

STAFF REPORT

DATE: February 24, 2022

RE: 1707 Bertha Street (permit application # T2021-0416)

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

An application was received requesting the removal of (1) Gumbo Limbo tree. A site inspection was done and documented the following:

Tree Species: Gumbo Limbo (*Bursera simaruba*)



Photo showing location of tree, view 1.



Photo showing location of tree, view 2.



Photo of tree canopy and utility pole.



Photo showing base of tree and survey pin. Tree owned by both property owners.



Photo showing
base of tree and
root impacts to
driveway of
1707.



Close up
photos of hole
in tree trunk.



Standing in driveway of 1707 looking at base and trunk of tree.



Photo of tree trunk and canopy branches, view 1.



Photo of tree
trunks and
canopy
branches,
views 2 & 3.





Photo of whole tree, view 3.



Photo of tree
crotch area.



Photo of
base of tree.



Close up
photo of
base of tree.

Diameter: 15.9"

Location: 40% (very visible tree growing at edge of sidewalk and driveway, on property line, canopy very close to utility pole. Not a lot of room for healthy, future growth.)

Species: 100% (on protected tree list)

Condition: 60% (overall condition is fair)

Total Average Value = 66%

Value x Diameter = 10.4 replacement caliper inches

Application



T2021-0416

Tree Permit Application

Please Clearly Print All Information unless indicated otherwise. Date: 12/19/2021

Tree Address 1707 Bertha St

Cross/Corner Street _____

List Tree Name(s) and Quantity 1 Gumbo Limbo

Species Type(s) check all that apply () Palm () Flowering () Fruit () Shade () Unsure

Reason(s) for Application:

☒ Remove () Tree Health ☒ Safety ☒ Other/Explain below

() Transplant () New Location () Same Property () Other/Explain below

() Heavy Maintenance Trim () Branch Removal () Crown Cleaning/Thinning () Crown Reduction

Additional Information and Explanation Gumbo Limbo is growing underneath power cables and telephone wires. It is damaging the driveway that home owner is going to have replaced due to the damage from the root system of the tree.

Property Owner Name George Beys

Property Owner email Address georgebeys@gmail.com

Property Owner Mailing Address 1707 Bertha St Key West FL 33040

Property Owner Phone Number 305 916 0500

Property Owner Signature [Signature]

Representative Name Clifton Turner

Representative email Address Shortystlc@gmail.com

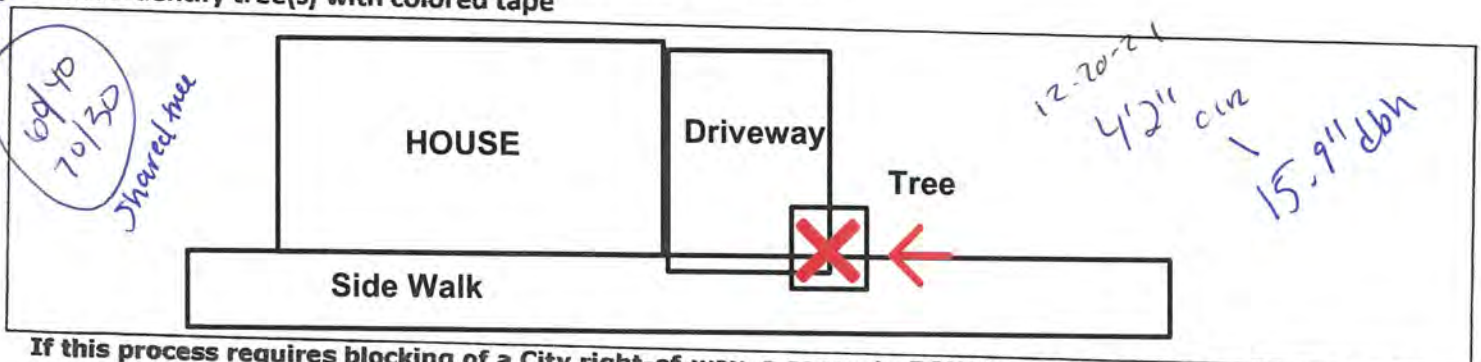
Representative Mailing Address 19463 Date Palm Dr Sugarloaf Key FL 33042

Representative Phone Number 305-647-9261

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



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



Tree Representation Authorization

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.

Date 12/19/2021

Tree Address 1707 Bertha St

Property Owner Name George Beys

Property Owner Mailing Address 1707 Bertha St

Property Owner Mailing City,

State, Zip Key West FL 33040

Property Owner Phone Number 305 916 0500

Property Owner email Address georgebeys@gmail.com

Property Owner Signature

Representative Name Clifton Turner

Representative Mailing Address 19463 Date Palm Dr

Representative Mailing City,

State, Zip Sugarloaf Key FL 33042

Representative Phone Number 305-647-9261

Representative email Address Shortystlc@gmail.com

I, George Beys hereby 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 if there are any questions or need access to my property.

Property Owner Signature

The forgoing instrument was acknowledged before me on this 17th day December.

By (Print name of Affiant) George Beys who is personally known to me or has produced Personally Known as identification and who did take an oath.

Notary Public

Sign name:

Print name:

Ihona Gonzalez
Ihona Gonzalez

My Commission expires: 05/15/2025 Notary Public-State of Florida (Seal)



Ihona Gonzalez
Notary Public
State of Florida
Comm# HH129374
Expires 5/12/2025

Karen DeMaria

From: Clifton Turner <shortystlc@gmail.com>
Sent: Sunday, December 19, 2021 6:40 PM
To: Karen DeMaria
Subject: [EXTERNAL] 1707 Bertha St Gumbo Limbo Removal
Attachments: image2.jpeg; image4.jpeg; image3.jpeg; image1 (2).jpeg; image0 (3).jpeg; Tree Permit.pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Karen, attached is a permit along with some photos for a removal of 1 Gumbo Limbo Tree at 1707 Bertha St. I have marked the tree with neon yellow tape. Please let me know if there are any questions or concerns.

Thank you and Happy Holidays!

Clifton Turner - Shorty's Tree & Lawn Care
305-647-9261

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 guarantee 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.

By continuing into this site you assert that you have read and agree to the above statement.

Summary

Parcel ID 00062550-000000
 Account# 1062952
 Property ID 1062952
 Millage Group 10KW
 Location 1707 BERTHA ST, KEY WEST
 Address
 Legal Description KW DIAG PB1-13 THE SE 1/4 OF LOTS 9 & 10 SQR 2 TR 30 C2-297 OR329-133/134 OR386-8/9 OR730-685 OR845-1230 OR845-1231 OR867-1787 OR915-1742 OR915-1743 OR1633-1946/47 OR1644-2255/2256 OR3131-1625
 (Note: Not to be used on legal documents)
 Neighborhood 6239
 Property Class SINGLE FAMILY RESID (0100)
 Subdivision
 Sec/Twp/Rng 04/68/25
 Affordable No
 Housing

**Owner**

BEYS GEORGE ANTHONY
 12 Shore Ter
 Key West FL 33040

GONZALEZ IHONA
 12 Shore Ter
 Key West FL 33040

Valuation

	2021	2020	2019	2018
+ Market Improvement Value	\$124,223	\$124,223	\$126,135	\$126,135
+ Market Misc Value	\$6,621	\$6,999	\$7,378	\$7,717
+ Market Land Value	\$232,628	\$226,089	\$209,272	\$213,943
= Just Market Value	\$363,472	\$357,311	\$342,785	\$347,795
= Total Assessed Value	\$363,472	\$357,311	\$342,785	\$347,795
- School Exempt Value	\$0	\$0	\$0	\$0
= School Taxable Value	\$363,472	\$357,311	\$342,785	\$347,795

Land

Land Use	Number of Units	Unit Type	Frontage	Depth
RESIDENTIAL DRY (0100)	4,625.00	Square Foot	50	92.5

Buildings

Building ID 5197
 Style GROUND LEVEL
 Building Type S.F.R. - R1/R1
 Gross Sq Ft 1409
 Finished Sq Ft 1193
 Stories 1 Floor
 Condition AVERAGE
 Perimeter 152
 Functional Obs 0
 Economic Obs 0
 Depreciation % 24
 Interior Walls PLYWOOD PANEL

Exterior Walls C.B.S.
 Year Built 1965
 EffectiveYearBuilt 2004
 Foundation CONCR FTR
 Roof Type GABLE/HIP
 Roof Coverage ASPHALT SHINGL
 Flooring Type CONC ABOVE GRD
 Heating Type NONE with 0% NONE
 Bedrooms 2
 Full Bathrooms 1
 Half Bathrooms 0
 Grade 500
 Number of Fire Pl 0

Code	Description	Sketch Area	Finished Area	Perimeter
FLA	FLOOR LIV AREA	1,193	1,193	192
OPF	OP PRCH FIN LL	18	0	18
PTO	PATIO	144	0	50
SBF	UTIL FIN BLK	54	0	30
TOTAL		1,409	1,193	290

Yard Items

Description	Year Built	Roll Year	Quantity	Units	Grade
CONC PATIO	1964	1965	1	48 SF	2
FENCES	2003	2004	1	1218 SF	2
FENCES	2003	2004	1	328 SF	4
BRICK PATIO	2003	2004	1	283 SF	3

Sales

Sale Date	Sale Price	Instrument	Instrument Number	Deed Book	Deed Page	Sale Qualification	Vacant or Improved
10/8/2021	\$650,000	Warranty Deed	2344079	3131	1625	01 - Qualified	Improved
7/19/2000	\$212,000	Warranty Deed		1644	2255	Q - Qualified	Improved
5/15/2000	\$185,000	Warranty Deed		1633	1946	Q - Qualified	Improved
9/1/1984	\$70,000	Warranty Deed		915	1743	Q - Qualified	Improved
11/1/1982	\$1	Quit Claim Deed		867	1787	U - Unqualified	Improved
12/1/1981	\$45	Quit Claim Deed		845	1230	U - Unqualified	Improved

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Summary

Parcel ID 00062530-000000
 Account# 1062936
 Property ID 1062936
 Millage Group 10KW
 Location Address 1709 BERTHA ST, KEY WEST
 Legal Description KW DIAG PB 1-13 LOT 8 SQR 2 TR 30 C2-370 OR293-247/248 OR393-723/4 OR1346-1397/BL/E OR1384-1865D/C OR1588-2258R/S OR1944-1327Q/C
 (Note: Not for Use in Legal Description)
 Neighborhood 6239
 Property Class SINGLE FAMILY RESID (0100)
 Subdivision
 Sec/Twp/Rng 04/68/25
 Affordable No
 Housing

**Owner**

KELLOGG CRAIG
 1709 Bertha St
 Key West FL 33040

Valuation

	2021	2020	2019	2018
+ Market Improvement Value	\$111,864	\$105,472	\$107,070	\$108,668
+ Market Misc Value	\$106	\$106	\$106	\$106
+ Market Land Value	\$241,032	\$234,256	\$216,832	\$221,672
= Just Market Value	\$353,002	\$339,834	\$324,008	\$330,446
= Total Assessed Value	\$353,002	\$339,834	\$324,008	\$330,446
- School Exempt Value	\$0	\$0	\$0	\$0
= School Taxable Value	\$353,002	\$339,834	\$324,008	\$330,446

Land

Land Use	Number of Units	Unit Type	Frontage	Depth
RESIDENTIAL DRY (010D)	4,840.00	Square Foot	52.3	92.5

Buildings

Building ID	5195	Exterior Walls	C.B.S.
Style	GROUND LEVEL	Year Built	1963
Building Type	S.F.R. - R1 / R1	Effective Year Built	1998
Gross Sq Ft	1301	Foundation	CONCR FTR
Finished Sq Ft	920	Roof Type	GABLE/HIP
Stories	1 Floor	Roof Coverage	ASPHALT SHINGL
Condition	AVERAGE	Flooring Type	CONC ABOVE GRD
Perimeter	144	Heating Type	NONE with 0% NONE
Functional Obs	0	Bedrooms	2
Economic Obs	0	Full Bathrooms	1
Depreciation %	31	Half Bathrooms	0
Interior Walls	PLYWOOD PANEL	Grade	500
		Number of Fire Pl	0

Code	Description	Sketch Area	Finished Area	Perimeter
CPF	COVERED PARKING FIN	220	0	0
FLA	FLOOR LIV AREA	920	920	0
OPF	OP PRCH FIN LL	96	0	0
SBF	UTIL FIN BLK	65	0	0
TOTAL		1,301	920	0

Yard Items

Description	Year Built	Roll Year	Quantity	Units	Grade
FENCES	1974	1975	1	28 SF	3

Sales

Sale Date	Sale Price	Instrument	Instrument Number	Deed Book	Deed Page	Sale Qualification	Vacant or Improved
10/21/2003	\$100,000	Quit Claim Deed		1944	1327	H - Unqualified	Improved
7/22/1999	\$160,000	Warranty Deed		1588	2258	Q - Qualified	Improved

Permits

Number	Date Issued	Date Completed	Amount	Permit Type	Notes
20-4064	11/27/2000	4/19/2018	\$0	Residential	
9901641	5/13/1999	8/9/1999	\$500	Residential	REMOVE FUSE PANEL & INSTALL 150 CIRCUIT BRAKERS PANEL ELECTRICAL

View Tax Info

[View Taxes for this Parcel](#)

Sketches (click to enlarge)

Karen DeMaria

From: Karen DeMaria
Sent: Tuesday, December 21, 2021 1:02 PM
To: georgebeys@gmail.com; Clifton Turner
Subject: 1707 Bertha Tree removal request

George and Cliff:

I did an inspection of the gumbo limbo tree that you are requesting the removal of. The tree is a shared tree with 1709 Bertha therefore I need something in writing from the property owner at 1709 allowing/agreeing to the removal of the tree (a written letter or email with contact information and signed or an application filled out). I will place this item temporarily on the meeting agenda but if no written documentation is received from the property owner of 1709 Bertha then the file will be postponed from the meeting agenda. I need this information by January 7, 2022.

Property owner 1709 = Craig Kellogg (according to property appraiser site)

Sincerely,

Karen



Karen DeMaria

Karen DeMaria

From: Karen DeMaria
Sent: Wednesday, December 22, 2021 2:52 PM
To: George Beys
Cc: Clifton Turner
Subject: RE: 1707 Bertha Tree removal request

I have spoken to the Tree Commission attorney and unfortunately, there is a question regarding the ownership of the tree. The survey shows the tree in the corner of the property but it is not clear if the base of the trunk is wholly on your property. Also, there is a survey marker nailed into the tree that shows the base partially on your neighbor's property (70/30 approximately). In order to process the application I need to be able to verify that the neighbor is in agreeance to the removal or proof that the base of the tree is wholly on your property.

I will hold the application until either the neighbor agrees to the removal and I have something in writing, or additional documentation is submitted that proves the base of the tree is wholly on your property.

Sincerely,

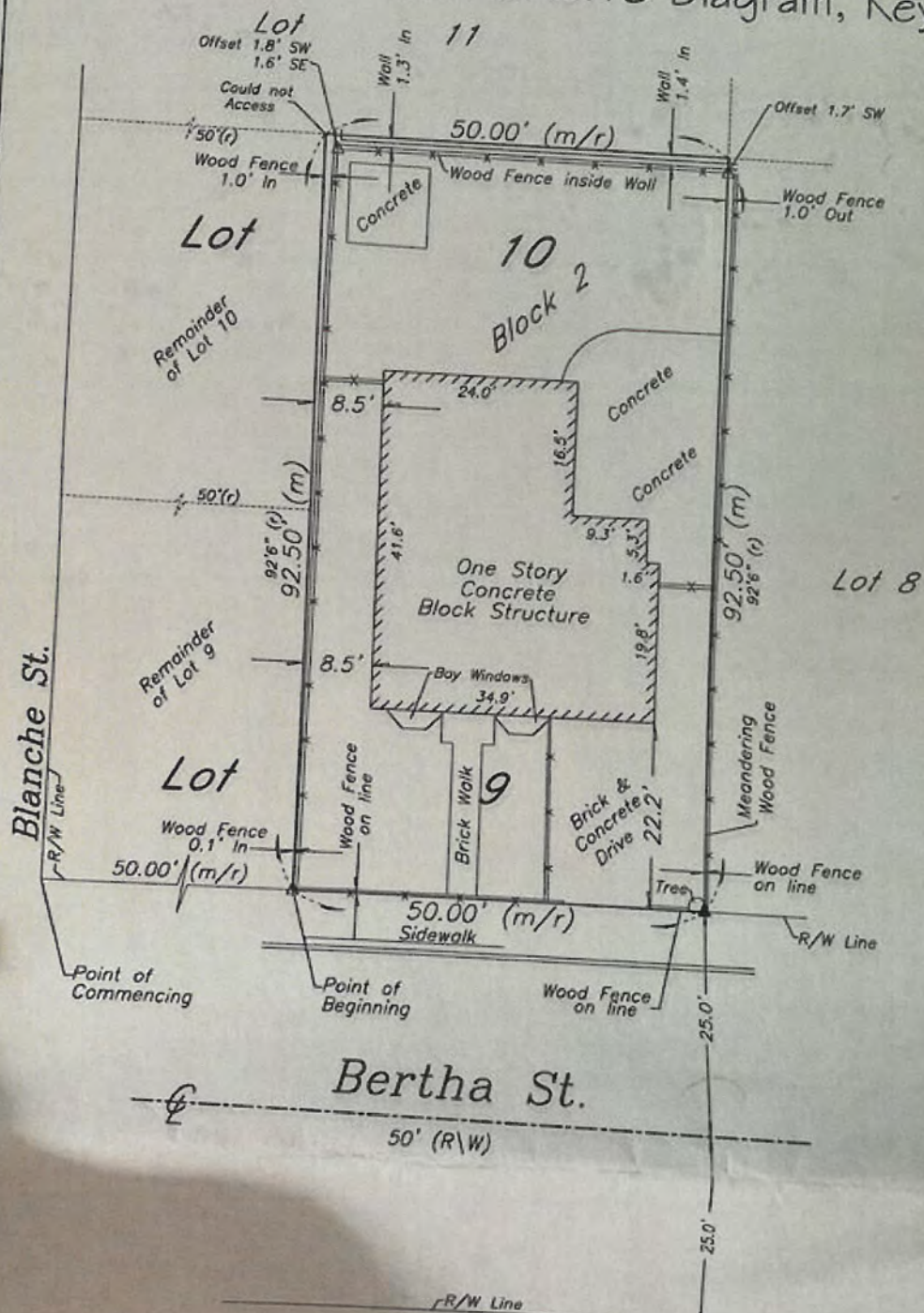
Karen

From: George Beys <georgebeys@gmail.com>
Sent: Wednesday, December 22, 2021 9:36 AM
To: Karen DeMaria <kdemaria@cityofkeywest-fl.gov>
Subject: [EXTERNAL] Re: [EXTERNAL] Re: 1707 Bertha Tree removal request

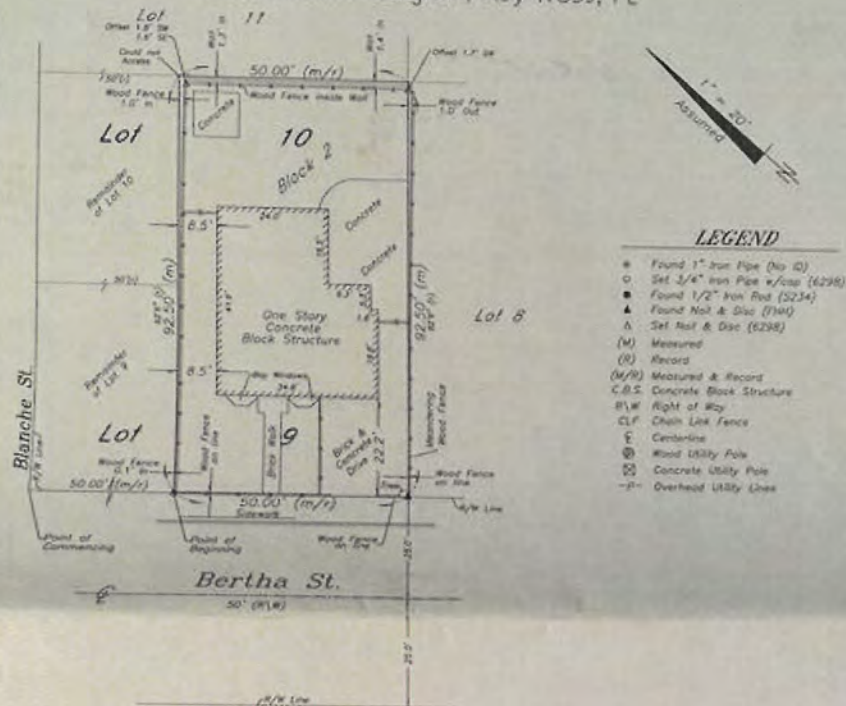
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I do. See attached. The survey is only a couple of months old as I just bought the house.

Boundary Survey Map of part of Lots 9 W.D. CASH'S Diagram, Key We



Boundary Survey Map of part of Lots 9 & 10, Block 2,
W.D. CASH'S Diagram, Key West, FL



LEGEND

- * Found 1" Iron Pipe (No ID)
- o Set 3/4" Iron Pipe w/cap (6298)
- Found 1/2" Iron Rod (5234)
- ▲ Found Nail & Disc (7340)
- △ Set Nail & Disc (6298)
- (M) Measured
- (R) Record
- (M/R) Measured & Record
- C.B.S. Concrete Block Structure
- R/W Right of Way
- CLF Chain Link Fence
- E Centerline
- ⊙ Wood Utility Pole
- ⊠ Concrete Utility Pole
- - - Overhead Utility Lines

NOTES

1. The legal description shown hereon was furnished by the client or their agent. This survey does not determine or imply ownership.
2. Underground foundations and utilities were not located.
3. All angles are 90° (Measured & Record) unless otherwise noted.
4. Street address: 1707 Bertha Street, Key West, FL.
5. This survey is not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.
6. Lands shown hereon were not abstracted for rights-of-way, easements, ownership, or other instruments of record.
7. North arrow is assumed and based on the legal description.
8. Date of field work: September 24, 2021
9. Ownership of fences is undeterminable, unless otherwise noted.

BOUNDARY SURVEY OF: Part of Lots 9 and 10, Block 2, Tract 30, according to W.D. Cash's Diagram of Tract 30, as recorded in Plat Book 1, Page 13 of the Public Records of Monroe County, Florida, and more particularly described as follows:

COMMENCING at the Southeast corner of Bertha and Blanche Streets and running thence in a Southeasterly direction along the Northeast line of Bertha Street for a distance of 50 feet to a point or place of beginning; thence continue in a Southeasterly direction along the Northeast line of Bertha Street a distance of 50 feet; thence at right angles in a Northeasterly direction 92 feet 6 inches; thence at right angles in a Northwesterly direction 50 feet; thence at right angles in a Southwesterly direction 92 feet, 6 inches back to the Point or Place of Beginning.

BOUNDARY SURVEY FOR: George Anthony Beys; Ibona Gonzalez;
First State Bank of the Florida Keys;
Oropeza Stones Cardenas, PLLC;
Old Republic National Title Insurance Company;

I HEREBY CERTIFY that this survey was made under my responsible charge and meets the Standard of Practice as set forth by the Florida Board of Professional Surveyors & Mappers in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes.

J. LYNN O'FLYNN, INC.

J. Lynn O'Flynn, PSM
Florida Reg. #6298

October 3, 2021

THIS SURVEY
IS NOT
ASSIGNABLE

J. LYNN O'FLYNN, Inc.



Professional Surveyor & Mapper
FSA #0298

3430 Duck Ave., Key West, FL 33040
(305) 298-7422 Fax (305) 298-7244

George Beys

George Can Fix It Inc.

[305-916-0500](tel:305-916-0500)

Karen DeMaria

From: Karen DeMaria
Sent: Thursday, January 6, 2022 3:23 PM
To: George Beys; Craigkellogg5360@icloud.com
Cc: Clifton Turner
Subject: RE: [EXTERNAL] 1707 Bertha tree removal
Attachments: Tree Representation Authorization.pdf; Tree Permit Application.pdf

Mr. Kellogg needs to fill out the attached representative paperwork authorizing you or Cliff to speak on his behalf regarding the tree, with his signature on it. He can write at the top that this is in reference to the removal of the Gumbo limbo at the property corner or he can also fill out the application. Once I receive a signed form I can then place it on the agenda. I am currently accepting applications for the February 7 Tree Commission meeting. Please note that I need something in writing from Mr. Kellogg before I can move the application forward. The paperwork can be scanned and emailed to me or dropped off at my office.

Sincerely,

Karen

From: George Beys <georgebeys@gmail.com>
Sent: Thursday, January 6, 2022 3:07 PM
To: Karen DeMaria <kdemaria@cityofkeywest-fl.gov>; Craigkellogg5360@icloud.com
Cc: Clifton Turner <shortystlc@gmail.com>
Subject: [EXTERNAL] 1707 Bertha tree removal

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi Kerry,

I have spoke to Mr. Kellog about the tree. He is included in this email and have given me the approval that he would be okay with the removal of the tree. Let me know if you need anything else. I have listed his phone number also below.

Craig Kellogg
(305) 509-4053

George Beys
George Can Fix It Inc.
[305-916-0500](tel:305-916-0500)
george@georgecanfixit.com
georgecanfixit.com



Tree Representation Authorization

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.

Date 1/7/22
Tree Address 1709 Bertha St & 1707 Bertha St
Property Owner Name Craig Kellogg
Property Owner Mailing Address 1709 Bertha St
Property Owner Mailing City, State, Zip Key West 33040
Property Owner Phone Number 305-509-4053
Property Owner email Address Craigkellogg5360@icloud.com
Property Owner Signature [Signature]
Representative Name Clifton Turner
Representative Mailing Address 19463 Date Palm Dr
Representative Mailing City, State, Zip Sugarloaf Key 33042
Representative Phone Number 305 647 9261
Representative email Address Shortys11c@gmail.com

I, Craig Kellogg [Signature] hereby 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 if there are any questions or need access to my property.

Property Owner Signature [Signature] NO ONE ALLOWED ON ANY TYPE OF STREET PROPERTY. NOT RESPONSIBLE ANY OTHER DAMAGES.

The forgoing instrument was acknowledged before me on this 7th day of February, 2022.
By (Print name of Affiant) Craig Kellogg who is personally known to me or has produced [Signature]
Personally Known as identification and who did take an oath.

Notary Public

Sign name: Ihona Gonzalez

Print name: Ihona Gonzalez

My Commission expires: 5/12/25

Notary Public-State of

Florida

(Seal)



Ihona Gonzalez
Notary Public
State of Florida
Comm# HH129374
Expires 5/12/2025