



Application For Variance

City of Key West, Florida • Planning Department 1300 White Street • Key West, Florida 33040• 305-809-3720 • www.cityofkeywest-fl.gov

MAY 3 1 2018

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: 1403 Tropical Ave, Key West, FL 33040	
Zoning District: SF	Real Estate (RE) #: 00041720-000000 (1042382)
Property located within the Historic District?	\Box Yes \blacksquare No
APPLICANT:Image: OwnerImage: AuthorName:DON TRAVIS FROEDGE	norized Representative
Mailing Address: 601 S Green St	
City: Glasgow	State: KY Zip: 42141
Home/Mobile Phone: (270) 535-4946	State: KY Zip: 42141 Office: N/A Fax: N/A
Email: dtfroedge@glasgow-ky.com	
PROPERTY OWNER: (if different than above) Name: Mailing Address: City:	State:Zip:
Home/Mobile Phone:	Office: Fax:
Email:	
Description of Proposed Construction, Developmen	
List and describe the specific variance(s) being required 1) Maximum building Coverage Required limit 35%, Existing 42.08%; Provide the second structure of the second structu	oposed 45.08% (3% increase)
2) Maximum impervious surface ratio: Required 50%	6, Existing 77.13%; Proposed 77.25% (0.13% increase)
3) Open Space Minimum: Required 20%, Existing 22	2.86%. Proposed 22.99% (0.13% increase)

Are there any easements, **deed restrictions or other encumbrances attached to the property?**
U Yes If yes, please describe and attach relevant documents: ______

City of Key West • Application for Variance

Will any work be within the dripline (canopy) of any tree on or off the property? The Second Sec

Is this variance request for habitable space pursuant to Section 122-1078?

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						
Flood Zone	AE6						
Size of Site	4,675						
Height	25'+5'=30'	25' 8"	No Change	No			
Front Setback	20'	22.90'	20'	No			
Side Setback	5'	4.65'	No Change	No			
Side Setback	n/a	N/A	N/A	N/A			
Street Side Setback	10'	9.23'	No Change	No			
Rear Setback	25'	25.67'	No Change	No			
F.A.R	N/A	N/A	N/A	N/A			
Building Coverage	35%	42.08%	45.08%	Yes			
Impervious Surface	50%	77.13%	77.25%	Yes			
Parking	2	2	No Change	No			
Handicap Parking	N/A	N/A	N/A	N/A			
Bicycle Parking	N/A	N/A	N/A	N/A			
Open Space/ Landscaping	35%	22.86%	22.99%	Yes			
Number and type of units	N/A	N/A	N/A	N/A			
Consumption Area or Number of seats	N/A	N/A	N/A	N/A			

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 http://www.municode.com/Library/FL/Key_West under Subpart B.

*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.

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:

 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 building is built on a smaller lot then the majority of other parcels in the area. Building has relatively compact footprint in relation to similar houses constructed in the SF zoning district yet the total building coverage alredy exceeds the 35% code required limit, which becomes a burdensome for smaller total area lots.

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

The existing house was constructed in 2005 and current owner (purchased in 2013) was not involved in the building nor site design/construction process. Thus the conditions have not been created by the applicant.

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.

Granting of the requested variances will not confer any special privileges to the applicant. Large number of properties in the neighborhood

already exceeding the 35% building coverage which is clearly evident from reviewing aerial maps. Actually very few properties

(if any) will comply with the code within several blocks on alls sides around the property.

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.

Hardship conditions exist by limiting the owner beneficial use of the front of his property, currently a narrow front porch can't be fully utilized and enjoyed by the applicant. Front yard is very well maintained and groomed landscaping view. Useful front yard is a commonly enjoyed right by other properties in this zoning district.

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.

Only minimum variances are granted. The proposed covered extension stops at the front setback line just enough to allow a 3ft clear

passage from the covered carport toward the front door. No front yard setback encroachment is proposed. Smaller variances for

impervious area and for open space are de minimis (0.13%) since the proposed porch and roof will cover already paved area.

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.

There are no apparent injurious to the public welfare. The proposed variances are consistent with t he intended land use, will improve the quality of life of the Applicant. The variances will not be injurious to the area involved since many properties in the area already have various structures of a similar nature.

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.

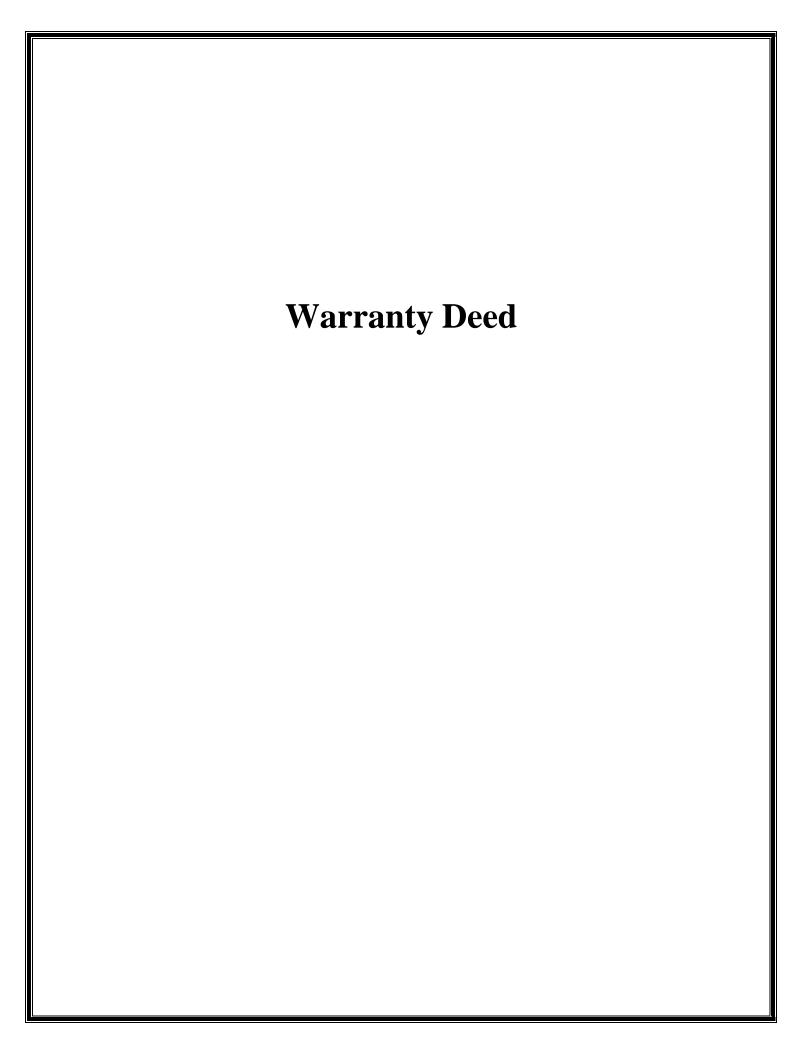
The existing nonconforming uses of other properties (if any) do not have any affects on this variance application.

The 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."

REQUIRED SUBMITTALS: All of the following must be submitted in order to have a complete application. Please submit one paper copy and one electronic copy of all materials.

- □ Correct application fee. Check may be 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
- □ Property record card
- \Box Signed and sealed survey
- □ Site plan (plans MUST be signed and sealed by an Engineer or Architect)
- \Box Floor plans
- □ Stormwater management plan



Doc# 1919798 02/08/2013 2:20PN Filed & Recorded in Official Records of MONROE COUNTY AMY HEAVILIN

4/1035,0000

Prepared by and return to: Susan Mary Cardenas Attorney at Law Stones & Cardenas 221 Simonton Street Key West, FL 33040 305-294-0252 File Number: 12-361-McFadyen

· · · ·

02/08/2013 2:20PM DEED DOC STAMP CL: DS

\$7,245.00

Doc# 1919798 Bk# 2612 Pg# 1746

[Space Above This Line For Recording Data]

Warranty Deed

This Warranty Deed made this 4th day of February, 2013 between Victoria A. McFadyen, a married woman herein joined by her her husband David Nelson Henderson whose post office address is P. O. Box 1693, Key West, FL 33041, grantor, and Don Travis Froedge and Monica C. Froedge, husband and wife whose post office address is 601 S. Green Street, Glasgow, KY 42141, 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 TEN AND NO/100 DOLLARS (\$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 land, situate, lying and being in Monroe County, Florida to-wit:

Lot 20, Block 6, Tract 19, TROPICAL BUILDING AND INVESTMENT COMPANY, according to the Plat thereof, recorded in Plat Book 1, Page 34 of the Public Records of Monroe County, Florida.

Parcel Identification Number: 00041720-000000

Subject to taxes for 2013 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.

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 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, 2012**.

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

Doc# 1919798 Bk# 2612 Pg# 1747

Signed, sealed and delivered in our presence:

Would Weden Witness Name: Susan M. Carderor w Witness Name! Mary E. Turso

(Seal)

Victoria A. McFadyen

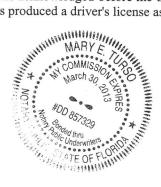
State of Florida County of Monroe

. . . .

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The foregoing instrument was acknowledged before me this 4th day of February, 2013 by Victoria A. McFadyen, who [] is personally known or [X] has produced a driver's license as identification,

[Notary Seal]



Notary Public

Printed Name:

Mary E. Turso

My Commission Expires:

Doc# 1919798 Bk# 2612 Pg# 1748

Signed, sealed and delivered in our presence:

Lewis

on

Witness Name: TACK Elena

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(Seal)

David Nelson Henderson

State of Alaska County of <u>Bethel</u>

Witness Name:

The foregoing instrument was acknowledged before me this 24 day of January, 2013 by David Nelson Henderson, who [] is personally known or [X] has produced a driver's license as identification.

[Notary Seal] Notary Public State of Alaska My Commission Expires July 16, 2016

Madries
Notary Public
Printed Name: Millshe Holdrill
My Commission Expires: Sully 16, 2016

MONROE COUNTY OFFICIAL RECORDS

Verification Form

City of Key West Planning Department



Verification Form

(Where Authorized Representative is an individual)

I, <u>DT FROEDG</u>, 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:

1403 TROPICAL ST, KEX WEST 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 2/5 + May 2018 by date

<u>Pat</u> Freedge. Name of Authorized Representative

He/She is personally known to me or has presented as identification.

Kan Hadyes Notary's Signature and Seal

Kani Hedges Name of Acknowledger typed, printed or stamped

569331 Commission Number, if any

Authorization Form

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, DON TRAVES FROEDGE & MONICA FRIEDGE authorize Please Print Name(s) of Owner(s) (as appears on the deed)

STANLEY G. ShAcu Please Print Name of Representative

to be the representative for this application and act on my/our behalf before the City of Key West.

Jundo

Signature of Owner

Minu Aref Signature of Joint/Co-owner if applicable

Subscribed and sworn to (or affirmed) before me on this 2/May 2018 by date

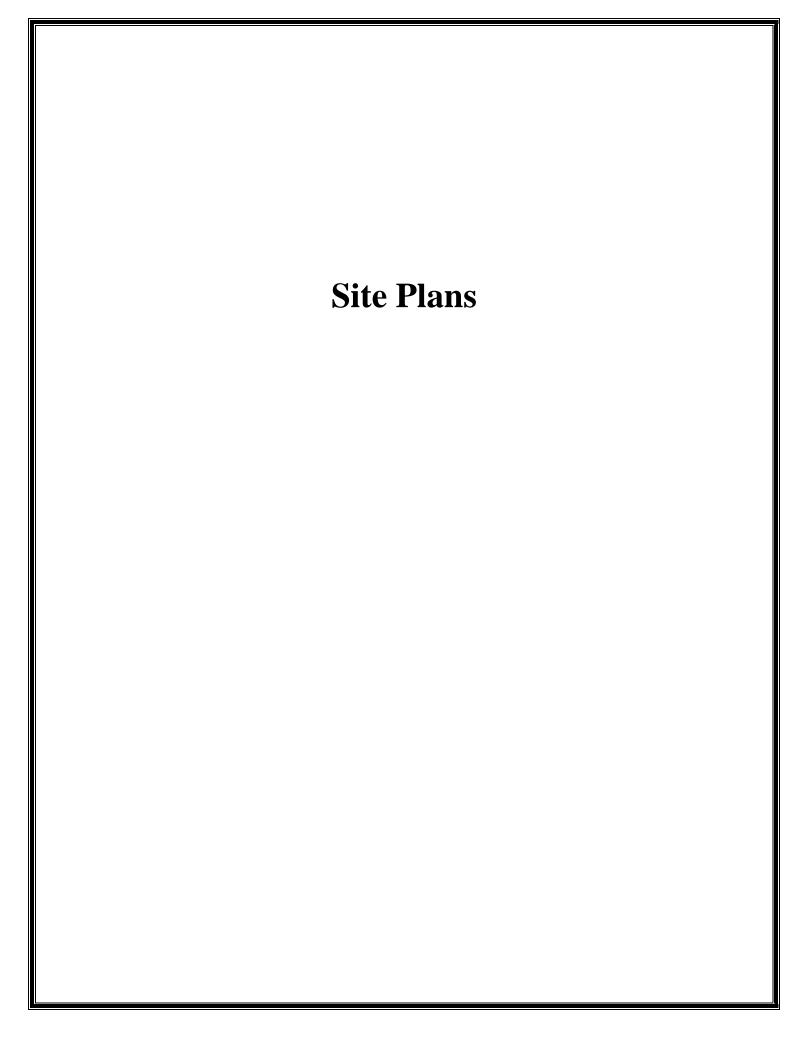
Don T Fredge. Name of Authorized Representative

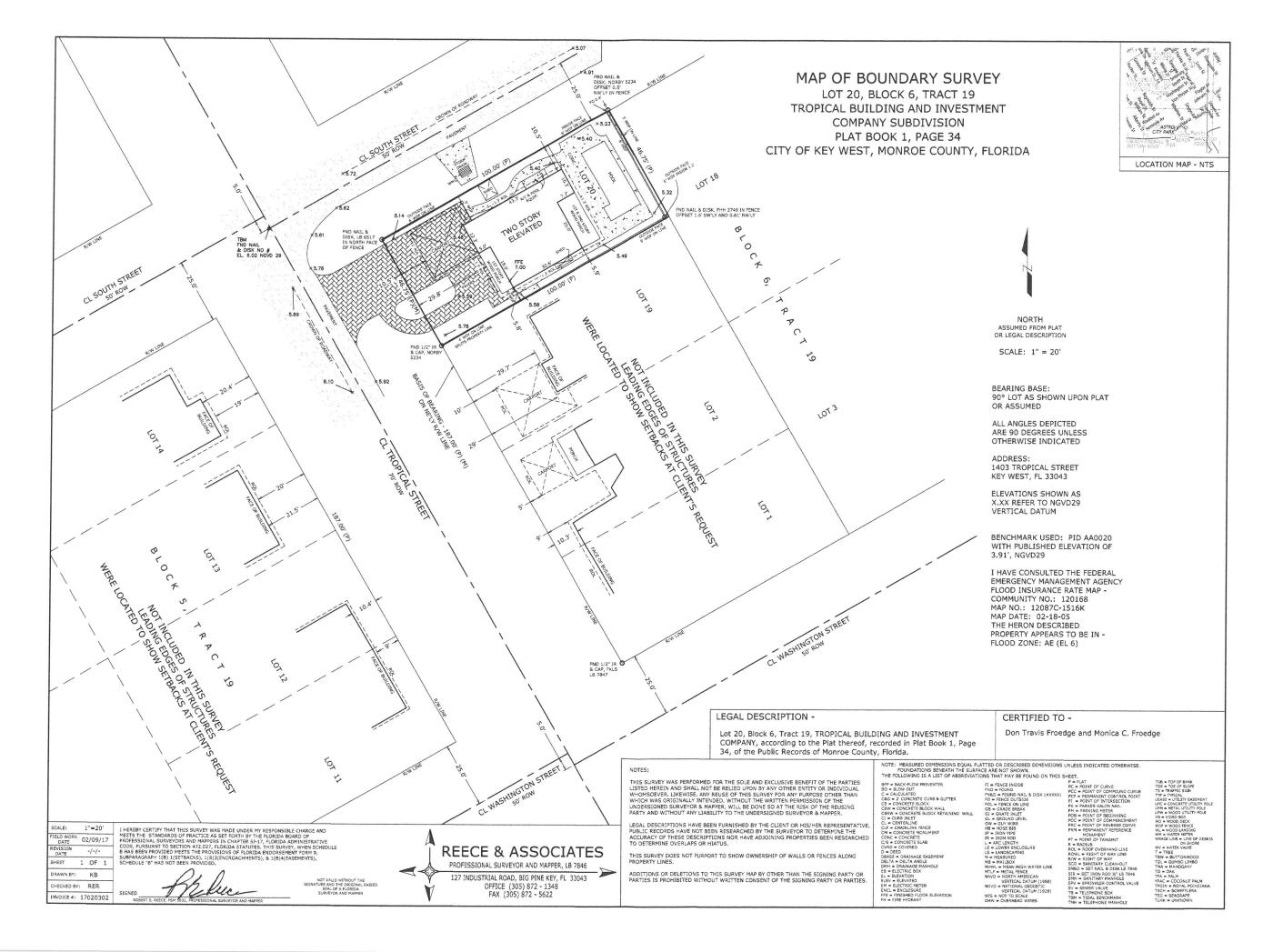
He/She is personally known to me or has presented ______as identification.

Notary's Signature and Seal

Kari Hodger Name of Acknowledger typed, printed or stamped

S 6 933 J Commission Number, if any





CONSTRUCTION PLANS FOR 1403 TROPICAL AVE FRONT PORCH EXTENSION



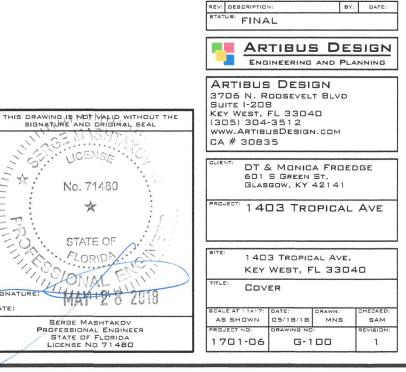
SITE LOCATION

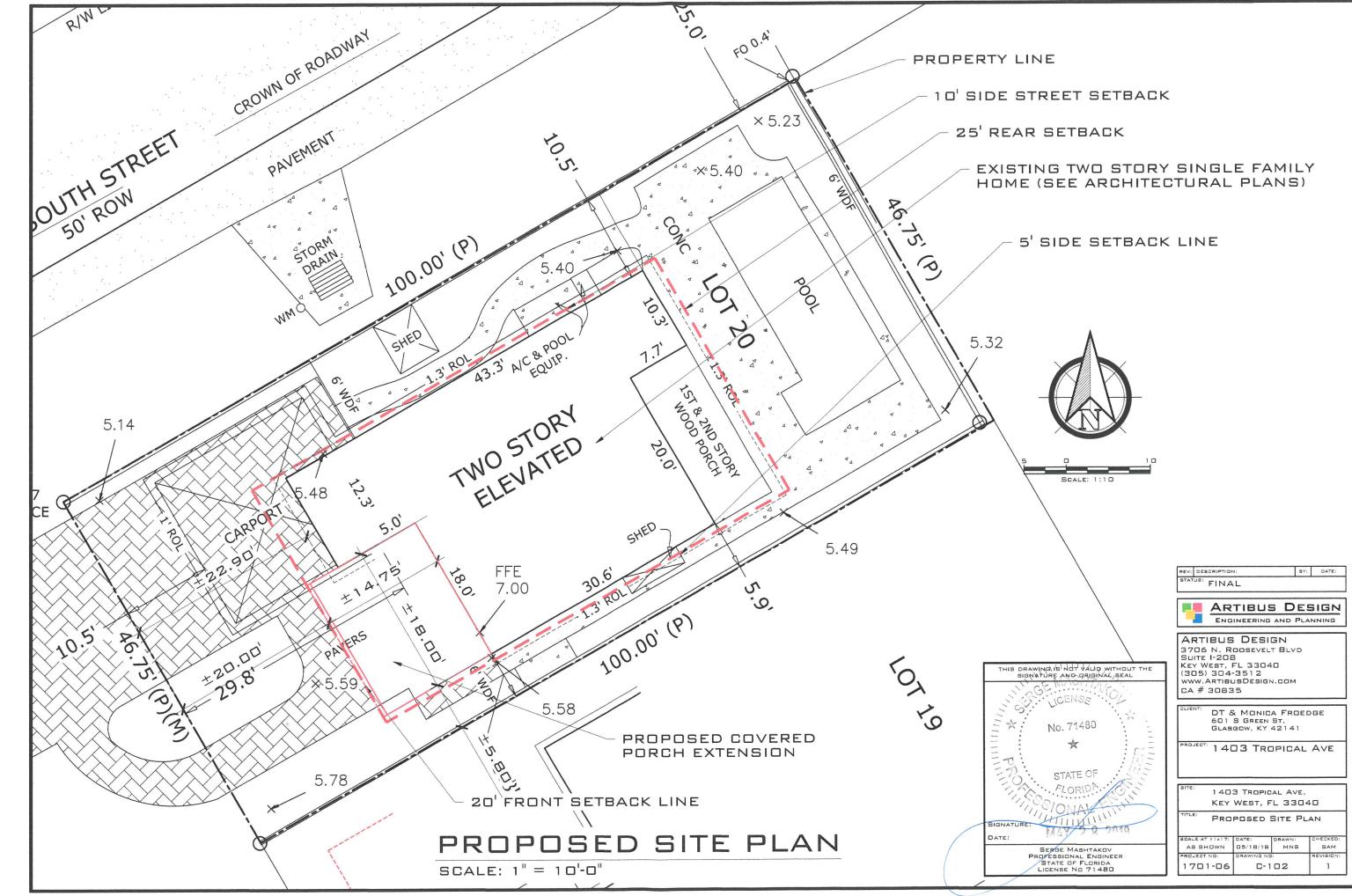
LOCATION MAP:

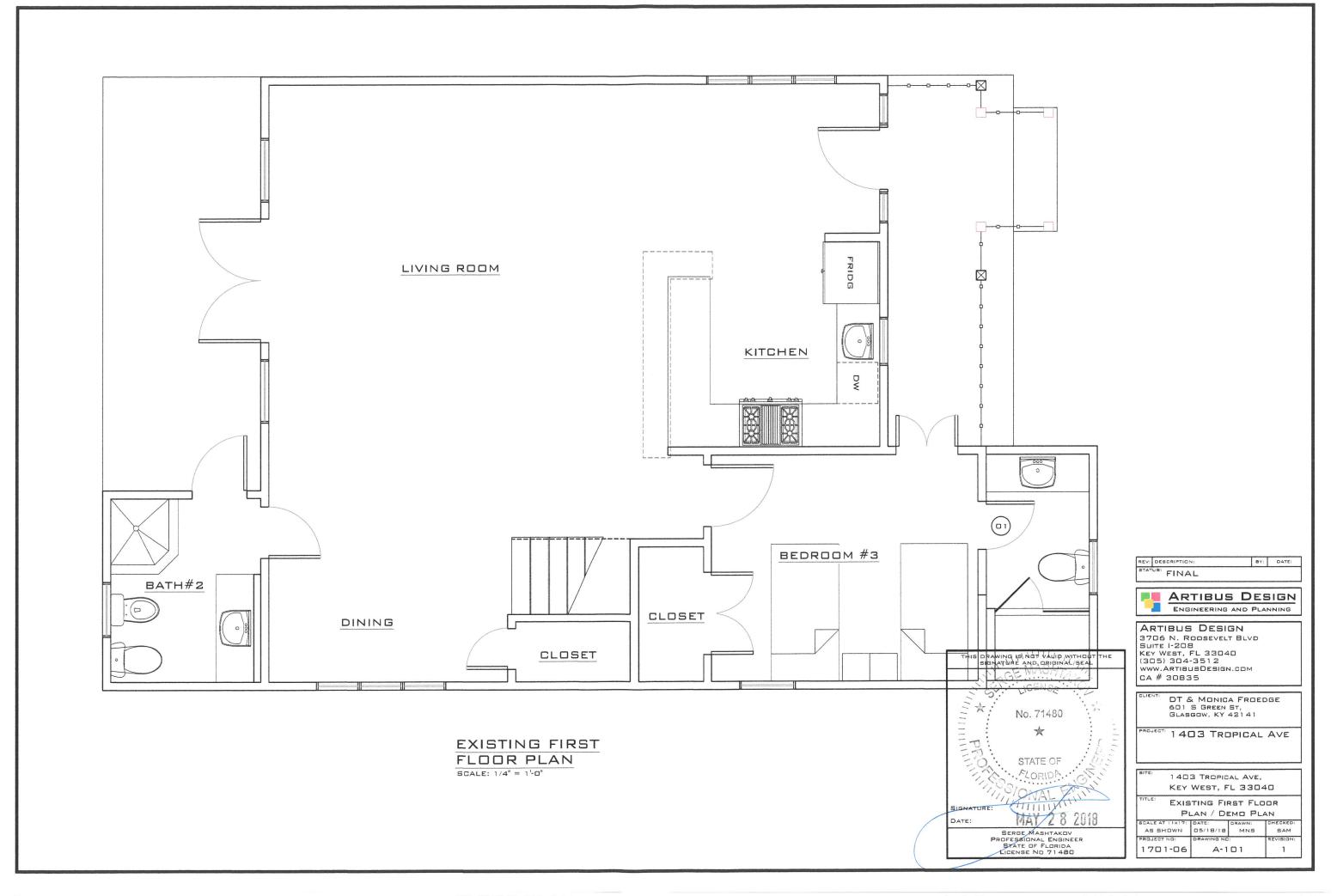
PROJECT LOCATION: 1403 TROPICAL AVE, KEY WEST, FL 33040

CLIENT: DT & MONICA FROEDGE 601 S GREEN ST, GLASGOW, KY 42141

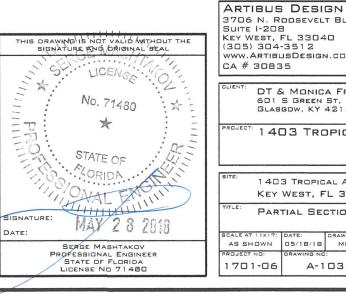
NOTE: NOT FOR CONSTRUCTION FOR PLANNING APPROVAL ONLY











(305) 304-3512 www.ArtibusDesign.com CA # 30835				
CLIENT: DT & MONICA FROEDGE 601 S Green St, Glasgow, KY 42141				
Project: 1403 TROPICAL AVE				
1403 TROPICAL AVE, Key West, FL 33040				
TITLE: PARTIAL SECTION				
AS SHOWN 05/18/18 MNS SAM				
PROJECT NO: DRAWING NO: REVISION: 1701-06 A-103 1				

F. ARTIBUS DESIGN

ENGINEERING AND PLANNING

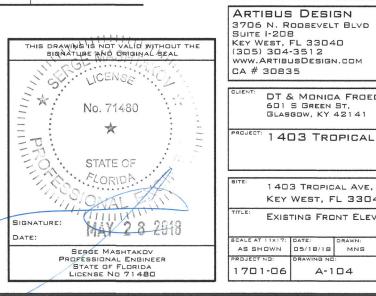
BY: DATE:

STATUS: FINAL



EXISTING FRONT ELEVATION

SCALE: 1/4" = 1'-0"

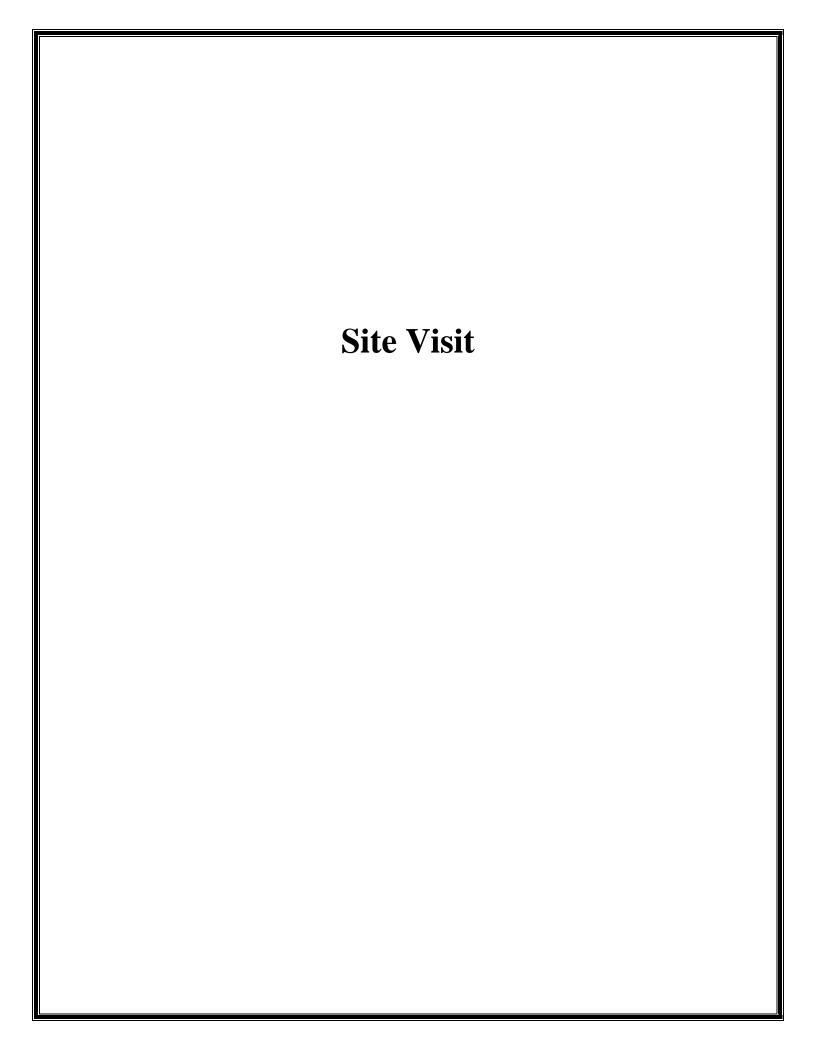


CA # 30835					
CLIENT:					
CLIENT: DT & MONICA FROEDGE 601 S Green St, Glasgow, KY 42141					
PROJECT: 1403 TROPICAL AVE					
SITE:					
1403 TROPICAL AVE,					
KEY WEST, FL 33040					
TITLE: EXISTING FRONT ELEVATION					
	SCALE AT 11X17: DATE: DRAWN: CHECKED:				
AS SHOWN	05/18/18	100000000000000000000000000000000000000	SAM		
PROJECT ND: DRAWING ND: RE			REVISION:		
1701-06 A-104 1					

STATUS: FINAL BY: DATE: 📕 ARTIBUS DESIGN ENGINEERING AND PLANNING



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Additional Information



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	00041720-000000
Account #	1042382
Property ID	1042382
Millage Group	10KW
Location	1403 TROPICAL Ave , KEY WEST
Address	
Legal	KW TROPICAL BLDG AND INVESTMENT CO SUB LOT 20 SQR 6 TR 19 PB1-34
Description	OR224-593/594 OR267-246 OR774-1026D/C OR869-1603/04P/R OR1455-910
	OR1519-2122/23C OR1519-2124/25 OR1667-1562/63 OR2042-2388 OR2408-
	2338D/C OR2612-1746/48
	(Note: Not to be used on legal documents)
Neighborhood	6157
Property	SINGLE FAMILY RESID (0100)
Class	
Subdivision	Tropical Building and Investment Co
Sec/Twp/Rng	05/68/25
Affordable	No
Housing	



Owner

FROEDGE DON TRAVIS	FROEDGE MONICA C
601 S Green St	601 S Green St
Glasgow KY 42141	Glasgow KY 42141

Valuation

		2017	2016	2015	2014
+	Market Improvement Value	\$317,461	\$277,883	\$277,308	\$281,710
+	Market Misc Value	\$38,904	\$40,845	\$35,200	\$32,764
+	Market Land Value	\$386,249	\$381,405	\$477,404	\$559,617
=	Just Market Value	\$742,614	\$700,133	\$789,912	\$874,091
=	Total Assessed Value	\$742,614	\$700,133	\$789,912	\$874,091
-	School Exempt Value	\$O	\$0	\$0	\$0
=	School Taxable Value	\$742,614	\$700,133	\$789,912	\$874,091

Land

Land Use	Number of Units	Unit Type	Frontage	Depth
RESIDENTIAL DRY (010D)	4,675.00	Square Foot	46.7	100

Buildings

AVERAGE WOOD
LOCK
HIP
/B GRND
R DUCTED with 0% NONE
/

FLA	FLOOR LIV AREA	2,098	2,098	0
PTO	PATIO	386	0	0
TOTAL		3,124	2,098	0

Yard Items

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Description	Year Built	Roll Year	Quantity	Units	Grade
BRICK PATIO	2003	2004	1	1032 SF	2
FENCES	2003	2004	1	128 SF	2
FENCES	2003	2004	1	726 SF	2
RES POOL	2013	2014	1	280 SF	4

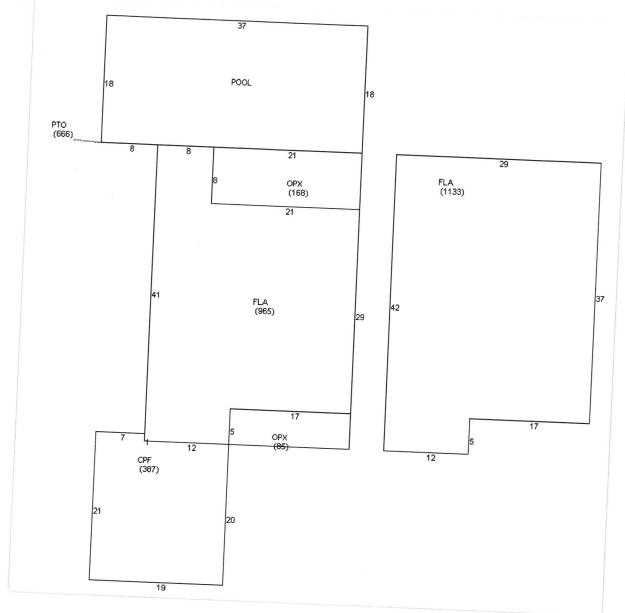
Sales

Sale Date	Sale Price	Instrument	Instrument Number	Deed Book	Deed Page	Sale Qualification	Vacant or Improved
2/4/2013	\$1,035,000	Warranty Deed		2612	1746	02 - Qualified	Improved
12/21/2000	\$269,500	Warranty Deed		1667	1562	Q - Qualified	Improved
5/1/1998	\$300,000	Warranty Deed		1519	2124	M - Unqualified	Vacant

Permits

Number \$	Date Issued ♦	Date Completed €	Amount ¢	Permit Type ♦	Notes 🗢
17- 3490	10/11/2017	10/24/2017	\$2,400	Residential	DRY-IN USING A SELF ADHERED SECONDARY WATER PROOFING BASE SHEET INSTALL TRIM METAL. INSTALL 5-CRIMP 26 GA GAVALUME METAL ROOF. FASTEN METAL USING 2-IN STAINLESS STEEL CAP SCREWS HAUL AWAY DEBRIS.
17- 3398	8/26/2017		\$4,200	Residential	8/24/2017 - ROUGH DRAIN VENT AND WATER LINES FOR THE FOLLOWING 2 TOILETS, 2 SHOWERS AND 2 LAVATORIES.
13- 0402	1/31/2013	3/4/2014	\$100	Residential	WIRING POOL, LIGHT HOOK UP MOTOR & POOL HEATER
13- 0228	1/29/2013	3/4/2014	\$100	Residential	install new 10 x 28 swimming pool and 600 sq foot concrete deck.
07- 4564	10/1/2007	2/20/2008	\$1,675	Residential	INSTALL WIRELESS SECURITY SYSTEM 2,050 SF
04- 2347	7/14/2004	11/2/2004	\$40,000	Residential	INSTALL POOL 10'X28'
01- 2056	6/12/2001	3/23/2003	\$223,864	Residential	NEW SFR

Sketches (click to enlarge)



Photos





Map



No data available for the following modules: Commercial Buildings, Mobile Home Buildings, Exemptions.

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