



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final - Final

Tree Commission

Tuesday, November 13, 2018

5:00 PM

City Hall

ADA Assistance: It is the policy of the City of Key West to comply with all requirements of the Americans with Disabilities Act (ADA). Please call the TTY number 1-800-955-8771 or for voice 1-800-955-8770 or the ADA Coordinator at 305-809-3811 at least five business days in advance for sign language interpreters, assistive listening devices, or materials in accessible format.

ALL VISUAL PRESENTATIONS FOR AGENDA ITEMS MUST BE RECEIVED (24) TWENTY-FOUR HOURS PRIOR TO THE MEETING.

Call Meeting To Order - 5:00 P.M.

Roll Call

Absent 1 - Ms. Pellicier

Present 5 - Ms. Bravo, Ms. Cabanas, Mr. Mellies II, Madam Vice-Chair Sullivan, and Chairman Jackson

Pledge of Allegiance to the Flag

Approval of Agenda

The Agenda was approved as presented unanimously.

Approval of Minutes

1 October 9, 2018

Attachments: [Minutes](#)

A motion was made by Madam Vice-Chair Sue Sullivan, seconded by Commissioner Neil S. Mellies II, that the Minutes be Approved. The motion passed by an unanimous vote.

Action Item

2 Approving 2019 Calendar meeting dates.

Attachments: [2019 Tree Commission Meeting Calendar](#)

A motion was made by Commissioner Denise Bravo, seconded by Madam Vice-Chair Sue Sullivan, that the Action Item be Approved. The motion passed by an unanimous vote.

Old Business

- 3 Approval of Ordinance Revision to Section 110 of the Code of Ordinances to Establish a Heritage Tree Program.

Attachments: [Resolution and Report](#)

A motion was made by Madam Vice-Chair Sue Sullivan, seconded by Commissioner Denise Bravo, that the Action Item be approved. The motion passed by an unanimous vote.

- 4 1515-1525 Bertha Street and 1512 Dennis Street/T2018-0027 and T2018-0033/A.H. of Monroe County Inc & AHI Real Estate
Represented by: Trepanier & Associates, Inc
Requesting Final Landscape Plan Approval with Tree Removal to include the removal of 4-Gumbo Limbo (#10, #75, #84, & #95), 3- Silver Buttonwood (#38, #39, and #89), 2-Yellow Tabebuia trees (#93 and #106), 2-Paradise trees (#5 and #7), 1-Bridalveil trees (#8), 1-Pigeon Plum (#4), 1-Fiddlewood tree (#111), 1-Strangler Fig (#13), 1-Spanish Stopper (#28), 1-Bay Cedar (#90), 1-Crabwood tree (#33), 1-Barbados Cherry tree (#57), 1-Royal Poinciana tree (#73), 1-Orange Geiger (#81), 1-Green Buttonwood tree (#91), 3-Christmas palms (#29, #55, and #74), 4-Washingtonia palms (#15, #121, #122, and #123), 7-Coconut palms (#11, #12, #36, #62, #87, #96, #104), and 1-Alexander palm (#110), the transplantation of 2-Spanish Stopper (#34 and #82), 1-Bridalveil (#3), 1-Shortleaf Fig (#32), 1-Crabwood (#35), 1-Locustberry (#64), 1-Spicewood (#65), 1-Frangipani (#98), 1-Red Stopper (#108), 18-Christmas palms (#16, #17, #19, #20, #22, #23, #25, #26, #27, #51, #53, #61, #71, #76, #78, #92B, #94, and #109), 4-Thatch Palms (#88, #97, #100, #101, and #105), 1-Florida Silver Thatch Palm (#107), and 1-Coconut Palms (#68) offsite, and the transplanting of 1-Black Olive (#1), 1-Gumbo Limbo (#56), 1-Alexander Palm (#43), and 3-Christmas Palms (#44, #45, & #46) on-site. This work is required in order to redevelop the property for housing.

Attachments: [Staff Report - Final Landscape Plan](#)
 [\(LARGE FILE\) Abridged Report - Conceptual Landscape Plan](#)

A motion was made by Madam Vice-Chair Sue Sullivan, seconded by Commissioner Denise Bravo, in accordance with Section 110-327, that the Final Landscape Plan with Tree Removal be approved to include the removal of 4-Gumbo Limbo (#10, #75, #84, & #95), 3- Silver Buttonwood (#38, #39, and #89), 2-Yellow Tabebuia trees (#93 and #106), 2-Paradise trees (#5 and #7), 1-Bridalveil trees (#8), 1-Pigeon Plum (#4), 1-Fiddlewood tree (#111), 1-Strangler

Fig (#13), 1-Spanish Stopper (#28), 1-Bay Cedar (#90), 1-Crabwood tree (#33), 1-Barbados Cherry tree (#57), 1-Royal Poinciana tree (#73), 1-Orange Geiger (#81), 1-Green Buttonwood tree (#91), 3-Christmas palms (#29, #55, and #74), 4-Washingtonia palms (#15, #121, #122, and #123), 7-Coconut palms (#11, #12, #36, #62, #87, #96, #104), and 1-Alexander palm (#110), the transplantation of 2-Spanish Stopper (#34 and #82), 1-Bridalveil (#3), 1-Shortleaf Fig (#32), 1-Crabwood (#35), 1-Locustberry (#64), 1-Spicewood (#65), 1-Frangipani (#98), 1-Red Stopper (#108), 18-Christmas palms (#16, #17, #19, #20, #22, #23, #25, #26, #27, #51, #53, #61, #71, #76, #78, #92B, #94, and #109), 4-Thatch Palms (#88, #97, #100, #101, and #105), 1-Florida Silver Thatch Palm (#107), and 1-Coconut Palms (#68) offsite, and the transplanting of 1-Black Olive (#1), 1-Gumbo Limbo (#56), 1-Alexander Palm (#43), and 3-Christmas Palms (#44, #45, & #46) on-site, to include the replacement of 134.5 caliper inches of approved trees FL#1 and 15 native palms, 4 foot tall, to be incorporated into the landscape plan. The motion passed by an unanimous vote.

New Business

- 5 1615 Washington Street/T2018-0012/Margaret Romero
Requesting approval to remove (2) Royal Poinciana trees.
Attachments: [Report and Application](#)
- A motion was made by Madam Vice-Chair Sue Sullivan, seconded by Commissioner Neil S. Mellies II, in accordance with Section 110-327, the approval to remove (2) Royal Poinciana trees to be replaced with a total of 21 caliper inches of dicot or fruit trees from approved list, FL#1, to be planted on site. The motion passed by an unanimous vote.
- 6 916 Thomas Street/T2018-0043/Thomas St Partners LLC
Represented by: Blue Native of the Florida Keys
Requesting approval to remove (1) Yellow Tabebuia, (1) Mahogany, (1) Royal Poinciana, and (1) Jamaican Caper.
Attachments: [\(LARGE FILE\) Report and Application](#)
- A motion was made by Commissioner Neil S. Mellies II, seconded by Commissioner Tonya Cabanas, in accordance with Section 110-327, the approval to remove one (1) Yellow Tabebuia, one (1) Mahogany, one (1) Royal Poinciana, and one (1) Jamaican Caper tree at 916 Thomas Street to be replaced with 12.9 caliper inches of dicot or fruit trees from approved list, FL#1, to be planted on site. The motion passed by an unanimous vote.
- 7 649 William Street/T2018-0050/Fernand Malouin
Requesting approval to remove (1) Almond tree.
Attachments: [Report and Application](#)
- A motion was made by Madam Vice-Chair Sue Sullivan, seconded by Commissioner Tonya Cabanas, in accordance with Section 110-327, the approval to heavily trim one (1) Almond tree at 649 William Street. The motion passed by an unanimous vote.

- 8 2108 Harris Avenue/T2018-0057/Barry & Ieva Barroso
Represented by: Island Earthworks, Inc
Requesting approval to remove (1) Bottlebrush tree.

Attachments: [Report and Application](#)

A motion was made by Commissioner Denise Bravo, seconded by Madam Vice-Chair Sue Sullivan, that the Action Item be tabled to be heard at the end of the meeting due to a lack of representation. The motion passed by an unanimous vote.
- 9 1217 Knowles Lane/T2018-0066/Kathryn dePoo
Represented by: Nick Downs-A Caring Tree Company
Requesting approval to remove (1) Royal Poinciana tree.

Attachments: [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Denise Bravo, seconded by Madam Vice-Chair Sue Sullivan, in accordance with 110-327, the approval of the removal of one (1) Royal Poinciana tree at 1217 Knowles Lane to be replaced with 15.2 caliper inches of dicot or fruit trees from approved list, FL#1, to be planted on site. The motion passed by an unanimous vote.
- 10 1111 Georgia Street/T2018-0078/City of Key West
Represented by: Karen DeMaria
Requesting approval to remove (2) Royal Poinciana trees.

Attachments: [\(LARGE FILE\) Report and Application](#)

A motion was made by Madam Vice-Chair Sue Sullivan, seconded by Commissioner Tonya Cabanas, in accordance with 110-327, the approval for the removal of two (2) Royal Poinciana trees at 1111 Georgia Street along the Eliza side right-of-way to be replaced with a total of 29.3 caliper inches of dicot or fruit trees from approved list, FL#1, to be planted on City property. The motion passed by an unanimous vote.
- 11 3228 Flagler Avenue/T2018-0088/Land 10031, LLC c/o Uphoff
Investments, LLC
Represented by: Trepanier & Associates, Inc
Requesting Final Landscape Plan Approval with Tree Removal to include the removal of (1) Gumbo Limbo tree.

Attachments: [\(LARGE FILE\) Report and Application](#)

A motion was made by Madam Vice-Chair Sue Sullivan, seconded by Commissioner Denise Bravo, in accordance with Section 110-327, the approval of the Final Landscape Plan With Tree Removal at 3228 Flagler Avenue to include the removal of (1) Gumbo Limbo tree to be replaced with 3.3 caliper inches of native dicot and/or fruit trees from the approved list to be incorporated into the landscape plan. The motion passed by an unanimous vote.
- 12 717 Galveston Lane/T2018-0090/Edgar Houston
Requesting approval to remove (1) Mango tree.

Attachments: [Report and Application](#)

A motion was made by Commissioner Neil S. Mellies II, seconded by Madam Vice-Chair Sue Sullivan, in accordance with 110-327, the approval for the removal of one (1) Mango tree at 717 Galveston Lane to be replaced with 6 caliper inches of dicot or fruit trees from approved list, FL#1, to be planted on site. The motion passed by an unanimous vote.

8 2108 Harris Avenue/T2018-0057/Barry & Ieva Barroso
Represented by: Island Earthworks, Inc
Requesting approval to remove (1) Bottlebrush tree.

Attachments: [Report and Application](#)

A motion was made by Madam Vice-Chair Sullivan, seconded by Commissioner Bravo to remove Item No. 8 from the table. The motion passed by a unanimous vote.

A motion was made by Commissioner Neil S. Mellies II, seconded by Commissioner Denise Bravo, in accordance with Section 110-327, the approval for the removal of one (1) Bottlebrush tree at 2108 Harris Avenue to be replaced with 10.4 caliper inches of dicot or fruit trees from approved list, FL#1, to be planted on site. The motion passed by an unanimous vote.

Administrative Hearings

13 3401 Eagle Avenue/Marcia & Carl Davis (owner)
Respondant: Marcia and Carl Davis
The removal of (1) protected Mahogany tree and (1) regulated Alexander
Palm without benefit of a tree removal permit.

Attachments: [Hearing Notice and Report](#)

A motion was made by Madam Vice-Chair Sue Sullivan, seconded by Commissioner Denise Bravo, in accordance with 110-291, that the City of Key West enter into a compliance settlement agreement with the property owner the removal of (1) protected Mahogany tree and (1) regulated Alexander Palm without a permit. The property owner agreed to replant a total of 8" caliper inches of approved dicot or fruit trees from the approved list, FL #1 and 2-4 foot tall native palms, to be planted on site. The motion passed by an unanimous vote.

14 1301 Truman Avenue/1301 Truman LLC (owner)
Respondant: 1301 Truman LLC
Removal of (2) protected Royal Poinciana trees without benefit of a tree removal permit.

Attachments: Hearing Notice and Report

A motion was made by Commissioner Neil S. Mellies II, seconded by Commissioner Tonya Cabanas, in accordance with Section 110-291 that the City of Key West enter into a compliance settlement agreement with the property owner the removal of (2) protected Royal Poinciana Trees without a

permit. The property owner's representative agreed to replant a total of 71 caliper inches of approved FL #1 dicot or fruit trees to be planted on site or in the area and to ground out the stump from the Old Poinciana trees. The motion passed by an unanimous vote.

15

1122 Seminary Street/David & Karyn Brickner (owner)
Respondant: South Garden Landscaping
Removal of (2) protected Pigeon Plum trees without benefit of a tree removal permit.

Attachments: [Hearing Notice and Report](#)

A motion was made by Commissioner Neil S. Mellies II, seconded by Commissioner Tonya Cabanas, in accordance with Section 110-291, that the City of Key West enter into a compliance agreement with the property owner and the respondent for the removal of (2) protected Pigeon Plum trees without a permit. The contractor (respondent) agreed to pay a fine assessed at \$500.00. The property owner was requested to replant a total of 30 caliper inches of approved FL #1 dicot or fruit trees to be planted on site or on City property. The motion passed by an unanimous vote.

16

1301 1st Street/Charles Wicht (owner)
Respondant: Charles Wicht
Improper trimming of (1) Gumbo Limbo, (1) Strangler Fig, and (1) Green Buttonwood tree. Work also done without benefit of a heavy maintenance trimming permit.

Attachments: [\(LARGE FILE\) Hearing Notice and Report](#)

A motion was made by Commissioner Denise Bravo, seconded by Commissioner Tonya Cabanas, that the Action Item be Postponed to the December 11 Tree Commission meeting due to a lack of representation. The motion passed by an unanimous vote.

17

Reports

Attachments: [October Monthly Report](#)

Urban Forestry Manager's Report

Assistant City Attorney's Report

Public Comment

Commissioner's Report

Adjournment - 6:20 P.M.