	LUD Application)p.228
 =		

MAY 20 2014



Application Fee: \$1,000.00

C dinain 15-15, Mintho Mach 1, 2.14

Please complete this application and attach all re-	equired docum	ents. This wil	I help staff process your request		
quickly and obtain necessary information without	delay. If you	have any ques	tions, please call 305-809-3720.		
	Montique	ces with	other parcels con-		
PROPERTY DESCRIPTION:	01-15449	Tropical	Ins: 10 Davas,		
Site Address: 812 Diwa 57.	809 She	vots Larg	, 813R Showers Lava		
Real Estate (RE) #: <u>@001695-00000</u>	Alter	nate Key:	017361		
Zoning District: HRCC-3	Total Lar	nd Area (sq ft)	: 1070/ stlas/ marcak		
Property located within the Historic District?	Yes	□ No	ne kiding alt. Key#s		
		(10)	17353 1017400; and		
APPLICANT: Owner At	ıthorized Repi		1017396		
	2 bes		Louis Haraging Hent		
Mailing Address: 1215 Varala St.			337		
City: Kay West		State: 7	Zip: 33040		
Home/Mobile Phone: 305-292-4/43	Office: 30	5-294-94	77 Fax:		
Email: Jane @ Grodicaling	com				
	* * * * * * * * * * * * * * * * * * * *				
PROPERTY OWNER: (if different than above)					
Name:					
Mailing Address:					
City:		State:	Zip:		
Home/Mobile Phone:	Office:		Fax:		
Email:					
Is this request based on a code case? Yes	□No	Case Numb	er:		
-					
and the second s	NUMBER OF UNITS				
T 7% 1777" "17%/1757"	į	NUMBER OF UNITS			
UNIT TYPE	į	EXISTING	LICENSED¹/ RECOGNIZED		

Transient Units

Commercial Units

Market-Rate Residential Dwelling Units

Affordable Residential Dwelling Units²

¹ Please provide City Licensing Records from the Building Department

² All units allocated as affordable are subject to Section 122-1467(c), (d), (e), and (f) of the Workforce Housing Ordinance. Applicant Eligibility Requirements are subject to Section 122-1469 (2) through (15) of the Workforce Housing Ordinance. Affordable housing projects enabled by federal tax credit housing are not subject to 122-1467(c).

The review process for lawful unit determination is as follows:

- 1. Applications will be processed on a first come, first serve basis. If the property is under contract with a scheduled closing date, staff will consider an expedited review;
- 2. Staff will schedule a site visit to include the Building Official when the application is under review,
- 3. If a unit(s) is recognized, the Collections Manager will coordinate with the applicant regarding any back fees owed; and
- 4. The lawful unit determination shall be rendered to the DEO for a determination of consistency with the principals for guiding development.

Applica	tion checklist:
	Application fee. Please make checks payable to "City of Key West."
	Notarized verification form signed by property owner or the authorized representative
	Notarized authorization form signed by property owner, if applicant is not the owner.
	Copy of recorded warranty deed

Sketch of site and floor plan

Supporting documentation that unit existed

Survey

body of evidence exists to support the existence of units on or about April 1, 2010. Units existing in 2010 will be documented through a mandatory site visit by city staff and at least two of the following records:

Aerial photographs and original dated photographs showing that the structure existed on or about April 1, 2010;

Building permits issued prior to April 1, 2010;

Copies of city directory entries on or about April 1, 2010 (City Staff will obtain);

Site visits which indication that the age of the structure and associated improvements likely pre-date 2010;

Rental, occupancy or lease records from before and including April 1, 2010, indicating the number, type and term of the rental or occupancy;

Copies of state, county, and city licenses on and about April 1, 2010, indicating the number and types of rental units;

Sec 108-991(4) - Units determined to have been in existence at the time the April 1, 2010 census was prepared are presumed not to be affected by BPAS. The City Planner shall review available documents to determine if a

Documentation for Keys Energy Service, Florida Keys Aqueduct Authority and other available utilities indicating the type of service (residential or commercial) provided and the number of meters on or about April 1, 2010 (<u>City Staff will obtain</u>);

Documentation for the Monroe County Property Appraiser's Office for the time on or about April 1, 2010 (Green Card) (City Staff will obtain); and

Similar documentation as listed above.

Provision of affidavits to support the existence of a unit is allowed, but cannot be the sole record upon which a decision is based. **Provision of documents is the responsibility of the applicant.** The City Planner's decision shall be rendered to the Department of Economic Opportunity (DEO) for a determination of consistency with the principals for guiding development.

Units which are determined not to be affected by the building permit allocation system per this subsection but which have not been previously acknowledged by the City Planner are presumed to be lawfully established per Chapter 122, Article II, Nonconformities, if the additional following requirements are met:

- a. The applicant satisfies the building department that the unit meets the Florida Building Code, through as-built certifications or other means acceptable to the building official; and
- b. Fees: All back fee payments shall be paid current and in full, from the date determined to be the established date of the unit. All impact fees shall be paid in full for units determined to have been established after the implementation of the Impact Fee Ordinance (January 1, 1985).
- c. Occupational license with the city is updated, and street addresses are assigned commensurate with the updated unit count.

Transient units which meet the criteria in subsection 108-991 will be licensed by the city.

Additional information that <u>may</u> be considered as evidence to prove existence of a unit(s) includes but is not limited to the following:

- Official Appraisal Reports;
- 2. Inspection reports on company letterhead; and/or
- Similar documentation.

City of Key West Planning Department



Verification Form (Where Authorized Representative is an entity)

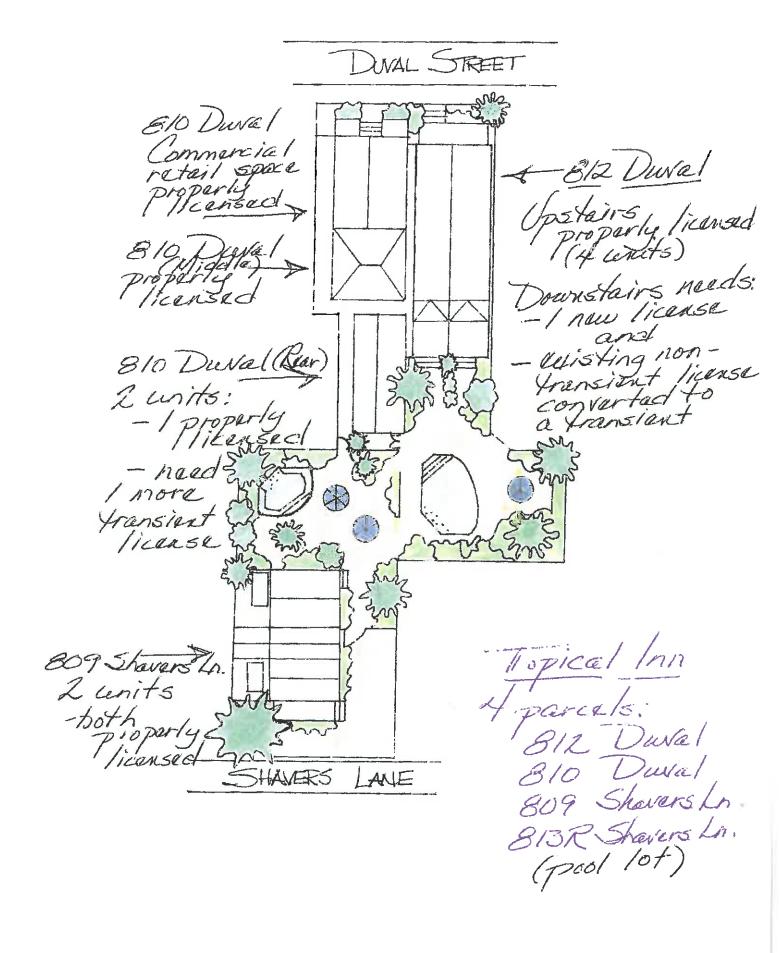
1, Jene M. Loure, in my capacity as Managing Member
(print name) (print position; president, managing member) of (print name) (print position; president, managing member) (print name) (print name) (print name of entity serving as Authorized Representative)
being duly sworn, depose and say that I am the Authorized Representative of the Owner (as appears on the deed), for the following property identified as the subject matter of this application:
8/2 Deval St., Key Wast, FL 33040 Elso 810 Duval, 809 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.
Signature of Authorized Representative
Subscribed and sworn to (or affirmed) before me on thisby
Name of Authorized Representative
He/She is personally known to me or has presented as identification.
Notary's Signature and Seal SHELBI SUZANNA BENEDETTI MY COMMISSION # EE889835 EXPIRES January 29, 2017 Name of Acknowledger typed, printed or stamped SHELBI SUZANNA BENEDETTI MY COMMISSION # EE889835 EXPIRES January 29, 2017 Front State OLSS Front State O
EE869835 Commission Number, if any

City of Key West Planning Department



Authorization Form (Where Owner is a Business Entity)

Please complete this form if someone other than the owner is representing the property owner in this matter.
I, Jane M. Lowe as
I, And M. Lowe as Please Print Name of person with authority to execute documents on behalf of entity
Managing Manutar of Just and Inchina to Della Name of Oppice (President, Managing Member)
authorize lana M. Lows
Please Print Name of Representative
to be the representative for this application and act on my/our behalf before the City of Key West.
Jane D. Jowe
Signature of person with authority is execute documents on behalf on entity owner
Subscribed and sworn to (or affirmed) before me on this
by
Name of person with authority to execute documents on behalf on entity owner
He/She is personally known to me or has presented as identification.
Notary's Signature and Seal
Shelbi Suzanna Benedetti Name of Acknowledger typed, printed or stamped Shelbi Suzanna Benedetti MY COMMISSION # EE869635 EXPIRES January 29, 2017 Florida Notary Serven com
EE 869835 Commission Number, if any



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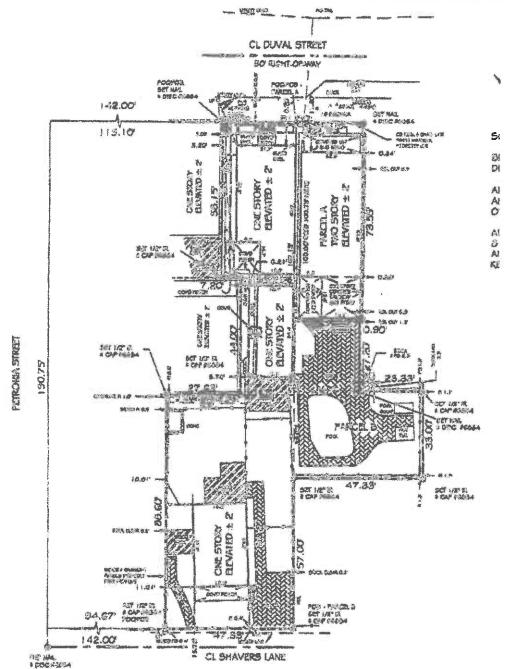
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TROPICAL LAW CARGUAL EMERGENCY EXITS DUVAL ST Office Guestroom needs 1 transient TEXASE ("Mango Room") Laundry Kitchen "Fornciana tatio" Ciustion, has I honfransient, licanse/needs to be converted to transient (formerly comprising an apartment, w/ current han

PAGE 04/84



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5/28/2014

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HOMEOU COMPET SPFIMIST RECORDS

John M. Spottswood, Jr. SPOTTSWOOD, SPOTTSWOOD & SPOTTSWOOD 500 Fleming Street Key West, FL 33040

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RCD Oct 27 1999 10:00 Ut DANNY I, KOLHAGE CORRE

DEED NOC ST. HE 1900 10 10/27/199: DEP CIN

Parcel ID Number: 00016950-000000 Grantee #1 TIN: Grantee #2 TIN:

arranty Deed

Made this 21st day of This Indenture,

October

,1999 A.D., Between

DENNIS BEAVER, a single man

of the County of Monroe

State of Florida

, grantor, and

GEORGIA/CAROLINA I & D, LLC, a corporation existing under the laws of the State of Georgia

whose address is: 22 LANDON LANE, Savannah, GA 31410

of the County of Chatham

State of Georgia

, grantee.

Witnesseth that the GRANTOR, for and in consideration of the sum of

and other good and valuable consideration to GRANTOR in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, has granted, bargamed and sold to the said GRANTEE and GRANTEE'S heirs, successors and easigns forever, the following described land, situate, lying and being in the County of Monroe State of Florida

That piece, parcel or lot of land being a part of lot numbered One in Squara numbered Six, Tract 4, of Simonton & Wall's Addition to the City of Key West, according to the plan of said city delineated by William A. Whitehead in February, 1829; COMMENCING at a point on Duval Street which is 142 feet from the corner of Duval Street continued and Petronia Street and running thence along Duval Street in a Southeasterly direction 24 feet; thence at right angles in a Southwesterly direction 100 feet; thence at right angles in a Northwesterly direction 24 feet; thence at right angles in a Northeasterly direction 100 feet to the Point of Beginning on Duval Street.

AND ALSO: A parcel of land being a part of Lot Number One, Square Number Six, Tract Four, of Simonton and Wall's Addition to the City of Key West, Monroe County, Florida, according to the plan of said city delineated by William A. Whitehead in February, 1829; COMMENCING at the intersection of the Southwesterly right of way line of Duval Street with the Southeasterly right of way line of Petronia Street and run thence in a Southeasterly direction along the Southwesterly right of way line of said Duval Street for a distance of 166.0 feet to the point of beginning; thence continue Southeasterly and along the Southwesterly right of way line of the said Duval Street for a distance of 0.90 feet; thence Southwesterly and at right angles for a

(Continued on Attached)
and the grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.

In Witness Whereof, the grantor has hereunto set his hand and seal the day and year first above written

Signed, sealed and delivered in our presence:

Printed Name

DENNIS BEAVER P.O. Address: 312 DUVAL STREET, Key West, FL 33840

Witness

Printed Name: William B. Spottsweed

Witness

STATE OF COUNTY OF Florida

The foregoing instrument was acknowledged before me this 21st day of

October

, 1999 by

DENNIS BEAVER, a single man

he is personally known to me or he has produced his Florida driver's license as identification.



Printed Name: 100 5708 TICK Notary Public

My Commission Expires.

Varcel ID Number: 00016950-000000

FILS 411 49596 W41602 PM115

distance of 73.55 feet; thence Northwesterly and at right angles for a distance of 0.90 feet; thence Northeasterly and at right angles for a distance of 73.55 feet back to the Point of Beginning.

Subject to restrictions, reservations and easements of record, if any, and taxes subsequent to 1999.

This conveyance is part of an I.R.C. Section 1031 Tax Deferred Exchange.

NOTES COUNTY OF STATE OF STATE

This Designed Propaged by and Return to: JOHN M. SPOTTSWOOD, JR., 25Q. 500 PLEMING STREET REY WEST, PL 3304 (305) 294-9556 33040

Parcel ID Number: Grantee #1 TIN: Grantee #2 TIN

Warranty Deed

Made this 14 day of This Indenture, RICHARD L. WARREN, a married man

January

2004 A.D., Retween

, granter, and of the County of Sum of Arizona GEORGIA/CAROLINE I & D, LLC, & Georgia limited liability company, authorized to do business in the State of Florida whose address at 1215 Variable Street, Key West, FL 33040

of the County of Montron

State of Florida

, grantee,

Witnesouth that the GRANTOR, for and in consideration of the sum of

----TEN DOLLARS (\$10) and other good and velocitie consideration to GRANTOR in bend paid by GRANTEE, the receipt whereat is hereby ucknowledged, has granted, bergained and sold to the said GRANTEE and GRANTEE'S bears, successors and easigns forever, the following described land, situate. lying and being in the County of Montoe Sum of Florida

On the Island of Kay Wost and known as a part of Lot One (1) in Square Six (6) of Simonton and Wall's Addition to the City of Key West.

Beginning at a point on Duval Street distant 115.10 foot from the Southwest corner of Duval and Petronia Streets, thence in a Northwesterly direction along the Southwesterly right-of-way line of Duval Street a distance of 26.90 feet to a point; thence at right angles in a Southwesterly direction 102.15 feet to a point; thence at right angles in a Northwesterly direction a distance of 19.70 feet: thence at right angles in a Northeasterly direction a distance of 64.00 feet: thence at right angles in a Northwesterly direction 7.20 fact to a point; thunce at right angles in a Northeasterly direction 58.15 feat to a point on the Southwesterly right-of-way line of Duval Street and the POINT OF BEGINNING.

The property herein conveyed DOES NOT constitute the HOWESTEAD property of the Grantor. The Grantor's HOMESTEAD address is 9021 N. deth Place, Paradise Valley, AM.

and the gramer does acceedy fully warrant the title to said hand, and will defend the same against is whit claims of all persons who made ver In Witness Whereof, the granter has hereunto set his hand and seal the day and year first above written.

Signed, scaled and delivered in our presence:

KHODDAT THAVAC Printed Name:

Witness

RICHARD L. WARREN P.O. Address: 9621 N. 48th Place, Paradise Valley, AZ

Printed Name: Witness

STATE OF COUNTY OF

The foregoing instrument was acknowledged before me this RICHARD L. WARREN, a married man
AUZovd

Perpendicular and or he has produced his Experies driver's license as identification

M

day of January

, 2004 by

The State of the S FAHIMEH ZOMORODIAN Commission # 1261376 Notary Public - California

Los Angeles County My Comm. Expires Apr 21, 2004 THE PARTY OF THE P

Printed Name: fahimeh Notary Public

My Commission Expires

03-73733

Loss Comment by O Display Systems, Inc. 2003 (MAS) 703-5555 Parts FLWD-1

EXHIBIT "A"

On the Island of Key West and known as a part of Lot One (1) in Square Six (6) of Simonton and Wall's Addition to the City of Key West.

Beginning at a point on Duval Street, distant 115.10 feet from the Southeast corner of Duval and Petronia Streets, thence in a Northeasterly direction, along the Southwesterly right-of-way line of Duval Street a distance of 26.90 feet to a point; thence at right angles in a Southwesterly direction 102.15 feet to a point; thence at right angles in a Northwesterly direction a distance of 19.70 feet; thence at right angles in a Northwesterly direction a distance of 44.00' feet; thence at right angles in a Northwesterly direction 7.20 feet to a point; thence at right angles in a Northwesterly direction 58.15 feet to a point on the Southwesterly right-of-way line of Duval Street and the POINT OF BEGINNING.

9 Shavers App.

This Document Prepared By and Return to: JOHN M. SPOTTSWOOD, JR., ESQ. 500 FLEMING STREET
KEY WEST, FL 33040
(305) 294-9556

Parcel ID Number: Grantee #1 TIN: Grantee #2 TIN:

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W	ZLA	1 6	III.	. /		e	80

Made this day of January , 2004 A.D., DENNIS A. BEAVER, TRUSTEE OF THE DENNIS A. BEAVER LIVING TRUST u/t/d June 6, 2003 of the County of Monroe , grantor, and State of Florida

GEORGIA/CAROLINA I & D, LLC, a Georgia limited liability company, authorized to do business in the State of Florida whose address is: 1215 Varela Street, Key West, FL 33040

of the County of Monroe

State of Florida

Witnesseth that the GRANTOR, for and in consideration of the sum of

DOLLARS, and other good and valuable consideration to GRANIOR in hand paid by GRANIEE, the receipt whereof is hereby acknowledged has granted, bargained and sold to the said GRANIEE and GRANIEE'S heirs, successors and assigns forever, the following described land, situate, lying and being in the County of Monroe State of Florida

See attached Exhibit "A"

and the grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever

Signed, sealed and delivered in our presence:

DENNIS A. BEAVER LIVING TRUST u/t/d

DENNIS A. BEAVER, Trustee

June 6, 2003

P.O Address:

Printe

Witnes

Printed Name: JO POLSTON TICKLE Witness

#DD160115

STATE OF Florida

COUNTY OF Monroe The foregoing instrument was acknowledged before me this /4 day of January DENNIS A. BEAVER, Trustee on behalf of said Florida trust

In Witness Whereof, the grantor has hereunto set its hand and seal the day and year first above written.

, 2004 by

with the state of he is personally known to meet

Printed Name: JO POLSTON TICKLE Notary Public

My Commission Expires.

ed by O Display S. Lema, Inc., 2003 (P63) 763-5555 Force PLWD-I

03-735*3*J

EXHIBIT "A"

On the Island of Key West and is part of Lot One in Square Six of Simonton and Wall's Addition to the City of Key West, according to map or plan of said city delineated by William A. Whitehead in February, 1829.

COMMENCING at a point on an alley-way which is fourteen feet wide, Ninety four feet and eight inches from Petronia Street and running thence along the line of said alley-way in a Southeasterly direction 47.33 feet, thence at right angles in a Northeasterly direction 88.60 feet; thence at right angles in a Northwesterly direction 47.33 feet, thence at right angles in a Southwesterly direction 88.60 feet to the POINT OF BEGINNING, with the privilege of said alley-way as a means of egress and ingress.

AND ALSO:

On the Island of Key West and is part of Lot One in Square Six of Simonton and Wall's Addition to the City of Key West, according to map or plan of said city delineated by William A. Whitehead in February, 1829.

COMMENCING at a point on an alley-way which is fourteen feet wide, Ninety four feet and eight inches from Petronia Street and running thence at right angles in a Northeasterly direction 88.60 feet; thence at right angles in a Southeasterly direction 27.63 feet to the POINT OF BEGINNING of the parcel of land hereinafter described; thence continue in a Southeasterly direction 19.70 feet; thence at right angles in a Northeasterly direction 1.40 feet; thence at right angles in a Southwesterly direction 1.40 feet back to the POINT OF BEGINNING.

368 743 7488

813R Shavers Li

John J. Wolfn Cumingham, Hillor, Molfarmon, Romilton & Wolfs, LLP 1879 Overseas Highway, F.O. Scx 500932 Hazathon, Florids 33080 Force: 15 happing, 90316980-000000 Oranbie # JIN Warranty Deed

This Industries, Maintag 16th day of RLOIGH KIS F.K.A. ELOISE THOMPHON

February

, 2001 in Herneen

Sux of California , grantor, and SEORGIA/CAROLINA TED, LLC, e corporation existing under the laws of the State of Goorgia the skew a 1383 Long Boach Drive Big Pine Key, FL 33043

of the cases of Monroe

Tam of Florida

. grantee.

Witnesseth 14" a GRANTOR, for end in 2016 detailet of the 14th of

POLIARS (\$10) ----- POLIARS (\$10) the first good and to this or him or him to but 1970k in the public by GRANTER the recept which is brooky acknowledged, her gran to the second and gold to the said GRANTLE bat CAR (TET). There, are second und - grap frequent to 2 . Was can refer and, attack Sue o Florida home and being to the Court of MONROE Commancing of a point on an Alleysay, Pourteer (14) feet wide, running from Petronia Street, and distant One hundred and forty-two (193) Suct from said Fatronia Street, on the Northeasterly side of said Alleyway, and running thence in a Northeasterly direction Fifty-seven (37) fact for a point of beginning; and running thance in a Southeasterly direction Forty-seven (37) fact, Four (3) inches; thence at right angles in a Northeasterly direction Thirty-three (33) feet; themse at right magis: in a Korthwesterly direction Forty-seven (47) feet. Four (4) suches; and themse at right angles in a Southwesterly direction Thirty-three (33) feet to the point of beginning.

THE MERKIN DESCRIBED PROPERTY IS VACANT LAND AND NOT THE HOMESTEAD OF THE GRANTOR.

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PO "ISSEE STEADER AVE. APT SON- 3144-EXCITATION STREET, APT SON- 3144-

Witness

STATE OF CALLFORDIS COUNTY OF SAN MATEO

the forgoing designed was token-ladged before my fire SLOISE RUE P.K.A. SLOISE THOMPSON

February

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STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

DIVISION OF HOTELS AND RESTAURANTS 1940 NORTH MONROE STREET NORTHWOOD CENTRE TALLAHASSEE FL 32399-1015

850-487-1395

TROPICAL INN TROPICAL INN 812 DUVAL ST **KEY WEST**

FL 330407406

Congratulations! With this license you become one of the nearly one million Floridians licensed by the Department of Business and Professional Regulation. Our professionals and businesses range from architects to yacht brokers, from boxers to barbeque restaurants, and they keep Florida's economy strong.

Every day we work to improve the way we do business in order to serve you better. For information about our services, please log onto www.myfloridalicense.com. There you can find more information about our divisions and the regulations that impact you, subscribe to department newsletters and learn more about the Department's initiatives.

Our mission at the Department is: License Efficiently, Regulate Fairly. We constantly strive to serve you better so that you can serve your customers. Thank you for doing business in Florida, and congratulations on your new license!



STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

BNB5401470

ISSUED: 08/17/2014

BED AND BREAKFAST (2005) GEORGIA/CAROLINA I&D LLC TROPICAL INN

IS LICENSED under the provisions of Ch.509 FS. Expiration date: OCT 1, 2015 L1408170000077

DETACH HERE

RICK SCOTT, GOVERNOR

KEN LAWSON, SECRETARY

STATE OF FLORIDA DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION **DIVISION OF HOTELS AND RESTAURANTS**

LICENSE NUMBER

BNB5401470

NBR. OF UNITS: 11

The BED AND BREAKFAST (2005) Named below IS LICENSED

Under the provisions of Chapter 509 FS.

Expiration date: OCT 1, 2015

GEORGIA/CAROLINA !&D LLC TROPICAL INN 812 DUVAL ST **KEY WEST** FL 330407406

NON-TRANSFERABLE.



ISSUED: 08/17/2014

DISPLAY AS REQUIRED BY LAW

SEQ # L1408170000077

RESOLUTION NO. 87-314

A RESOLUTION ALLOWING A VARIANCE TO HP-2. COMMERCIAL HISTORIC PRESERVATION DISTRICT, UNDER SECTION VII OF THE ZONING ORDINANCE OF THE CITY OF KEY WEST, FLORIDA (ORDINANCE NO. 69-29) ALLOWING A VARIANCE TO INCREASE LOT COVERAGE FROM 52 PERCENT TU 62 PERCENT (50 PERCENT ALLOWED) AND TO INCREASE DENSITY FROM 4 UNITS (EXISTING) TO 5 UNITS (NO OFF-STREET PARKING), ON THE FOLLOWING DESCRIBED PROPERTY: THAT PIECE, PARCEL OR LOT OF LAND BEING A PART OF LOT NUMBERED ONE ON SQUARE NUMBERED SIX, TRACT 4, OF SIMONION & WALL'S ADDITION TO THE CITY OF KEY WEST, ACCORDING TO THE PLAN OF SAID CITY DELINEATED BY WILLIAM A. WHITEHEAD IN FEBRUARY 1829, COMMENCING AT A POINT ON DUVAL STREET WHICH IS 142 FEET FROM THE CORNER OF DUVAL STREET CONTINUED AND PETRONIA STREET AND RUNNING THENCE ALONG DUVAL STREET IN A SOUTHEASTERLY DIRECTION 24 FEET; THENCE AT KIGHT ANGLES IN A SOUTHWESTERLY DIRECTION 100 FEET; THENCE AT RIGHT ANGLES IN A NORTHWESTERLY DIRECTION 24 FEET; THENCE AT RIGHT ANGLES IN A NORTHEASTERLY DIRECTION 100 FEST TO THE POINT OF BEGINNING ON DUVAL STREET. ALSO KNOWN AS 812 DEVAL STREET, KEY WEST, MONROE COUNTY, FLORIDA.

WHEREAS, special conditions and circumstances exist which are peculiar to the land, structure or building involved and which are not applicable to other lands, buildings or structures in the subject district; and

Whereas, literal interpretation of the provisions of the Zoning Ordinance of the City of Key West would deprive the owner of the subject property of rights commonly enjoyed by other properties in the same district under the terms of the Zoning Ordinance.

Whereas, the special exceptions and circumstances do not result from the actions of the applicant.

Whereas, the granting of the variance requested will not confer on the applicant any special privilege that is denied by the ordinance to other land, structures or buildings in the same district, now therefore,

BE IT RESOLVED by the City Commission of the City of Key West, Florida:

Section 1. That a variance to HP-2, Commercial Historic Preservation District, to increase lot coverage from 52 percent to 62 percent (50 percent allowed) and to increase density from 4 units (existing) to 5 units (no off-street parking), under Section VII of the Zoning Ordinance of the City of Key West, Florida (Ordinance No. 69-

29), be on the following described property:

That piece, parcel or lot of land being a part of lot numbered One on Square numbered Six, Tract 4, of Simonton & Wall's Addition to the City of Key West, according to the plan of said city delineated by William A. Whitehead in February, 1829; COMMENCING at a point on Duval Street which is 142 feet from the corner of Duval Street continued and Petronia Street and running thence along Duval Street in a Southeasterly direction 24 feet; thence at right angles in a Southwesterly direction 100 feet; thence at right angles in a Northwesterly direction 24 feet; thence at right angles in a Northwesterly direction 100 feet; thence at right angles in a Northwesterly direction 100 feet to the Point of Segiming on Duval Street. Also known as 812 Duval Street, Key West, Monroe County, Florida.

Section 2. 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.

Read and passed on first reading at a regular meeting held this

4th day of November

ATTEST:

TOM SAWYER, MAYOR