINIMAL TRAFFIC. JUST A SHORT STROLL TO THE CASA MARINA RESORT AND BEACH CLUB/WALDORF ASTORIA COLLECTION, OR THE NEARBY WHITE STREET PIER TO ENJOY THE BEAUTIFUL OCEAN BREEZE AND BEACH. ALSO, JUST A 10 MINUTE WALK TO DUVAL ST. THIS LOCATION HAS IT ALL

Building Permits

Bldg	Number	Date Issued	Date Completed	Amount	Description	Notes
1	12-4090	11/29/2012		26,000	Residential	DEMO EXISTING COVERED PORCH & BUILD NEW COVERED PORCH AS PER PLANS. DEMO EXISTING ROOF ON REAR STORAGE BUILDING & BUILD NEW GABLE END ROOF ON EXISTING BUILDING. ADD GABLE END AND 2 HIP ROOFS TO FRONT STRUCTURE; ADD SLAB ON GRADE
1	12-2169	06/18/2012		9,750	Residential	REMOVE EXISTING WINDOWS (3) INSTALL ONE PR. 6'0" FRENCH DOORS WITH TWO (2) 18" SIDE LIGHTS. REMOVE EXISTING TWO (2) WINDOWS & INSTALL PR. 4'0" TWO (2) FRENCH DOORS.
1	13-0119	01/11/2013		3,898	Residential	INSTALL 525 SQ/FT (5 1/4 SQS) OF 26G GALVALUME V-CRIMP METAL ROOFING ON REFURBISHED GUEST HOUSE.
1	13-0159	01/14/2013		400	Residential	WIRING OF GAZEBO AND ONE ROOM ADDITION ON POOL HOUSE. GAZEBO: TWO RECP., CEILING FANS W/LIGHT ON SWITCH. ROOM ADDITION: FOUR RECP., ONE CEILING FAN AND OUTDOOR LIGHT ON SWITCH.
1	13-0119	01/31/2013		7,770	Residential	INSTALL 500 S.F. OF 26G GALVALUME V-CRIMP METAL ROOFING ON THE REBUILT GAZEBO
1	13-1187	04/08/2013		80,000	Residential	NEW 2ND STORY ADDITION (BEDROOM, BATHROOM, CLOSET, OFFICE), NEW FIRST LEVEL PORCH @ ENTRY WAY AS PER PLANS.
1	B943540	10/01/1994	12/01/1994	2,000		NEW DRYWALL CEILING/ETC

	1	9604050	10/01/1996	12/01/1996	650	ROOF
	1	9701705	05/01/1997	11/01/1997	900	EMERGENCY UPGRADE 200 AMP
	1	9901881	06/04/1999	08/02/1999	4,805	CENTRAL A/C
	1	9902049	06/16/1999	08/02/1999	675	ELECTRICAL
	1	02-2400	09/03/2002	10/29/2002	7,500	METAL ROOF
1.						

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 Taxable Value
2012	228,265	10,950	534,138	773,353	773,353	0	773,353
2011	263,181	10,969	606,975	881,125	871,903	30,000	841,904
2010	265,150	10,988	564,435	840,573	840,572	30,000	810,573
2009	289,302	11,007	765,123	1,065,432	1,040,706	30,000	1,010,706
2008	265,990	11,026	712,500	989,516	989,516	30,000	959,516
2007	326,361	11,045	712,500	1,049,906	316,702	25,500	291,202
2006	538,993	11,064	750,000	1,300,057	284,753	25,500	259,253
2005	724,136	11,189	360,000	1,095,325	299,979	25,500	274,479
2004	389,725	11,313	360,000	761,039	291,242	25,500	265,742
2003	441,689	11,443	202,500	655,632	285,812	25,500	260,312
2002	357,432	11,575	202,500	571,507	279,114	25,500	253,614
2001	256,272	11,705	202,500	470,477	274,719	25,000	249,719
2000	273,132	9,030	153,750	435,912	266,718	25,000	241,718
1999	221,140	4,000	153,750	378,890	259,021	25,000	234,021
1998	195,659	3,612	153,750	353,021	254,942	25,000	229,942
1997	194,865	3,685	138,750	337,300	250,681	25,000	225,681
1996	122,357	2,360	138,750	263,467	243,380	25,000	218,380
1995	111,481	2,193	138,750	252,424	237,444	25,000	212,444
1994	90,635	1,817	138,750	231,202	231,202	25,000	206,202
1993	87,217	2,669	138,750	228,636	228,636	25,000	203,636
1992	87,217	2,669	138,750	228,636	228,636	25,000	203,636
1991	87,217	2,669	138,750	228,636	228,636	25,000	203,636
1990	92,703	2,936	106,875	202,513	202,513	25,000	177,513
1989	84,275	2,669	105,000	191,944	191,944	25,000	166,944
1988	45,792	2,669	97,500	145,961	145,961	25,000	120,961
1987	45,269	2,669	65,246	113,184	113,184	25,000	88,184
1986	45,504	2,669	62,865	111,038	111,038	25,000	86,038
1985	43,760	2,669	38,850	85,279	85,279	25,000	60,279
1984	41,187	2,669	38,850	82,706	82,706	25,000	57,706
1983	41,187	2,669	38,850	82,706	82,706	25,000	57,706
1982	41,975	2,669	38,850	83,494	83,494	25,000	58,494

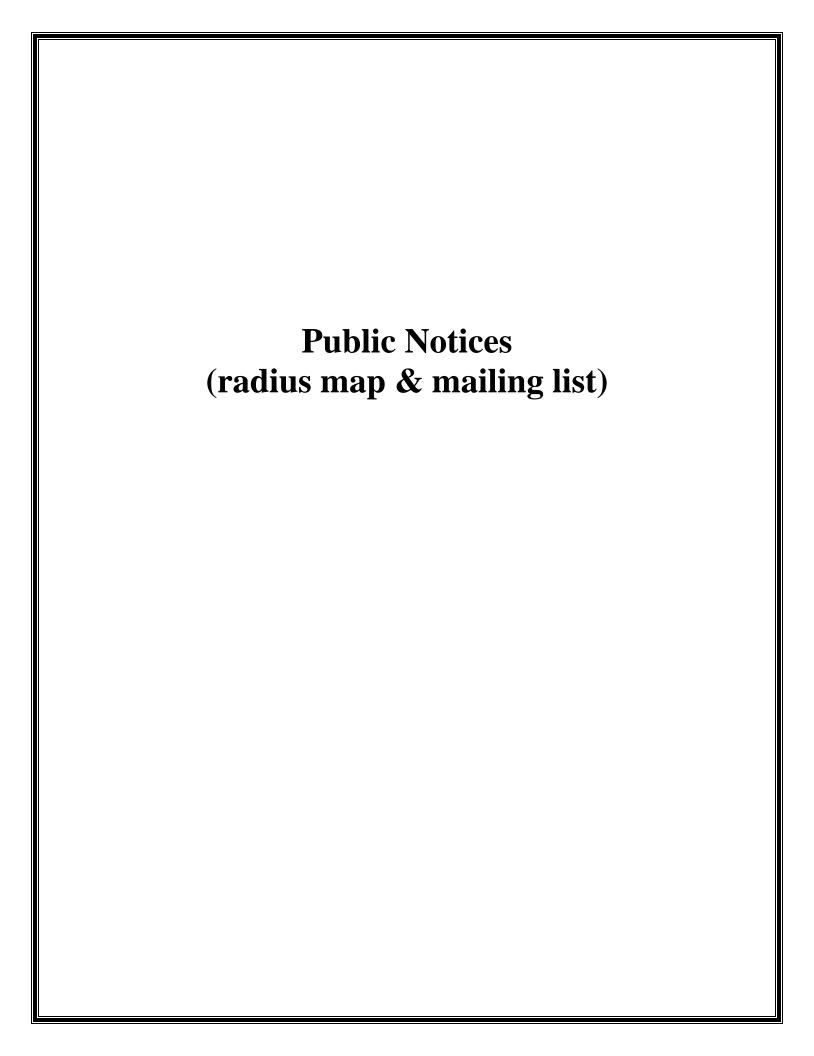
Parcel Sales History

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.

	ation	Qualification	Instrument	Price	Official Records Book/Page	Sale Date
		02		888,000	2520 / 962	5/31/2011
2/1/1970 454 / 787 35,000 00 C	•	Q	00	35,000	454 / 787	2/1/1970

This page has been visited 18,786 times.

Monroe County Monroe County Property Appraiser Scott P. Russell, CFA P.O. Box 1176 Key West, FL 33041-1176



The Key West Planning Board will hold a public hearing <u>at 6:00 pm, July 24, 2013 at Old City Hall, 510 Greene Street</u>, Key West, Florida, (Behind Sloppy Joe's Bar). The purpose of the hearing will be to consider a request for:

Variances – 1014 Johnson Street (RE# 00058630-000000, AK# 10159111) - A request for variances to building coverage, front, side and rear-yard setback requirements and detached habitable space to construct a second story addition on the primary structure and renovate an existing structure for use as a satellite bedroom in the SF zoning district per Sections 122-28, 122-238 and 122-1078 of the Land Development Regulations of the Code of Ordinances of the City of Key West.

If you wish to see the application or have any questions, you may visit the Planning Department during regular office hours at 3140 Flagler Avenue call 809-3720 or visit our website at www.keywestcity.com.

YOU ARE WITHIN 300 FEET OF THE SUBJECT PROPERTY

The City of Key West Planning Board will be holding a Public Hearing:

Variances – 1014 Johnson Street (RE# 00058630-000000, AK# 10159111) - A request for variances to building coverage, front, side and rear-yard setback requirements and detached habitable space to construct a second story addition on the primary structure and renovate an existing structure for use as a satellite bedroom in the SF zoning district per Sections 122-28, 122-238 and 122-1078 of the Land Development Regulations of the Code of Ordinances of the City of Key West.

Applicant: PETER PIKE **Owner:** DEREK and KRISTINA SHEPANZYK

Project Location: 1014 Johnson Street

Date of Hearing: Wednesday, July 24, 2013 **Time of Hearing:** 6:00 PM

Location of Hearing: Old City Hall, 510 Greene, City Commission Chambers

Interested parties may appear at the public hearing and be heard with respect to the applications. Packets can be viewed online at www.keywestcity.com. Click on City Board & Committee Agendas. A copy of the corresponding application is available from the City of Key West Planning Department located at 3140 Flagler Avenue, Key West, Florida, Monday through Friday between the hours of 8:00 am and 5:00 pm.

Please provide written comments to the Planning Department, PO Box 1409, Key West, FL 33041-1409, by FAX (305) 809-3978 or by email to Jo Bennett at jbennett@keywestcity.com.

Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the Planning Commission or the City Commission with respect to any matter considered at such hearing or meeting, one will need a record of the proceedings and for such purpose that person may need to ensure that a verbatim record of the proceedings is made; such record includes the testimony and evidence upon which the appeal is to be based.

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 at 305-809-1000 or the ADA Coordinator at 305-809-3951 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

YOU ARE WITHIN 300 FEET OF THE SUBJECT PROPERTY

The City of Key West Planning Board will be holding a Public Hearing:

Variances – 1014 Johnson Street (RE# 00058630-000000, AK# 10159111) - A request for variances to building coverage, front, side and rear-yard setback requirements and detached habitable space to construct a second story addition on the primary structure and renovate an existing structure for use as a satellite bedroom in the SF zoning district per Sections 122-28, 122-238 and 122-1078 of the Land Development Regulations of the Code of Ordinances of the City of Key West.

Applicant: PETER PIKE **Owner:** DEREK and KRISTINA SHEPANZYK

Project Location: 1014 Johnson Street

Date of Hearing: Wednesday, July 24, 2013 **Time of Hearing:** 6:00 PM

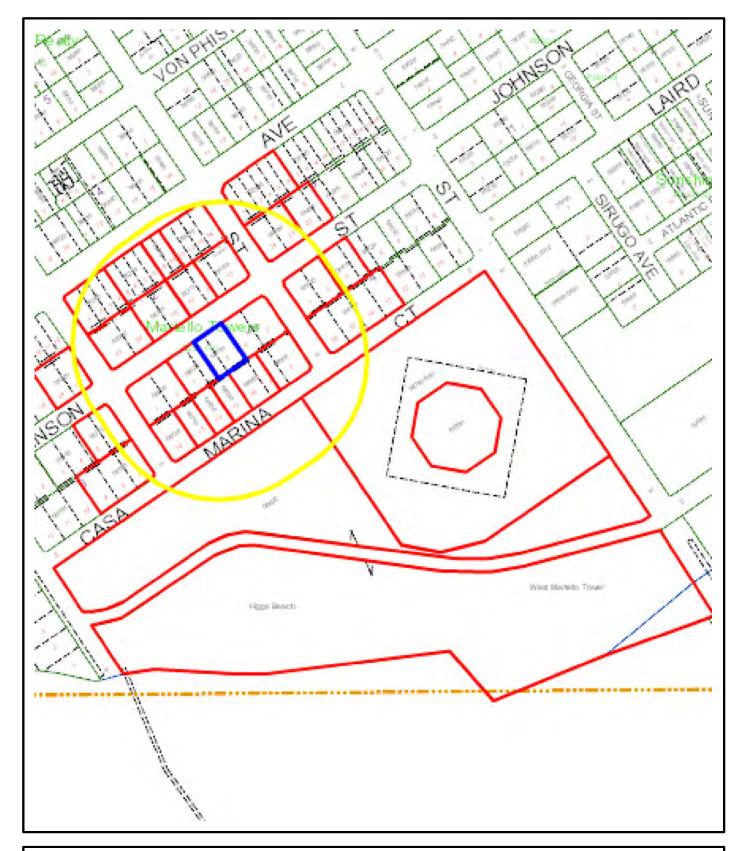
Location of Hearing: Old City Hall, 510 Greene, City Commission Chambers

Please provide written comments to the Planning Department, PO Box 1409, Key West, FL 33041-1409, by FAX (305) 809-3978 or by email to Jo Bennett at jbennett@keywestcity.com.

Interested parties may appear at the public hearing and be heard with respect to the applications. Packets can be viewed online at www.keywestcity.com. Click on City Board & Committee Agendas. A copy of the corresponding application is available from the City of Key West Planning Department located at 3140 Flagler Avenue, Key West, Florida, Monday through Friday between the hours of 8:00 am and 5:00 pm.

Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the Planning Commission or the City Commission with respect to any matter considered at such hearing or meeting, one will need a record of the proceedings and for such purpose that person may need to ensure that a verbatim record of the proceedings is made; such record includes the testimony and evidence upon which the appeal is to be based.

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 at 305-809-1000 or the ADA Coordinator at 305-809-3951 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.



Monroe County, Florida MCPA GIS Public Portal

8

Printed:Jul 02, 2013

DISCLAIMER: The Monroe County Property Appraiser's office maintains data on property within the County solely for the purpose of fulfilling its responsibility to secure a just valuation for ad valorem tax purposes of all property within the County. The Monroe County Property Appraiser's office cannot guarante its accuracy for any other purpose. Likewise, data provided regarding one tax year may not be applicable in prior or subsequent years. By requesting such data, you hereby understand and agree that the data is intended for ad valorem tax purposes only and should not be relied on for any other purpose.



300' Radius Noticing List Generated 07/02/2013

NAME	ADDRESS	UNIT	CITY	STATE	ZIP	COUNTRY
1 JOHNSON FAMILY TRUST	4677 HAMMOCK CIR		DELRAY BEACH	FL	33445-5318	
2 BLUM CYNTHIA	1111 JOHNSON ST		KEY WEST	FL	33040-4827	
3 SLAVEN JAMES ANDREW	21127 SHURLEY DR		GROSSE ILE	MI	48138	
4 GROSSMAN LYNN REV TR	1016 FLAGLER AVE		KEY WEST	FL	33040-4816	
5 WOODWARD ROBERT & ELIZABETH	1000 JOHNSON ST		KEY WEST	FL	33040	
6 STEARNS JEAN	1015 CASA MARINA CT		KEY WEST	FL	33040-4873	
7 LUJAN LAUREN L	903 CASA MARINA CT		KEY WEST	FL	33040	
8 NICOWSKI HENRY & JANICE REV LIV TR	1003 CASA MARINA CT		KEY WEST	FL	33040-4873	
9 WOLKOWSKY DAVID W LIV TR	PO BOX 1429		KEY WEST	FL	33041-1429	
10 EVANS PEYTON BIBB	1507 GRINNELL ST		KEY WEST	FL	33040-4823	
11 FLOYD JULIE ANN	PO BOX 5294		KEY WEST	FL	33045-5294	
12 COKER FITZ LEE H REV TR	6533 JACKSON CREEK RD		BOZEMAN	MT	59715	
13 WILSON CHARLOTTE M	1007 CASA MARINA CT		KEY WEST	FL	33040-4873	
14 HENRY KENT JOHN	1022 FLAGLER AVE		KEY WEST	FL	33040	
15 BUCY JEANNE NAVARRO	1100 JOHNSON ST		KEY WEST	FL	33040-4828	
16 TAYLOR RICHARD & RHONDA	150 E PONCE DE LEON AVE ST	E 120	DECATUR	GA	30030-2553	
17 ALEA DAVID JOSE DEC TRUST	1025 JOHNSON ST		KEY WEST	FL	33040-4825	
18 HALTERMAN JERRY L	1025 CASA MARINA CT		KEY WEST	FL	33040-4873	
19 ROBINSON NIKKI SOLITA	1012 JOHNSON ST		KEY WEST	FL	33040-4826	
20 BLUME JUDY	1100 FLAGLER AVE		KEY WEST	FL	33040	
21 COBO LUIS & ANA	1101 JOHNSON ST		KEY WEST	FL	33040-4827	
22 KRAUSE H PETER	1023 JOHNSON ST		KEY WEST	FL	33040	
23 MCCOOK ANNETTE M	1019 CASA MARINA CT		KEY WEST	FL	33040	
24 SHEPANZYK DEREK & KRISTINA	410 CANADA ST		LAKE GEORGE	NY	12845-1129	
25 MANSOUR PAUL & HEATHER	920 JOHNSON ST		KEY WEST	FL	33040-4746	
26 BARNABY ALAN RAY & TAMARA	4527 REBEL VALLEY VW SE		ATLANTA	GA	30339-5349	
27 COLLIGAN JAMES J	1101 CASA MARINA CT		KEY WEST	FL	33040-4838	