



# City of Key West, FL

City Hall  
1300 White Street  
Key West FL 33040

## Action Minutes - Final

### Tree Commission

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Tuesday, May 7, 2024

5:00 PM

City Hall

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**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.

**FOR VISUAL PRESENTATIONS:** For City Commission meetings the City Clerk's Office will need a copy of all presentations for the agenda at least 7 days before the meeting.

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

#### Roll Call

**Absent** 2 - Commissioner Fuller, and Vice Chair Pope

**Present** 4 - Commissioner Cabanas, Commissioner Cullen, Commissioner Cunningham, and Chairman McRAE

#### Pledge of Allegiance to the Flag

**Approval of Agenda - The agenda was unanimously approved as presented.**

#### Administering the Oath by the Clerk of the Commission

#### Approval of Minutes

1 April 2, 2024

Attachments: [Minutes](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cabanas, to approve the Minutes. The motion passed unanimously.

#### Presentations

2 POSTPONED to June 4, 2024  
General Obligation Bond Presentation

Presenter: Alison Higgins-Sustainability Coordinator, City of Key West

Received and Filed

### Action Items

- 3 2208 Harris Avenue/T2024-0093/Nicholas Formico  
Represented by: Clifton Turner-Shorty's Tree & Lawn Care LLC  
Requesting approval to remove (1) Gumbo Limbo and (1) Wild Tamarind tree.

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

A motion was made by Commissioner Cunningham, seconded by Commissioner Cabanas, that in accordance with Sec.110-327, to approve the removal of (1) Gumbo Limbo and (1) Wild Tamarind tree, at 2208 Harris Avenue to be replaced with 59.9 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 4 401 South Street/T2024-0095/Dennis & Allyson Sheckler  
Represented by: Keith Oropeza, Landscape Architect  
Requesting approval to remove (1) Silver Buttonwood tree.

Attachments: [Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Silver Buttonwood tree, at 401 South Street to be replaced with 5.9 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 5 45 Spoonbill Way/T2024-0097/Tyler Patterson  
Represented by: Clifton Turner-Shorty's Tree & Lawn Care LLC  
Requesting approval to remove (1) Horseflesh Mahogany tree.

Attachments: [Report and Application](#)

A motion was made by Commissioner Cabanas, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Horseflesh Mahogany tree, at 45 Spoonbill Way to be replaced with 12.2 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

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- 6 1011 South Street/T2024-0106/Catherine Lippincott  
Represented by: Clifton Turner-Shorty's Tree & Lawn Care  
LLC  
Requesting approval to remove (1) Mango tree.  
**Attachments:** [Report and Application](#)  
  
A motion was made by Commissioner Cunningham, seconded by  
Commissioner Cullen, that in accordance with Sec.110-327, to approve the  
removal of (1) Mango tree, at 1011 South Street to be replaced with 12.6 caliper  
inches of dicot or fruit trees from the approved list, FL#1 to be planted on site.  
The motion passed by unanimous vote.
- 7 610 Duval Street/T2024-0112/610 Property Management  
LLC-Michael Mayer  
Represented by: Clifton Turner-Shorty's Tree & Lawn Care  
LLC  
Requesting approval to remove (1) Strangler Fig tree.  
**Attachments:** [Report and Application](#)  
  
A motion was made by Commissioner Cunningham, seconded by  
Commissioner Cullen, that in accordance with Sec.110-327, to approve the  
removal of (1) Strangler Fig tree, at 610 Duval Street to be replaced with 27.5  
caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted  
on site. The motion passed by unanimous vote.
- 8 1125 Duval Street/TP2024-0001/Patrick T. Hegerty &  
Christopher Rounds  
Represented by: Gregory S. Oropeza, Esq-Oropeza,  
Stones & Cardenas, PLLC  
Requesting Conceptual Landscape Plan approval to include  
the removal of (2) Foxtail Palms and (2) Christmas Palms.  
**Attachments:** [Report and Application](#)  
  
A motion was made by Commissioner Cunningham, seconded by  
Commissioner Cullen, to approve the conceptual landscape plan as presented,  
accepting that less than 70% of new plantings shall be native species, and to  
include the removal of (2) Foxtail Palms and (2) Christmas Palms. The motion  
passed unanimously.
- 9 811 Washington Street/T2024-0113/Casa Marina Estates  
Homeowners Association-Monte Hay  
Represented by: John Hartman  
Requesting approval to remove (1) Gumbo Limbo tree.  
**Attachments:** [Report and Application](#)

A motion was made by Commissioner Cabanas, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Gumbo Limbo tree, at 811 Washington Street to be replaced with 10.2 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 10 719 Washington Street/T2024-0116/Ofack Development  
Group-Raymond Vazquez  
Represented by: John Hartman  
Requesting approval to remove (1) Sacred Fig tree.

Attachments: [Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cabanas, that in accordance with Sec.110-327, to approve the removal of (1) Sacred Fig tree, at 719 Washington Street to be replaced with 4.1 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 11 624 White Street/T2024-0117/Key West Literary Seminar,  
Inc-Arlo Haskell  
Represented by: John Hartman  
Requesting approval to remove (2) Royal Poinciana, (1)  
Avocado, and (1) Pink Tabebuia tree.

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

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (2) Royal Poinciana trees, (1) Avocado tree, and (1) Pink Tabebuia tree, at 624 White Street to be replaced with 44.6 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 12 719 South Street/T2024-0124/Red Palm Rentals  
LLC-Margaret Pedersen  
Represented by: Kenneth King  
Requesting approval to remove (2) Royal Poinciana trees.

Attachments: [Report and Application](#)

[Tree 3 Report](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Royal Poinciana tree (designated as Royal Poinciana #3 on drawings), at 719 South Street to be replaced with 9.8 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site, and to postpone the removal of the tree designated Royal Poinciana #1 on drawings until more information is received from Keys Energy regarding placement of the electric

pole in that vicinity. The motion passed by unanimous vote.

- 13 915 Eisenhower Drive/T2024-0126/Pelican Landing A  
Private Fishing Condominium Inc-Sloan Kiser  
Represented by: Anthony Floyd  
Requesting approval to remove (2) Sea Grape trees.

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

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (2) Sea Grape trees, at 915 Eisenhower Drive to be replaced with 34.5 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 14 700 Amelia Street/T2024-0128/George & Marcia Halloran  
Represented by: Kenneth King  
Requesting approval to remove (1) Cherry tree.

**Attachments:** [Report and Application](#)

A motion was made by Commissioner Cabanas, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Cherry tree, at 700 Amelia Street to be replaced with 11.2 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 15 1109 Windsor Lane/T2024-0134/Denise KW LLC-Denise  
Roberts  
Represented by: Cynthia's Blue Palms LLC-Cynthia  
Domenech-Coogle  
Requesting approval to remove (1) Royal Poinciana tree.

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

A motion was made by Commissioner Cabanas, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Royal Poinciana tree, at 1109 Windsor Lane to be replaced with 3.9 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site, or a mitigation fee paid to the City tree fund as per City code. The motion passed by unanimous vote.

- 16 500-899 South Street & 1300-1399 Reynolds  
Street/T2024-0130/City of Key West  
Represented by: Ryan Stachurski-Multimodal Coordinator,  
Engineering Department  
Requesting approval to remove (1) Royal Poinciana and (1)  
White Indigo Berry tree. South Street is being redesigned

to improve pedestrian and bicyclist transportation. New tree wells, identified parking areas, and repaving of the roadway are also part of the project that includes the removal of (16) Coconut Palms, (10) Christmas Palms, and (2) Queen Palms and the transplanting of (5) Thatch palms, offsite. One not regulated Black Olive tree will also be removed.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Royal Poinciana and (1) White Indigo Berry tree in the 600 block of South Street and the 1300 block of Reynolds Street to be replaced in the upcoming South Street redesign. The motion passed unanimously.

- 17                    1612 Bahama Drive/T2024-0103/Bruce Anspaugh  
Represented by: Kenneth King  
Requesting approval to remove (1) Gumbo Limbo tree.

**Attachments:**     [Report and Application](#)

A motion was made by Commissioner Cabanas, seconded by Commissioner Cullen, that in accordance with Sec.110-327, to approve the removal of (1) Gumbo Limbo tree, at 1612 Bahama Drive to be replaced with 30 caliper inches of dicot or fruit trees from the approved list, FL#1 to be planted on site. The motion passed by unanimous vote.

- 18                    POSTPONED to June 4, 2024  
Resolution for reporting violations of Florida Statute  
163.045 to the International Society of Arboriculture (ISA).  
Postponed until June 4, 2024.

- 19                    POSTPONED to June 4, 2024  
Resolution for increase of City canopy and "green  
inventory".  
Postponed until June 4, 2024.

### **Administrative Hearing**

- 20                    1015 Fleming Street-Eden House/TC2024-0005/1015  
Fleming St LLC  
Respondents: Eden House and Blue Scapes Corp  
Two protected Gumbo Limbos, (1) regulated dicot tree, (1)  
Coconut Palm, and (14) assorted regulated palms have

been removed from 1015 Fleming Street without benefit of removal permits. Also, (1) Spanish Lime tree has been heavily trimmed without benefit of a permit.

**Attachments:** [Administrative Hearing Notice](#)  
[Staff Report](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, to approve a compliance settlement agreement with the respondents at 1015 Fleming Street, to include the replacement of three canopy trees in coordination with the Urban Forestry Manager, for a total of 45" caliper inches by the property owner, and a \$3,600 fine and \$250 administrative fee to be paid by Blue Scapes Corp, in addition to mandatory training with the Urban Forestry Manager. The motion passed unanimously.

## Reports

21

City Attorneys Report

Urban Forestry Manager's Report

**Attachments:** [April 2024 Monthly Report](#)

Received and Filed

## Public Comments

## Commissioner Comments

Adjournment - 6:45 P.M.