





### Application Fee: \$1,150.00 / After-the-Fact: \$2,150.00 (includes \$100.00 advertising/noticing fee and \$50.00 fire review fee)

Please complete this application and attach all required documents. This will help staff process your request quickly and obtain necessary information without delay. If you have any questions, please call 305-809-3720.

PROPERTY DESCRIPTION: Site Address: 1222/1224 3rd Street		
Zoning District: SF.  Property located within the Historic District?   Yes No		Real Estate (RE) #
APPLICANT: Owner Authorized Representative Name: Lee Mattingly Mattingly Constru	ction	N
Mailing 2932 HARRIS AVE		Address:
	State:	EL. 3304
Home/Mobile Phone: 305-797-6435 Office:	Fax: 30	15-296-74A2
Email: mattingly coust @ ant. com	_ 1 ax. <u>50</u>	23 213 7102
PROPERTY OWNER: (if different than above)  Name: <u>Shlomi &amp; Joy Emauuel- Kollen</u> Mailing 3200 Riviera DR		
o .		Address:
City: <u>Key West</u> , FC. 33040	_ State:	Zip:
Home/Mobile Phone: <u>305-304-32.50</u> Office:	_ Fax:	
Email: Tekkw@, aol.com		
Description of Proposed Construction, Development, and Use: Raise, in Floor & exterior walls 4', Frame Interior Floor & Roof Structure, complete Inta extession and describe the specific variance(s) being requested:  Requesting Variance For Rears et back, Construction of Proposed Construction, Development, and Use: Requestion of Proposed Construction, Development, and Use: Raise, in Floor & Extension of Proposed Construction, Development, and Use: Rears et al. (1)	Walls T Fin	second
Are there any easements, deed restrictions or other encumbrances attached to to fix yes, please describe and attach relevant documents:	he proper	rty? □ Yes ☑ No

### 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:

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.
2.	Conditions not created by applicant. That the special conditions and circumstances do not result from the action or negligence of the applicant.  Structure was originally built in its Location when constructed in 1950
3.	Special privileges not conferred. That granting the variance(s) 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.
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.
5.	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.  Variance Requested is the Minimum To make  Possible The reasonable use of the land & Building

A ....

6.	Not injurious to the public welfare. That granting of the variance(s) 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.
	Granting of This variance will not be injurious to the Rublic 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.
	Variance Requested due To existing conditions.
•	Planning Board and/or Board of Adjustment shall make factual findings regarding the following:  That the standards established in Section 90-395 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."
RE(	QUIRED SUBMITTALS: All of the following must be submitted in order to have a complete lication. Please submit one paper copy and one electronic copy of all materials.
	Correct application fee. Check may be payable to "City of Key West."  Jotarized verification form signed by property owner or the authorized representative.  Jotarized authorization form signed by property owner, if applicant is not the owner.  Jopy of recorded warranty deed  Troperty record card  Troperty record card  Troperty and sealed survey  Troperty plans MUST be signed and sealed by an Engineer or Architect)  Loor plans  Troperty record card  Troperty

City	of Key	West .	Ann	lication	for	Variance
CILI	OI ILLY	88626	Appi	ication	101	valiance

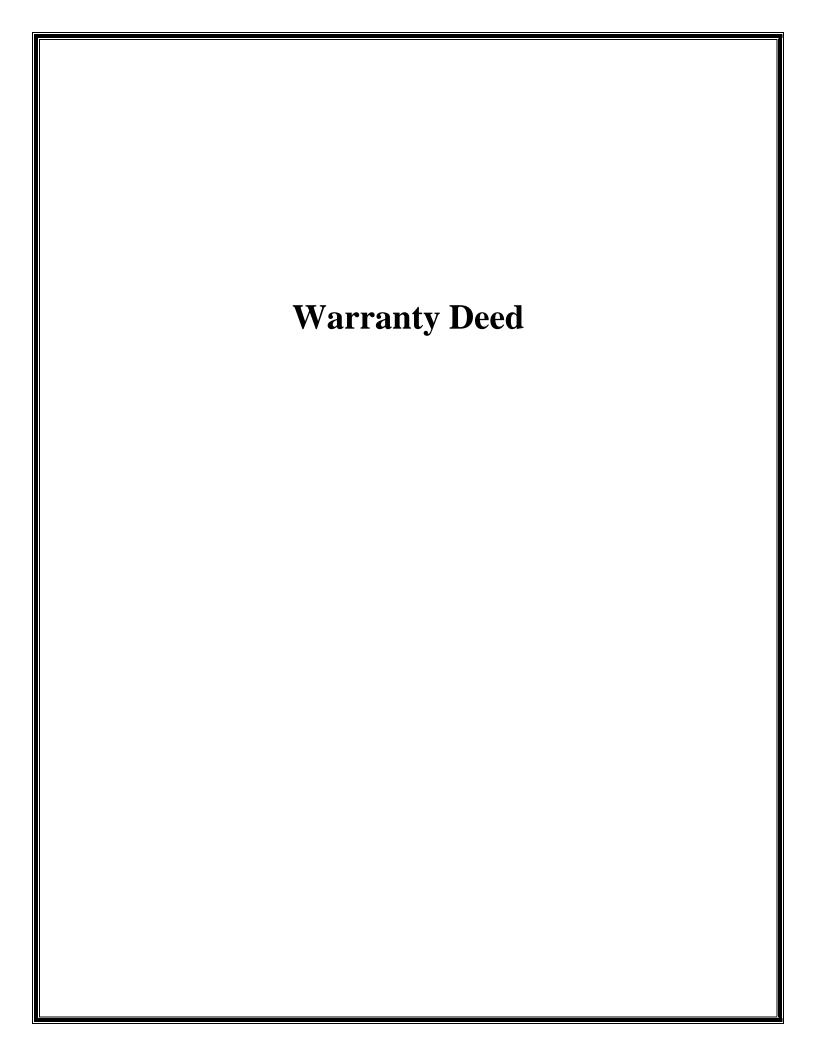
Will any work be within the dripline (canopy) of any tree on or off the property? If yes, provide date of landscape approval, and attach a copy of such approval.	□ Yes	☑No
Is this variance request for habitable space pursuant to Section 122-1078?	□ Yes	□ No

**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 Existing Proposed Variance Rec							
	Requirement		•	1			
Zoning	SF			•			
Flood Zone	AE-7						
Size of Site	7000 SF						
Height	25'	15'10"	23' 10"				
Front Setback	20'	20'	20'				
Side Setback	20' 5'	24'	24'				
Side Setback							
Street Side Setback	10'	24' 10"	24' 10"				
Rear Setback	25'	18' 1("	18'11"				
F.A.R							
Building Coverage		1750 SE	1824 SF				
Impervious Surface		5250 SE	5176 SF.				
Parking		2	2				
Handicap Parking			•				
Bicycle Parking							
Open Space/ Landscaping	35%	75%	73%				
Number and type of units	Dupley	2	2.				
Consumption Area or			~				
Number of seats							

This application is reviewed pursuant to Section 90-391 through 90-397 of the City of Key West Land Development Regulations (LDRs). The City's LDRs can be found in the Code of Ordinances online at <a href="http://www.municode.com/Library/FL/Key\_West">http://www.municode.com/Library/FL/Key\_West</a> under Subpart B.

<sup>\*</sup>Please note, variances are reviewed as quasi-judicial hearings, and it is improper for the owner or applicant to speak to a Planning Board member or City Commissioner about the hearing.



THIS INSTRUMENT WAS PREPARED BY AND RETURN TO: Timothy J. Koenig, Esq. FELDMAN KOENIG & HIGHSMITH, P.A. 3158 Northside Drive Key West, Florida 33040

Folio Number: 00051550-000000

Grantcc(s) S.S. #(s):

SPACE ABOVE THIS LINE FOR RECORDING DATA

### WARRANTY DEED

THIS INDENTURE, made this 24th day of May, 2005, between DEREK PARKER AND KIMBERLY PARKER, HIS WIFE, Grantor, and SHLOMO KOHEN AND JOY EMANUEL-KOHEN, HUSBAND AND WIFE, whose post office address is: 3200 Riviera Drive, Key West, FL 33040

("Gruntor" and "Gruntee" are used for singular or plural, as context requires)

WITNESSETH, that said Grantor, for and in consideration of the sum of \$10.00 and other good and valuable considerations 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 lot, piece or parcel of land, situate, lying and being in the County of Monroe, State of Florida, to wit:

LOT 5, BLOCK 2, SUNSHINE SUBDIVISION, PLAT NO. 3, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 2, PAGE 169, OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA.

TOGETHER, with all the tenements, hereitaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

AND GRANTOR does hereby covenants with said grantce that the grantor is/are lawfully scized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land, and hereby warrants the 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 accuring subsequent to December 31, 2004.

IN WITNESS WHEREOF, Grantor has signed and sealed these presents the day and year first written

above.

Vitness

Printed Name

Witness Signature

Printed Name

DEREK PARKER

KIMBERLY PARKER

STATE OF FLORIDA

COUNTY OF MONROE

On this 23 day of May, 2005 before me personally came DEREK PARKER AND KIMBERLY PARKER, BIS WIFE who are personally known to me (yes) -- (no) or who have produced

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above. ane M	Derek Parker  Derek Parker
Printed Name  R. BOZA	/ / / /
Witness Signature	KIMBERLY PARKER
Printed Name	1

STATE OF FLORIDA

COUNTY OF MONROE

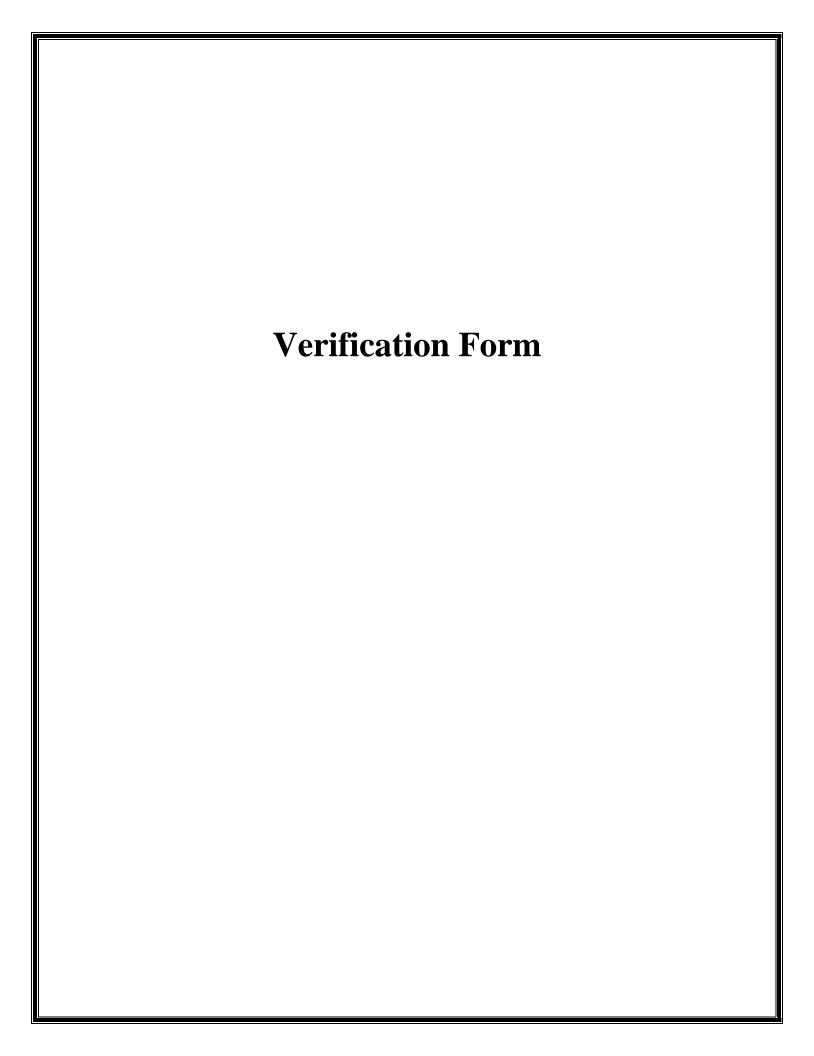
On this 23 day of May, 2005 before me personally came DEREK PARKER AND KIMBERLY PARKER, HIS WIFE who are personally known to me. (yes) -- (no) or who have produced as identification to me, and who acknowledged execution of the foregoing

instrument.

MICHELLE J. BURNHAM IY COMMISSION & DD 085874 EXPRES STUDY 27, 2008

Notary Public,

My Commission Expires: Jan 23,04



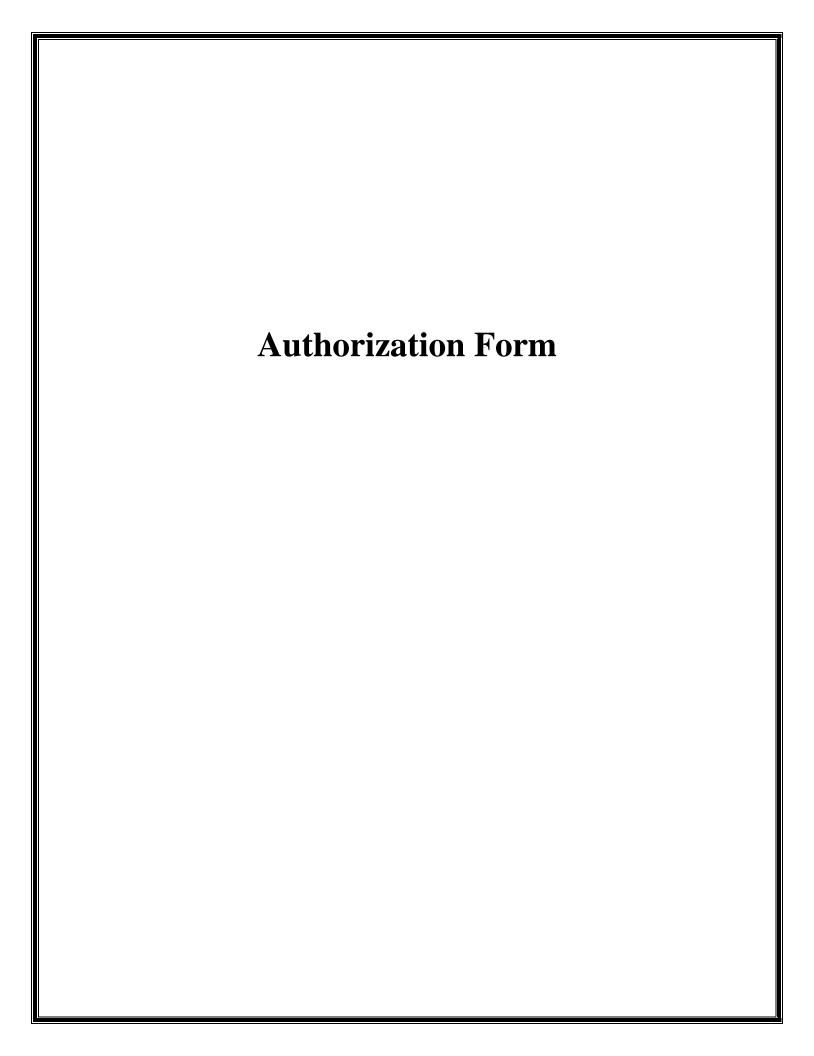
# City of Key West Planning Department



## **Verification Form**

(Where Authorized Representative is an Individual)

I, Lee Wattrogly, 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:
1222/1224 3rd ST. Key West, FL. 33040 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 this 4/20/18 by  Matting 14  Name of Authorized Representative
He/She is personally known to me or has presented as identification.
Motary's Signature and Seal  Notary's Signature and Seal
Commission # GG 051262 Expires November 29, 2020 Bonded Thru Troy Fain Insurance 800-385-7019  Name of Acknowledger typed, printed or stamped
GG 051211 Commission Number, if any



# **City of Key West Planning Department**



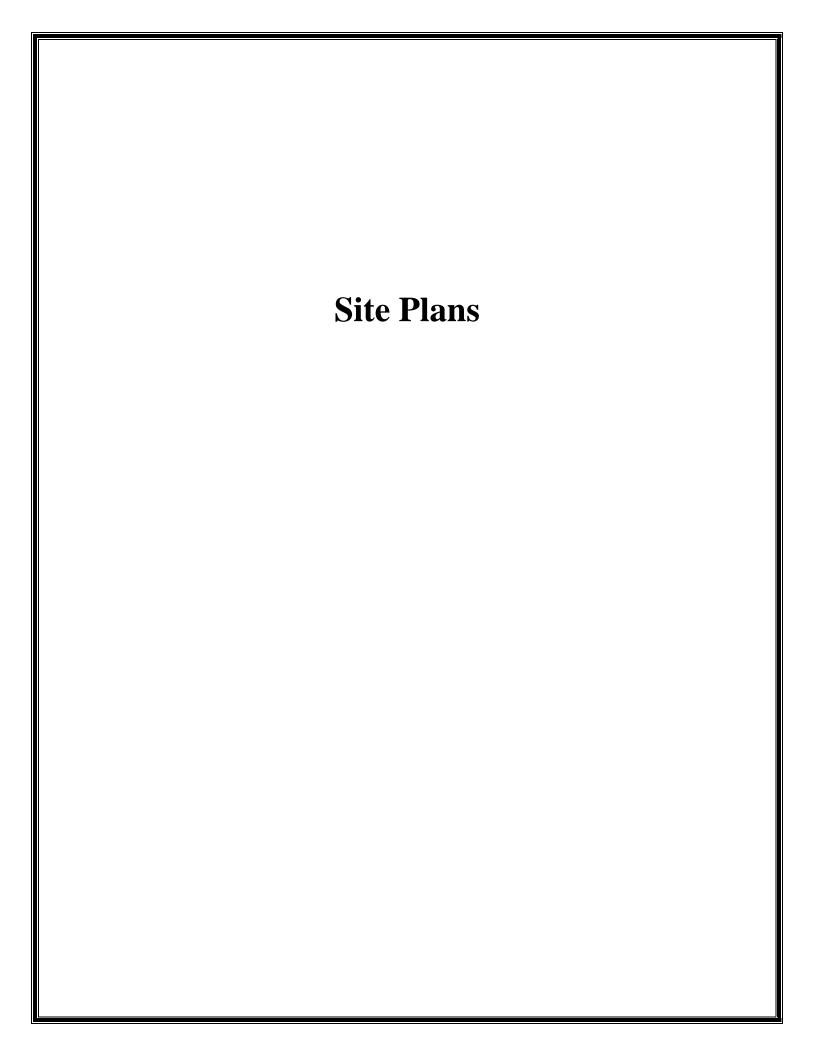
### **Authorization Form**

(Individual or Joint Owner)

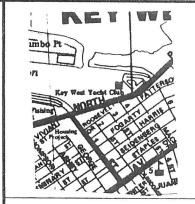
Please complete this form if someone other than the owner is representing the property owner in this matter.

I, SHLOMO KOHEN & Joy E  Please Print Name(s) of Owner(	MANUEL~KOHEN authorize (s) as appears on the deed
Lee Mallingly Please Print Name of	*
Pl&ase Print Name of	Representative
to be the representative for this application and act on m	y/our behalf before the City of Key West.
Lock way we thone	
Signature of Owner	Signature of Joint/Co-owner if applicable
Subscribed and sworn to (or affirmed) before me on this	4/20/18
by Joy Emanuel-Kohen Name of Ox	Shlomo Kohon.
Name of Ov	vner
He/She is personally known to me or has presented	as identification.
Hymbery Decker Notary's Signature and Seal	
Kimberly A. Decker  Name of Acknowledger typed, printed or stamped	KIMBERLY A. DECKER  Notary Public - State of Florida  Commission # FF 230032  My Comm. Expires Sep 6, 2019  Bonded through National Notary Assn.
#FF 230032	

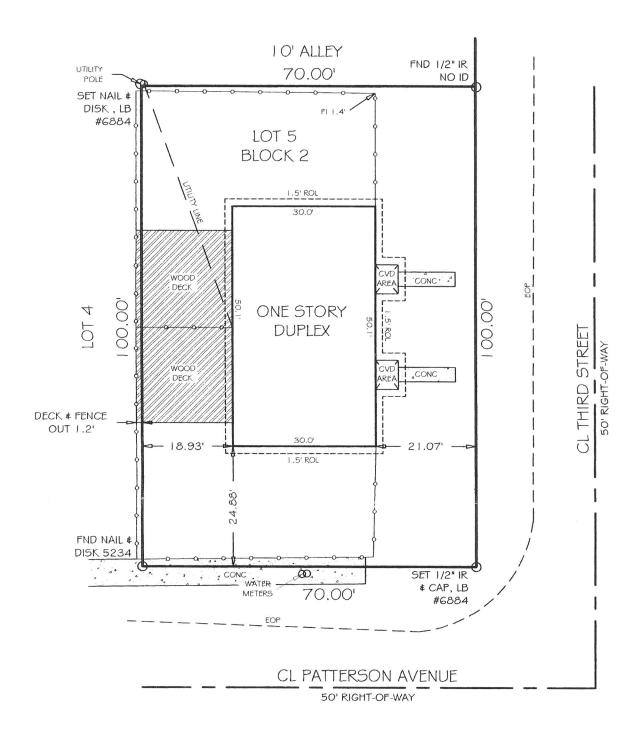
Commission Number, if any



# MAP OF BOUNDARY SURVEY LOT 5, BLOCK 2 SUNSHINE SUBDIVISION PLAT NO.3



LOCATION MAP - N.T.S





SCALE: I'' = 20'

BEARING BASE: DERIVED FROM PLAT

ALL ANGLES DEPICTED ARE 90 DEGREES UNLESS OTHERWISE INDICATED

ADDRESS: 1222-1224 THIRD STREET KEY WEST, FL. 33040

SURVEYOR'S NOTE:

CL CONTROL FOR THIS BLOCK IS INCONSISTENT WITH MONUMENTATION FOUND AT SITE. THIS SURVEY IS BASED ON MONUMENTATION FOUND AT SITE AND PRIOR SURVEY BY PHILLIPS & TRICE DATED 08-10-92.

### CERTIFIED TO -

SHLOMO KOHEN and JOY EMANUEL-KOHEN HOMECOMINGS FINANCIAL NETWORK, INC., its successors and/or assigns FELDMAN, KOENIG & HIGHSMITH

### LEGAL DESCRIPTION -

Lot 5, Block 2, SUNSHINE SUBDIVISION PLAT NO.3, according to the Plat thereof as recorded in Plat Book 2, Page 169, of the Public Records of Monroe County, Florida. NOTE: LEGAL DESCRIPTIONS HAVE BEEN FURNISHED BY THE CLIENT OR HIS/HER REPRESENTATIVE, PUBLIC RECORDS HAVE NOT BEEN RESEARCHED BY THE SURVEYOR TO DETERMINE THE ACCURACY THESE DESCRIPTIONS NOR HAVE ADJOINING PROPERTIES BEEN RESEARCHED TO DETERMINE OVERLAPS OR HIATUS.

FOUNDATIONS BENEATH THE SURFACE ARE NOT SHOWN. MEASURED DIMENSIONS EQUAL PLATTED OR DESCRIBED DIMENSIONS UNLESS INDICATED OTHERWISE

THE FOLLOWING IS A LIST OF ABBREVIATIONS THAT MAY BE FOUND ON THIS SHEET.

DELTA = CENTRAL ANGLE
ASPH = ASPHALT
A = ARC LENGTH
CL = CENTERLINE
CM = CONCRETE MONUMENT
CONC = CONCRETE
CVD = COVERED
DEASE = DRAINAGE EASEMENT
EL = ELEVATION
ENCL = ENCLOSURE
ENCR = ENCROACHMENT
EOP = EDGE OF PAVEMENT
FF = FINISHED FLOOR
FI = FENCE INSIDE
FND = FOUND
FO = FENCE OUTSIDE
FOL = FENCE OLISIDE
FOL = FENCE ON LINE

IP = IRON PIPE
IR = IRON ROD
MEAS = MEASURED
NGVD = NATIONAL GEODETIC
VERTICAL DATUM (1929)
NTS = NOT TO SCALE
PC = POINT OF COLEVE
PCC = POINT OF COMPOUND CURVE
PCP = PERMANENT CONTROL POINT
PK = PARKER KALON NAIL
PL = PROPERTY LINE
PODB = POINT OF DEGINNING
PI = POINT OF INTERSECTION
POC = POINT OF COMMENCEMENT

PRC = POINT OF REVERSE CURVE PRC = POINT OF REVERSE CURV
PRM = PERMANENT REFERENCE
MONUMENT
PT = POINT OF TANGENT
R = RADIUS
RES = RESIDENCE
ROL = ROOF OVERHANG UNE
ROW = RIGHT OF WAY
ROWL = RIGHT OF WAY
LINE
TYP = TYPICAL
UEASE = UTILITY EASEMENT
UP = UTILITY POLE
WM = WATER METER

SCALE:		1"=20	)'
FIELD WORK DATE	С	5/13/0	05
REVISION DATE		-/-/-	
SHEET	1	OF	1
DRAWN BY:		DDD	
CHECKED BY:		RR	

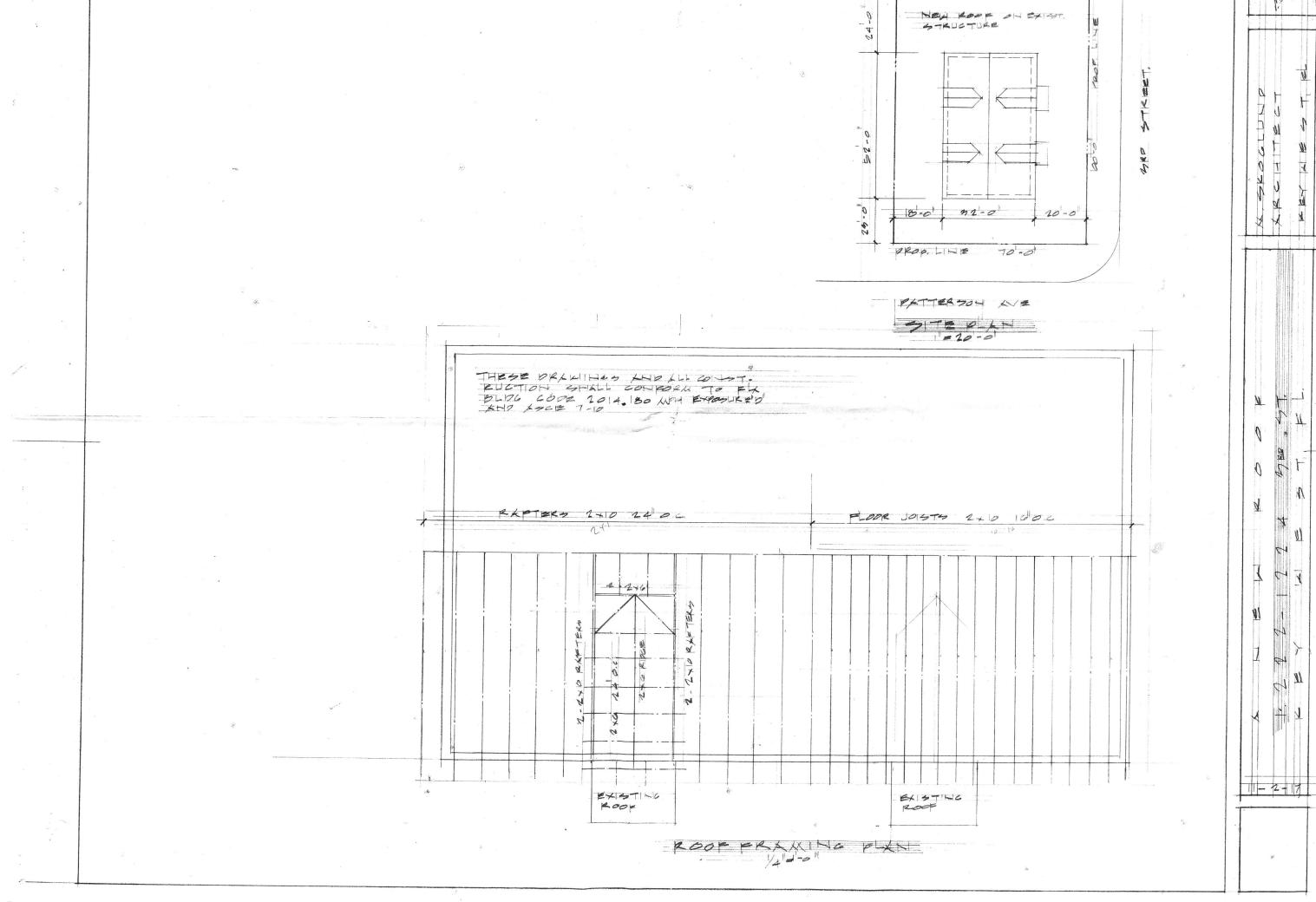
INVOICE NO.: 5051004

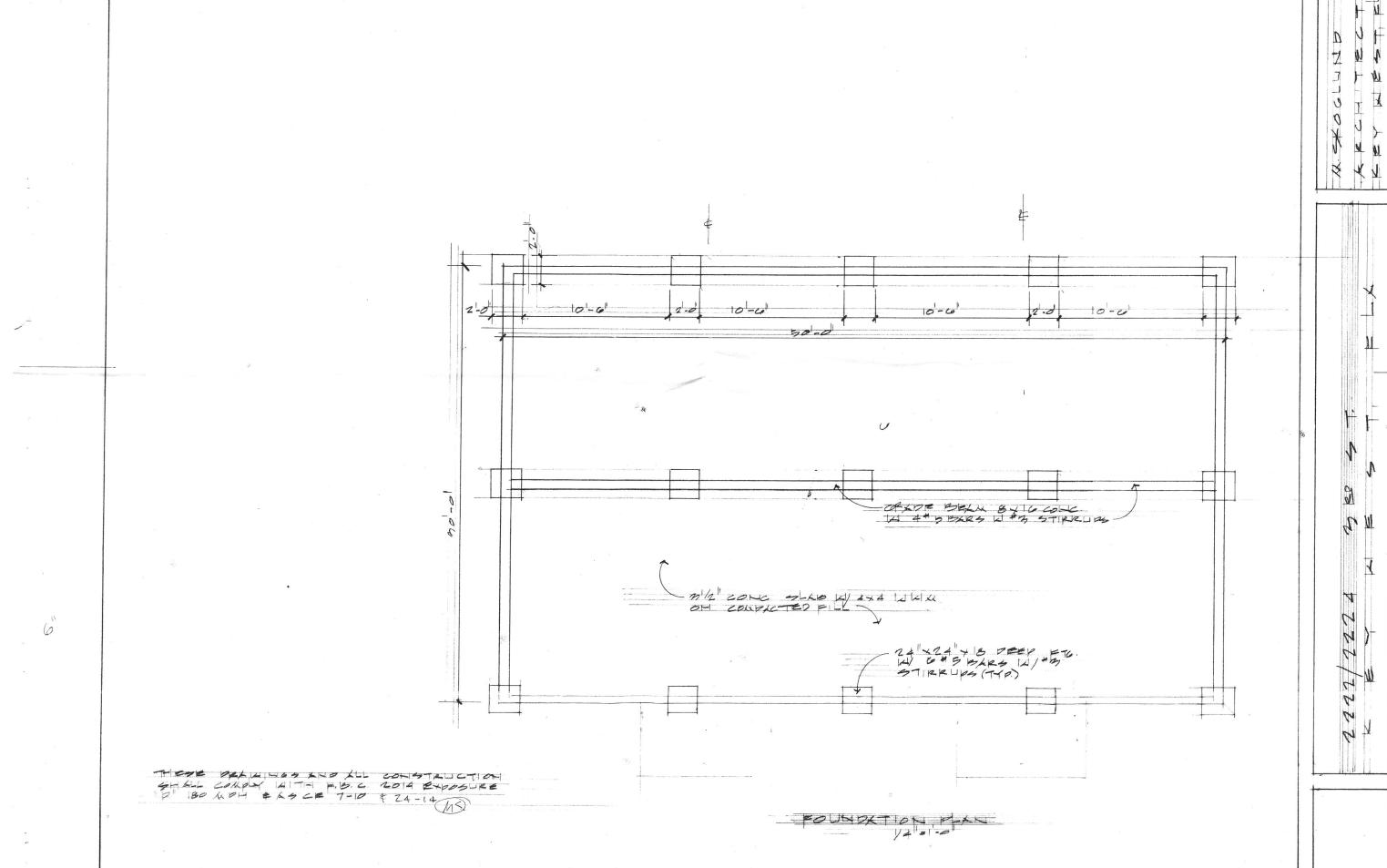
I HEREBY CERTIFY THAT THIS SURVEY WAS MADE UNDER MY RESPONSIBLE CHARGE AND MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER GIGIT-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES. THIS SURVEY, WHEN SCHEDULE B HAS BEEN PROVIDED MEETS THE PROVISIONS OF FLORIDA ENDORSEMENT FORM 9, SUBPARAGRAPH 1(B) 

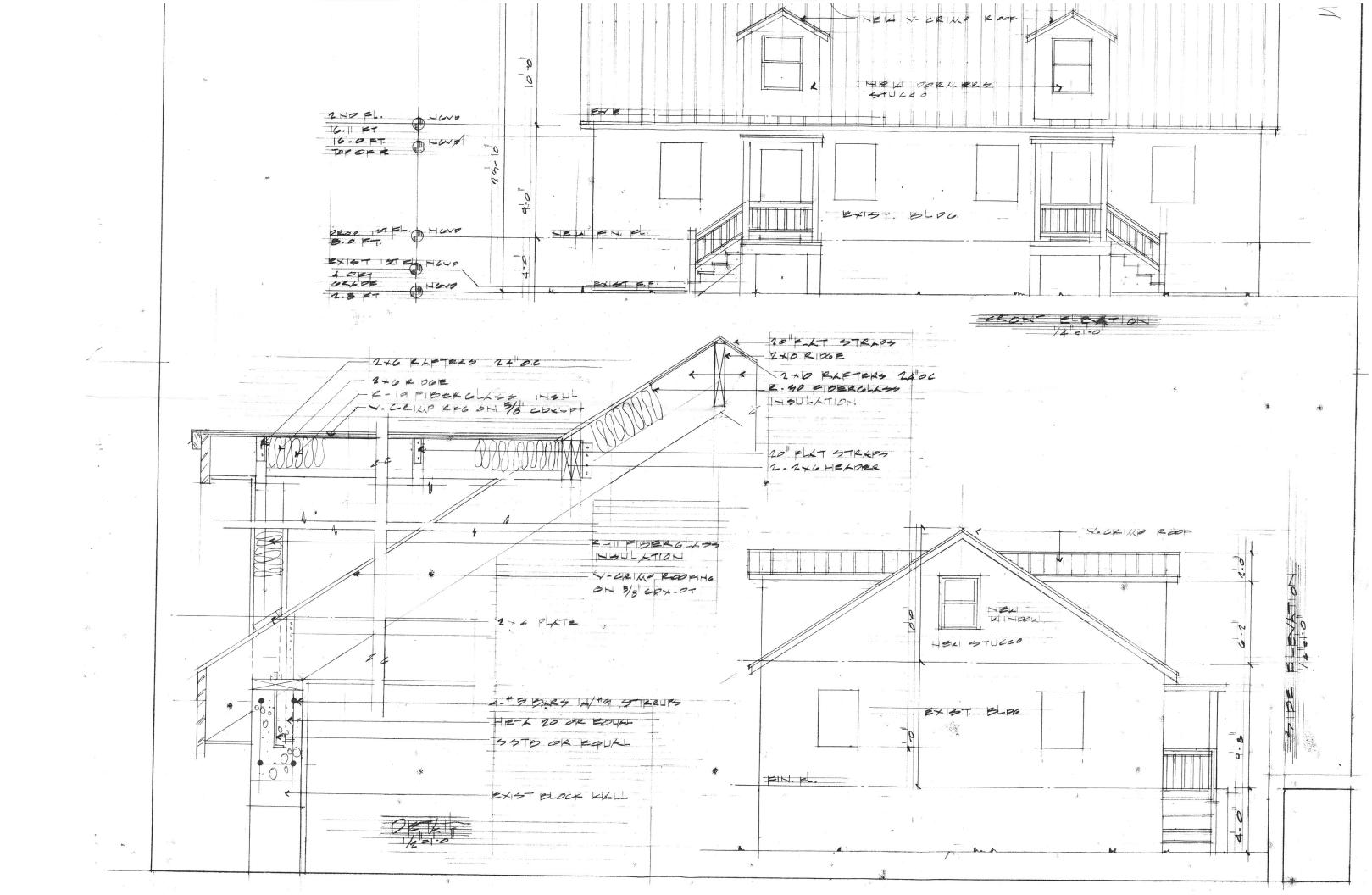




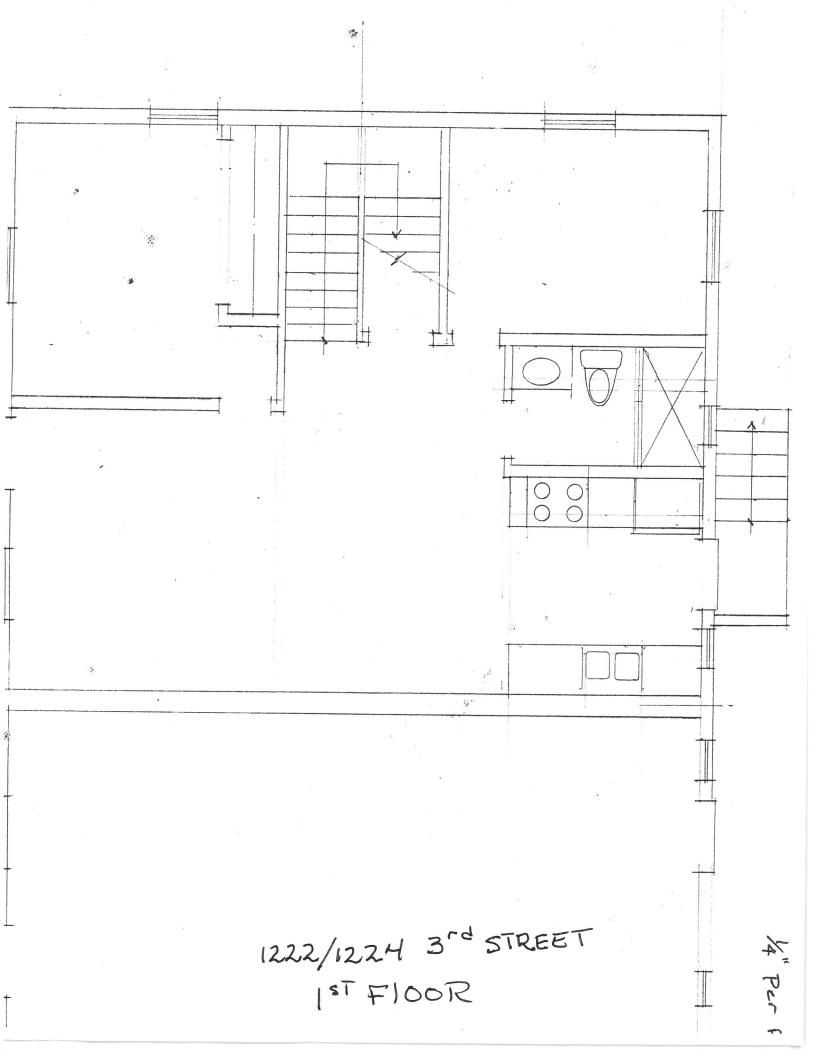
30364 QUAIL ROOST TRAIL, BIG PINE KEY, FL 33043 OFFICE (305) 872 - 1348 FAX (305) 872 - 5622

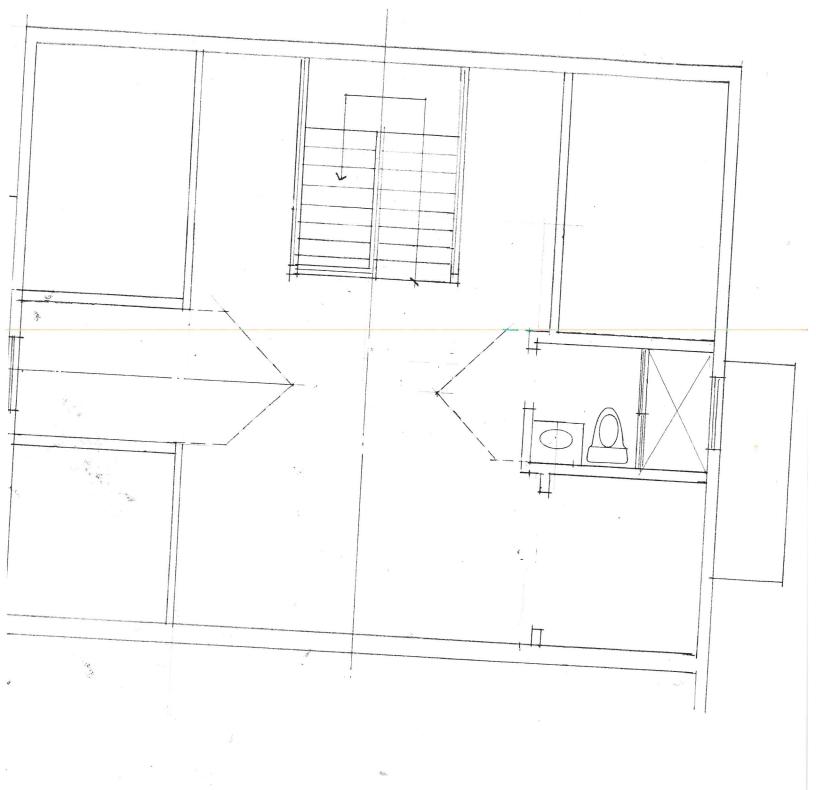




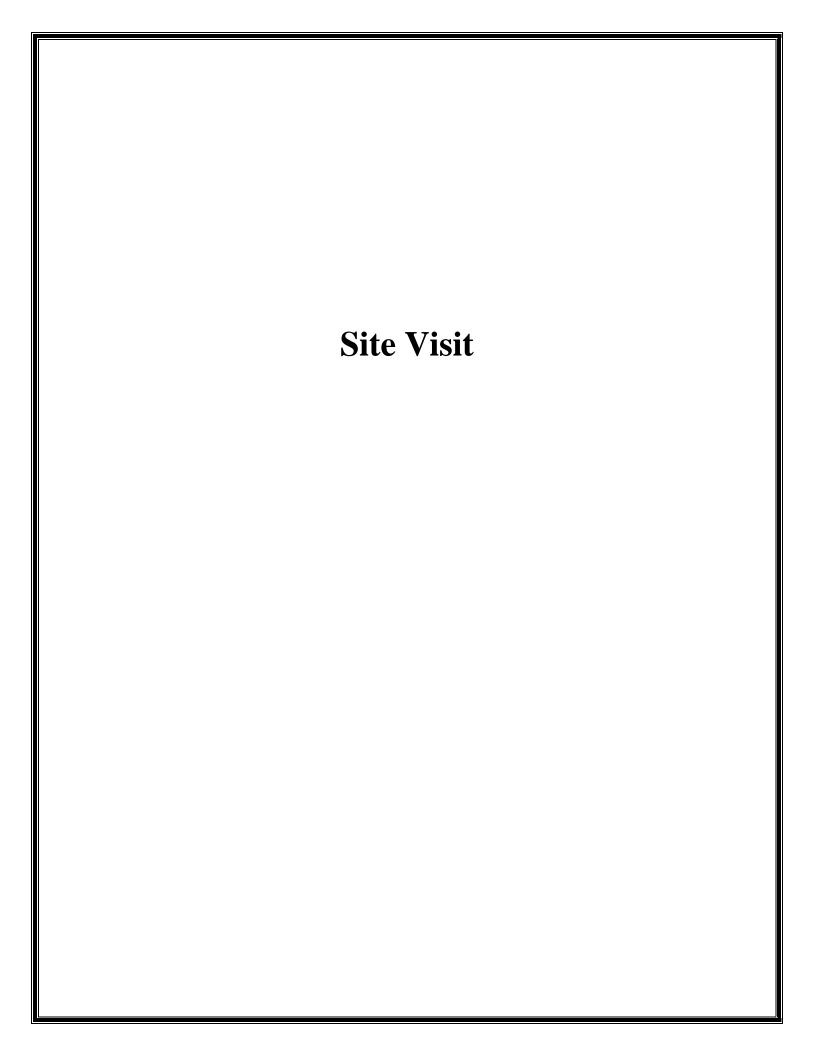


2XB RAFTERS 14 0.6 MTS 40 OR PRUSE 1 +8 PT PLETE W/ 1/2" × 12" 3 - 100 - 75 THE CEMENT SIBILE ON 1x2 FURRING TRIA WOG BXC TE BX W 4"5 12 0.6. BALL CONG BLOCK ZALL JE CI la 1/2 4- EETROLK ON EURE NO STE AS 16000 EXIST TE BELL TO FELLAN EXISTING CBS 4 60 6 3-60 6 COMPLETED PIL EX ST STOCK LALL NEW 2-0 X 2-0 X 1-6" COMC ETO 11/6# 8 BLRS 4 +3 STILLUB 24 06





1222/1224 3rd STREET
2Nd FLOOR



# 1222 & 12224 3rd Street, Key West, Florida 33040 SITE VISIT





# 1222 & 12224 3rd Street, Key West, Florida 33040 SITE VISIT

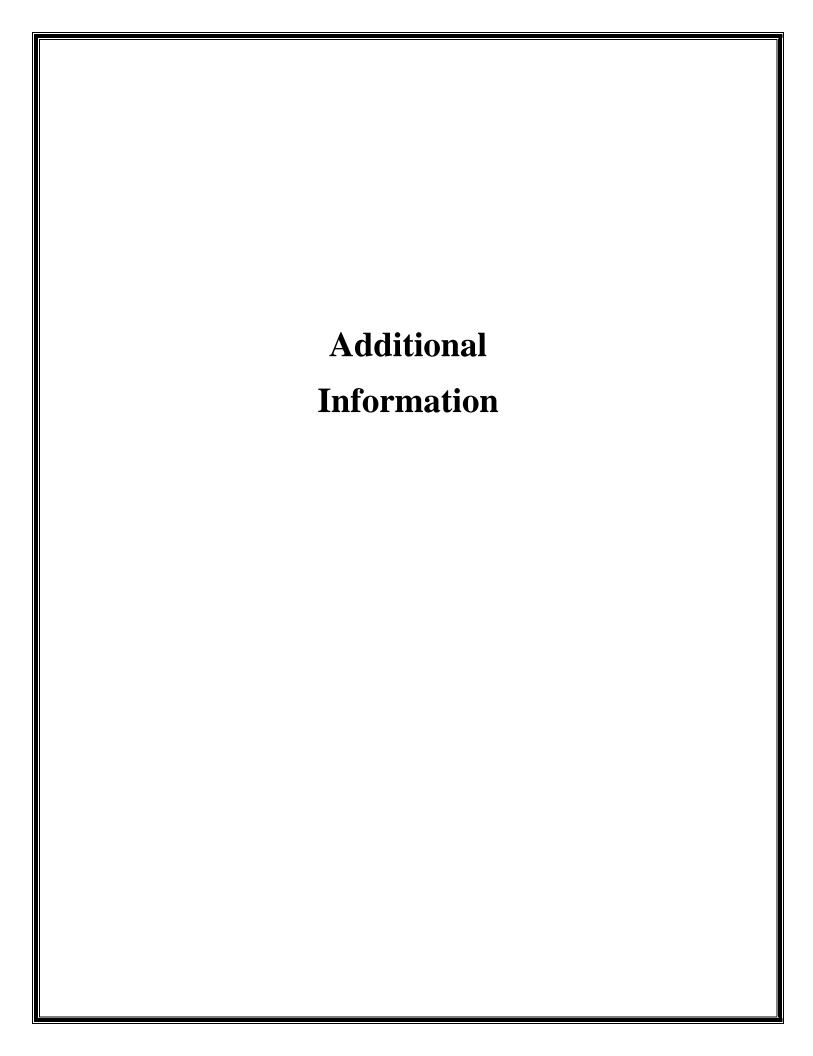




# 1222 & 12224 3rd Street, Key West, Florida 33040 SITE VISIT







# 

#### 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 Account # 00051550-000000 1052175

Property ID

1052175

Millage Group **Location Address**  10KW

Legal Description

1222 3RD ST, KEY WEST

BLK 2 LOT 5 SUNSHINE SUB PLAT NO 3 PB2-169 G59-407/408

OR1225-575 OR2120-230

Neighborhood

**Property Class** 

(Note: Not to be used on legal documents) MULTI FAMILY LESS THAN 10 UNITS (0800)

Subdivision Sec/Twp/Rng Sunshine Subdivision Plat No. 3 05/68/25

Affordable

No

Housing



#### Owner

KOHEN SHLOMO 3200 RIVIERA DR KEY WEST FL 33040

**EMANUEL-KOHEN JOY H/W** 

#### Valuation

	2017	2016	2015	2014
+ Market Improvement Value	\$163,801	\$135,702	\$141,432	\$133,279
+ Market Misc Value	\$4,449	\$4,590	\$4,052	\$3,737
+ Market Land Value	\$263,655	\$290,705	\$205,204	\$129,677
= Just Market Value	\$431,905	\$430,997	\$350,688	\$266,693
= Total Assessed Value	\$354,967	\$322,698	\$293,362	\$266,693
- School Exempt Value	\$0	,\$0	\$0	\$0
= School Taxable Value	\$431,905	\$430,997	\$350,688	\$266,693

#### Land

Land Use	Number of Units	Unit Type	Frontage	Depth
MULTI RES DRY (080D)	7,000.00	Square Foot	70	100

### **Buildings**

TOTAL			1,572	1,500	0	=
OPF OP PRCH FIN		P PRCH FIN LL	72	0	0	_
FLA	FL	OOR LIV AREA	1,500	1,500	0	
Code	De	escription	Sketch Area	Finished Area	Perimeter	
Interior W	Valls	PLYWOOD PANEL			Grade Number of Fire Pl	500 0
Depreciation %		35			Half Bathrooms	0
Economic Obs		0			Full Bathrooms	2
Functional Obs		0			Bedrooms	4
Perimeter		190			<b>Heating Type</b>	NONE with 0% NONE
Condition		AVERAGE			Flooring Type	CONC ABOVE GRD
Stories		2 Floor			Roof Coverage	TAR & GRAVEL
Finished Sq Ft		1500			Roof Type	FLAT OR SHED
Gross Sq Ft		1572			Foundation	CONCR FTR
The state of the s		M.F R2 / R2			EffectiveYearBuilt	1987
Building ID 4 Style		4175			Exterior Walls Year Built	C.B.S. 1950
Duilding	D	4175				

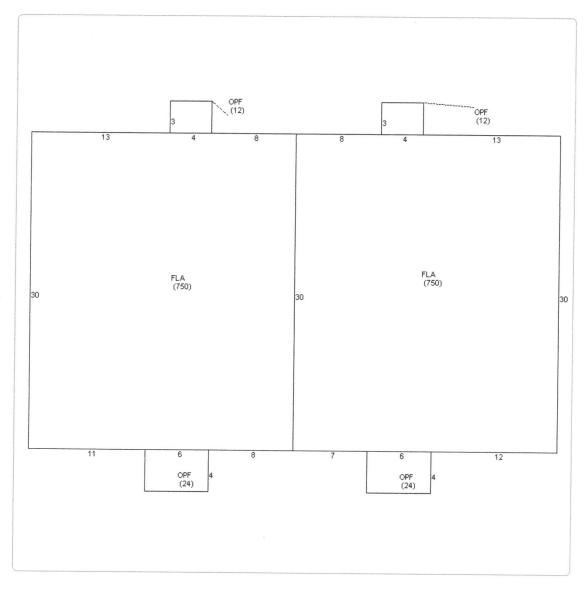
### Yard Items

Description	Year Built	Roll Year	Quantity	Units	Grade
PATIO	1949	1950	1	72 SF	2
CH LINK FENCE	1964	1965	1	1070 SF	1
FENCES	1991	1992	1	126 SF	2
UTILITY BLDG	1991	1992	1	180 SF	2
LC UTIL BLDG	1991	1992	1	64 SF	1
WOOD DECK	1984	1985	1	174 SF	2

### Sales

Sale Date	Sale Price	Instrument	Instrument Number	Deed Book	Deed Page	Sale Qualification	Vacant or Improved
5/24/2005	\$800,000	Warranty Deed		2120	230	Q - Qualified	Improved
8/1/1992	\$100,000	Warranty Deed		1225	575	Q - Qualified	Improved

### Sketches (click to enlarge)



### **Photos**



Last Data Upload: 11/7/2017 6:24:04 AM

#### Мар



 $\textbf{No data available for the following modules:} Commercial Buildings, \\ \textbf{Mobile Home Buildings, Exemptions, Permits.}$ 

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Schneider

Developed by
The Schneider
Corporation