



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

Tree Commission

Tuesday, December 8, 2020

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 (POWER POINT ONLY) FOR AGENDA ITEMS MUST BE RECEIVED IN THE CITY CLERK'S OFFICE (24) TWENTY-FOUR HOURS PRIOR TO THE MEETING.

You may attend/participate virtually by telephoning 301-715-8592 Meeting ID: 956 3454 9228, Passcode: 905155 or online at <https://zoom.us/j/95634549228> Passcode: 905155

Call Meeting To Order - 5:01 PM

Roll Call

Present 7 - Commissioner Bravo, Commissioner Cabanas, Commissioner Cunningham, Commissioner McRAE, Commissioner Stotts, Chairman Jackson, and Commissioner Pope

Commissioner Stotts arrived after roll call at 5:08 PM.

Pledge of Allegiance to the Flag

Approval of Agenda

The agenda was approved as amended.

Approval of Minutes

1 November 10, 2020 (Regular)

Attachments: [Minutes](#)

A motion was made by Commissioner Bravo, seconded by Vice Chair Pope, that the Minutes be Approved. The motion passed by an unanimous vote.

Action Items**- New Business**

- 2 WITHDRAWN
1122 Virginia Street/T2020-0245/Brian & Cynthia Cahill
Requesting approval to remove one (1) Sour Orange tree.

Attachments: [Report and Application](#)
 [Application Withdrawn-Tree Dead 12-7-20](#)
- Withdrawn
- 3 1122 Southard Street/T2020-0327/Terry Sullivan-Miller and
Sullivan Joint Revocable Trust
Represented by: Kenneth King
Requesting approval to remove one (1) Royal Poinciana
and one (1) Avocado tree.

Attachments: [Report and Application](#)
- A motion was made by Commissioner Bravo, seconded by Commissioner
Cabanas, in accordance with sec. 110.327 to approve the removal of one (1)
Royal Poinciana and one (1) Avocado tree at 1122 Southard Street to be
replaced with 24 caliper inches of native dicot or fruit trees from the approved
list, FL #1, to be planted on site. The motion passed by an unanimous vote.
- 4 1924 Seidenberg Avenue-2nd Street
ROW/T2020-0339/City of Key West
Represented by: Karen DeMaria
Requesting approval to remove one (1) Royal Poinciana
tree located in the 2nd Street right of way area. Half of the
tree canopy broke off the main trunk in August 2020.

Attachments: [\(LARGE FILE\) Report and Application](#)
- A motion was made by Commissioner Bravo, seconded by Commissioner
McRAE, in accordance with sec. 110.327 to approve the removal of one (1)
Royal Poinciana located in the 2nd Street right of way area to be replaced
with 18.4 caliper inches of native dicot or fruit trees from the approved list, FL
#1, to be planted on site. The motion passed by an unanimous vote.

- Heritage Tree Review

- 5 1600 N. Roosevelt Blvd/City of Key West
The nomination of one (1) Lignum Vitae and one (1) Autograph tree to the City Heritage Tree Program.
- Attachments:** [Application and Report](#)
- A motion was made by Commissioner McRAE, seconded by Vice Chair Pope, that the Action Item be Approved. The motion passed by an unanimous vote.
- 6 Bayview Park-Jose Marti Drive/City of Key West
The nomination of two (2) Gumbo Limbo trees and associated bench area to the City Heritage Tree Program.
- Attachments:** [Application and Report](#)
- A motion was made by Vice Chair Pope, seconded by Commissioner Stotts, that the Action Item be Approved. The motion passed by a unanimous vote
- 7 724 Truman Avenue/the Most Rev. Thomas G. Wenski, the Archbishop of Miami
The nomination of one (1) Mahogany, one (1) Tamarind, and one (1) Lignum Vitae tree located on the Basilica of St. Mary Star of the Sea property to the City Heritage Tree Program.
- Attachments:** [Application and Report](#)
- A motion was made by Commissioner Stotts, seconded by Commissioner Bravo, that the Action Item be Approved. The motion passed by an unanimous vote.
- 8 724 Eaton Street/Dr. Shirley Freeman
The nomination of one (1) Sapodilla tree to the City Heritage Tree Program.
- Attachments:** [Application and Report](#)
- A motion was made by Commissioner Bravo, seconded by Commissioner Cunningham, that the Action Item be Approved. The motion passed by an unanimous vote.
- 9 2213 Fogarty Avenue/Diane DiBlasi
The nomination of one (1) Copernicia palm to the City Heritage Tree Program.
- Attachments:** [Application and Report](#)
- A motion was made by Commissioner Stotts, seconded by Commissioner Bravo, that the Action Item be Approved. The motion passed by an unanimous vote.

- 10 1414 Leon Street/Susan Bailey and the City of Key West
The nomination of one (1) Green Buttonwood tree to the
City Heritage Tree Program.

Attachments: [Application and Report](#)

A motion was made by Commissioner Bravo, seconded by Vice Chair Pope,
that the Action Item be Approved. The motion passed by an unanimous vote.

- 11 1006 Southard Street/Laurie Bjorklund
The nomination of one (1) Spanish Lime tree to the City
Heritage Tree Program.

Attachments: [Application and Report](#)

A motion was made by Commissioner McRAE, seconded by Commissioner
Bravo, that the Action Items be Approved. The motion passed by an
unanimous vote.

- 12 825 Johnson Lane/Ian Brockway
The nomination of one (1) Spanish Lime tree to the City
Heritage Tree Program.

Attachments: [Application and Report](#)

A motion was made by Commissioner Bravo, seconded by Vice Chair Pope,
that the Action Item be Approved. The motion passed by an unanimous vote.

- 13 806 Virginia Street/Carol Prahinski & Flemming Mathiasen
The nomination of one (1) Mango tree to the City Heritage
Tree Program.

Attachments: [Application and Report](#)

A motion was made by Commissioner Bravo, seconded by Commissioner
Stotts, that the Action Item be Approved. The motion passed by an unanimous
vote.

- 14 938 Whitehead Street/Monroe County
The nomination of one (1) Banyan Ficus tree located at the
Key West Lighthouse to the City Heritage Tree Program.

Attachments: [Application and Report](#)

A motion was made by Commissioner Bravo, seconded by Vice Chair Pope,
that the Action Item be Approved. The motion passed by an unanimous vote.

- Administrative Hearings

- 15 3402 Eagle Avenue/TC2020-00031/RCJB Properties
Respondent: RCJB Properties-Richard Barthelemy
Removal of one (1) Royal Poinciana and one (1) Silver
Buttonwood without benefit of a tree removal permit and
excavation in the primary root zone of a Gumbo Limbo tree
clump located on the City right of way, for the placement of
pool equipment.

Attachments: [Administrative Notice](#)
 [Report and Information](#)
 [Renotice](#)

A motion was made by Commissioner Bravo, seconded by Commissioner McRAE, in accordance with Sec. 110-291, that the City of Key West enter into a compliance settlement agreement with the respondent, RCJB Properties - Richard Barthelemy for removal of one (1) Royal Poinciana and one (1) Silver Buttonwood without benefit of a tree removal permit and excavation in the primary root zone of a Gumbo Limbo tree clump located on the City right of way, for placement of pool equipment. The respondent agrees to pay a fine of \$250. The motion passed by an unanimous vote.

- 16 514 Frances Street/TC2020-00037
Respondent: Como Keys LLC/Como Keys Propane
The abuse of a Royal Poinciana tree during excavation at a
construction site. Tree protection was not used and the tree
trunk was damaged.

Attachments: [Notice and Report](#)

A motion was made by Vice Chair Pope, seconded by Commissioner Stotts, in accordance with Sec. 110-291, that the City of Key West enter into a compliance settlement agreement with the respondent, Como Keys LLC/Como Keys Propane, for the abuse of a Royal Poinciana tree during excavation at a construction site. The respondent agrees to pay a fine of \$250 with the stipulation that a certified arborist will review the tree in one (1) year and provide documentation regarding the health and condition of the tree. If the Royal Poinciana tree is declining, then the respondent shall replace the tree on-site with a tree similar, of reasonable size and species. The motion passed by an unanimous vote.

- 17 1526 Washington Street/TC2020-00039/William Ciupinski
Removal of one (1) Silver Buttonwood tree without benefit
of a tree removal permit.

Attachments: [Notice and Report](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cabanas, in accordance with Sec. 110-291, that the City of Key West enter into a compliance settlement agreement with the property owner, William Ciupinski, for the removal of one (1) Silver Buttonwood tree without benefit of a tree removal permit. The property owner agrees to replace with four (4) caliper inches of dicot or fruit trees from the approved list, FL #1, on site. The motion passed by an unanimous vote.

Reports

- 18 Urban Forestry Manager's Report

Attachments: [November 2020 Monthly Report](#)
[Avoiding Tree & Utility Conflicts](#)
[Avoiding Tree Damage During Construction](#)
[Treatment of Trees Damaged by Construction](#)
[IFAS-FL's Urban Forest: A Valuation of Benefits](#)
[IFAS-Comparison of Community Leader Perceptions on Urban Forests](#)

Received and Filed

- 19 Assistant City Attorney's Report

Received and Filed

Public Comment

Commission Comments

Adjournment - 6:07 PM