

STAFF REPORT

DATE: December 19, 2017

RE: **1722 Von Phister Street (permit application # T17-8751)**

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

An application was received requesting the removal of **(1) Mahogany tree**. A site inspection was done on December 7, 2017 and documented the following:

Tree Species: Mahogany (Swietenia mahagoni)













Diameter: 11.7"

Location: 60% (growing through fence along property line with road)

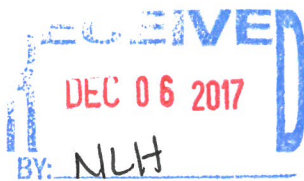
Species: 100% (on protected tree list)

Condition: 60% (fair, tree has a strong growth lean toward road)

Total Average Value = 73%

Value x Diameter = 8.5 replacement caliper inches

Application



8751

Tree Permit Application

Date: 11/10/17

Please Clearly Print All Information unless indicated otherwise.

Tree Address 1722 Von Phister Street Key West, FL 33040
Cross/Corner Street Mahogany
List Tree Name(s) and Quantity
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** () Branch Removal () Crown Cleaning/Thinning () Crown Reduction

Additional Information and Explanation Trimming all the way down to the stump, because tree is leaning on the street.

Property Owner Name MARC Inc
Property Owner eMail Address jeffrey.mann31@gmail.com
Property Owner Mailing Address 1401 Seminary St
Property Owner Mailing City Key West **State** FL **Zip** 33040
Property Owner Phone Number (305) 294-9526
Property Owner Signature [Signature]

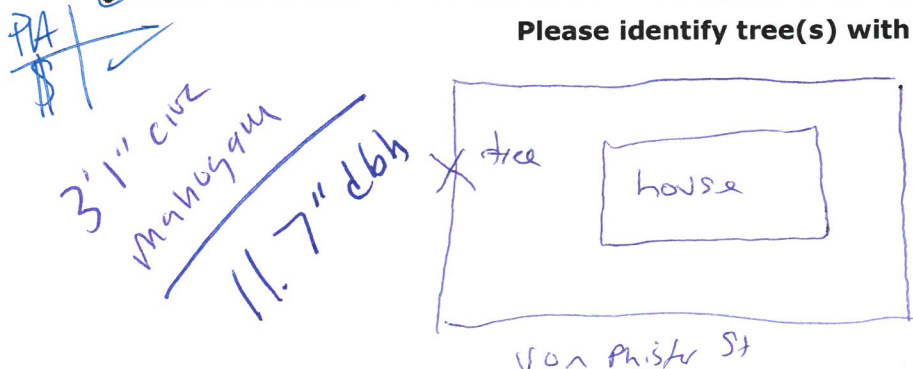
Representative Name X-Stream, Lubos Scopka
Representative eMail Address lubos@xstreampowerwashing.com
Representative Mailing Address 5030 5th Ave #16
Representative Mailing City Key West **State** FL **Zip** 33040
Representative Phone Number (305) 731-9188

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.

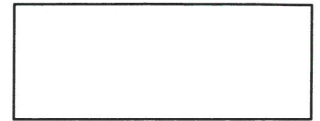
Tree Representation Authorization form attached ()

<<<<< 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

Date: 11/10/17

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.

Tree Address 1722 Van Phister Street Key West, FL 33040

Property Owner Name MARC Inc

Property Owner eMail Address _____

Property Owner Mailing Address 1401 Seminary St

Property Owner Mailing City Key West State FL Zip 33040

Property Owner Phone Number (305) 294 - 9526

Property Owner Signature _____

Representative Name X-Stream, Lubos Sceptea

Representative eMail Address lubos@xstreampowerwashing.com

Representative Mailing Address 5030 5th Ave #16

Representative Mailing City Key West State FL Zip 33040

Representative Phone Number (305) 731 - 9188

I _____, 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 is there is any questions or need access to my property.

Property Owner Signature

The forgoing instrument was acknowledged before me on this 1 day December 2017.

By (Print name of Affiant) Diana Flenard who is personally known to me or has produced _____ as identification and who did take an oath.

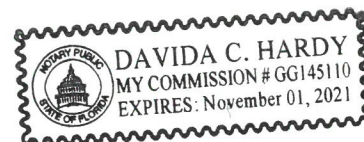
NOTARY PUBLIC

Sign Name: David C. Hardy

Print Name: DAVIDA C. HARDY

My Commission Expires: Nov. 1, 2021

Notary Public - State of Florida (seal)



Karen DeMaria

From: Karen DeMaria
Sent: Tuesday, December 19, 2017 2:02 PM
To: 'Jeffrey Mann'
Cc: lubos@xstreampowerwashing.com
Subject: RE: Tree application submittals MARC Inc
Attachments: TEMPLATE-Tree Representation Authorization Form-20140222.pdf

I do not have the authority to issue the removal permit for that mahogany tree. It is not an emergency. Therefore, it must be heard by the Tree Commission. Who is possibly removing the tree? If neither you or Lubos is attending the meeting then a letter of representation form is needed for the gentlemen to be able to speak at the meeting. I have attached the proper form for your use. If no one authorized is at the meeting, then the Tree Commission can not review the application.

Whenever trees are removed, replacements are required to be planted on the property. You will receive a letter a week before the meeting that states what the required replacements will be if the tree is removed. Is MARC Inc a not for profit, 501 c3 group? If so, you might be able to request a reduction in the replacement requirement but I will need a copy of the tax paperwork showing the 501 C3 status for the file.

Sincerely,

Karen

From: Jeffrey Mann [mailto:jeffrey.mann31@gmail.com]
Sent: Tuesday, December 19, 2017 1:23 PM
To: Karen DeMaria <kdemaria@cityofkeywest-fl.gov>
Cc: lubos@xstreampowerwashing.com
Subject: Re: Tree application submittals MARC Inc

Karen,

Yes, we would still like to remove the tree if at all possible.

The gentleman who will be removing it, will be attending the meeting that you informed us about in your previous email.

Do we still need to attend the meeting, or can you give us permission to take the tree down here?

Jeffrey Mann
Residential Services Manager
MARC Inc
Phone: 207-432-4545

On Tue, Dec 19, 2017 at 12:45 PM, Karen DeMaria <kdemaria@cityofkeywest-fl.gov> wrote:

Do you want me to process the tree removal permit application for [1722 Von Phister](#)? I was verbally informed that you all did not want to proceed with removal at this time. If this is correct, I need a response in writing in order to deactivate the application (e-mail is fine).

Sincerely,

Karen

From: Karen DeMaria

Sent: Thursday, December 07, 2017 3:38 PM

To: 'jeffrey.mann31@gmail.com' <jeffrey.mann31@gmail.com>; 'lubos@xstreampowerwashing.com' <lubos@xstreampowerwashing.com>

Subject: Tree application submittals MARC Inc

On December 6, 2017, two application were submitted regarding trees on two separate parcels owned by MARC Inc. The application were incomplete regarding information and with this e-mail, I would like to make sure what is going on.

1. 1106 Windsor Lane (Tree application T17-8752): The application requested the removal of (1) "weed tree" with no reference as to why. An inspection of the property and a quick discussion with a lady sitting on the porch determined that the request is to remove (1) Woman's Tongue tree that is leaning heavily over the building. Is this correct? I also noticed another smaller Woman's Tongue tree that is leaning against the fence and causing potential issues with that fence. I put orange flagging around both trees.

Woman's Tongue trees are not regulated unless they are over 24" diameter. Both trees listed above are less than 24" diameter and therefore, no permit is required to remove both of the trees. I do recommend you remove the smaller tree also. I will note in my files that the trees are being removed and that no permit is required (reference permit #T17-8752).

2. 1722 Von Phister Street: The application did not state whether a tree or a palm was to be removed or trimmed but did give information that the work would "trimming all the way down to the stump, because the tree is leaning on the street." A site inspection documented that the tree is a mahogany tree, a protected tree species. "Trimming the tree all the way to the stump" would be removal of the tree and requires Tree Commission approval. I did notice a lean to the tree but the rootball was not exposed and most of the roots are not lifted up out of the ground therefore, the removal does not qualify for an emergency permit and the application has to go to a Tree Commission meeting (next one is January 9, 2018). Someone will have to attend the meeting, either a MARC Inc rep or Lubos Scepka as he is the representative on the application.

Tree removals require replacements be planted. The actual amount will be determined once I write my report. City Ordinance does allow for a reduction in the replacement requirements for 501 (c)(3) non profit corporations. If you want to seek a reduction, I would need a copy of your tax exempt status, for the file. Please contact me so we can discuss the processing of this permit.

Sincerely,

Karen

Karen DeMaria

Urban Forestry Manager/Tree Commission

Certified Arborist

[305-809-3768](tel:305-809-3768)