



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

Tree Commission

Tuesday, June 11, 2019

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.

Call Meeting To Order

Absent 1 - Mr. Mellies II

Present 6 - Ms. Bravo, Ms. Cabanas, Ms. McRae, Mr. Pope, Mr. Stotts, and Chairman Jackson

Roll Call

Pledge of Allegiance to the Flag

Approval of Agenda

The agenda was approved unanimously as presented.

Approval of Minutes

1 May 13, 2019

Attachments: [Minutes](#)

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

Old Business

2 607-609 Ashe Street/T2019-0189/The Huey Trust
Represented by: The Huey Trust and John Mumford
Requesting approval to remove (1) Paradise tree.

Attachments: [Report and Updated Application](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cabanas, in accordance with Sec.110-327, the approval to remove (1) Paradise tree, at 607-609 Ashe Street, to be replaced with 8.2 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion carried by the following vote:

No: 2 - Commissioner Pope, and Commissioner Stotts

Absent: 1 - Commissioner Mellies II

Yes: 4 - Commissioner Bravo, Commissioner Cabanas, Commissioner McRae, and Chairman Jackson

New Business

- 3** 627 Caroline Street/T2019-0103/Santino & Celia Salvatore
Represented by: Brian Olson
Requesting approval to remove (1) Strangler Fig.

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

A motion was made by Commissioner Bravo, seconded by Commissioner Cabanas, in accordance with Sec.110-327, the approval to remove (1) Strangler Fig tree, at 627 Caroline Street to be replaced with 10.5 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion carried by the following vote:

No: 1 - Commissioner Pope

Absent: 1 - Commissioner Mellies II

Yes: 5 - Commissioner Bravo, Commissioner Cabanas, Commissioner McRae, Commissioner Stotts, and Chairman Jackson

- 4** 2119 Flagler Avenue/T2019-0203/Liudmyla Pacelli
Requesting approval to remove (1) Strangler Fig tree.

Attachments: [Report and Application](#)

A motion was made by Commissioner Denise Bravo, seconded by Commissioner Russell Pope, in accordance with Sec.110-327, the approval to remove (1) Strangler Fig tree, at 2119 Flagler Avenue to be replaced with 22.9 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion passed by a unanimous vote.

- 5** 325 Duval Street/T2019-0216/Georgia Favelli
Represented by: John Hartman
Requesting approval to remove (1) Tamarind tree.

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

A motion was made by Commissioner Denise Bravo, seconded by

Commissioner Tonya Cabanas, in accordance with Sec.110-327, the approval to remove (1) Tamarind tree, at 325 Duval Street to be replaced with 8.5 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion passed by a unanimous vote.

- 6 915 Pohalski Street/T2019-0217/Brian Plate
Requesting approval to remove (1) Royal Poinciana tree.

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

A motion was made by Commissioner Denise Bravo, seconded by Commissioner Misha McRae, in accordance with Sec.110-327, the approval to remove (1) Royal Poinciana tree, at 915 Pohalski Street, to be replaced with 19.2 caliper inches of Royal Poinciana, to be planted on site or donated. The motion passed by an unanimous vote.

- 7 3824 & 3840 N. Roosevelt Blvd/T2019-0225 & T2019-0226/SC Key West VII LP & SE Key West VII LP
Represented by: Oropeza, Stones & Cardenas PLLC
Requesting Conceptual Landscape Plan approval for a major development plan to create a waterpark area.

Attachments: [\(LARGE FILE\) Update Landscape Plan 6-10-19](#)
 [Staff Report 2](#)
 [\(LARGE FILE\) Report and Application](#)

A motion was made by Commissioner Denise Bravo, seconded by Commissioner Tonya Cabanas, to accept the conceptual landscape plan at 3824 & 3840 N. Roosevelt Blvd. The motion passed by an unanimous vote.

- 8 WITHDRAWN
100 Blk Southard Street ROW/T2019-0240/The Truman Annex Master Property Owner's Association Inc
Represented by: DOT Palm
Requesting approval to remove (1) Royal Poinciana tree.

Attachments: [Request to Withdraw Application](#)
 [Report and Application](#)

Withdrawn

- 9 3742 Eagle Avenue/T2019-0243/David Swiderski
Represented by: Sean Creedon-Treeman
Requesting approval to remove (1) Black Olive and (1) Mahogany tree.

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

A motion was made by Commissioner Pope, seconded by Commissioner Stotts, in accordance with Sec.110-327, the approval to remove (1) Black Olive tree, at 3742 Eagle Avenue, to be replaced with 2.6 caliper inches of dicot or fruit

trees from the approved list, FL#1, to be planted on site. The motion passed by a unanimous vote.

A second motion was made by Commissioner Pope, seconded by Commissioner Stotts, in accordance with Sec. 110-328(1) and Sec. 110-328(2) that the removal of (1) Mahogany tree at 3742 Eagle Avenue be denied due to the species, size, champion tree status, historical importance and/or condition of the tree make it a unique or rare specimen, and due to the size or location of the tree makes it substantial in and easily accessible to public view. The motion carried by the following vote:

No: 2 - Commissioner Cabanas, and Chairman Jackson

Absent: 1 - Commissioner Mellies II

Yes: 4 - Commissioner Bravo, Commissioner McRae, Commissioner Pope, and Commissioner Stotts

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411 Louisa Street/T2019-0246/Leo Waters
Represented by: Sean Creedon-Treeman, LLC
Requesting approval to remove (1) Tropical Almond tree.

Attachments: [\(LARGE FILE\) Report and Application](#)
[Public Comment-411 Louisa 6-10-19.pdf](#)

A motion was made by Commissioner Cabanas, seconded by Commissioner Bravo, in accordance with Sec.110-327, the approval to remove (1) Tropical Almond tree, at 411 Louisa Street to be replaced with 15.8 caliper inches of dicot or fruit trees from the approved list, FL#1, to be planted on site. The motion carried by the following vote:

No: 2 - Commissioner Pope, and Commissioner Stotts

Absent: 1 - Commissioner Mellies II

Yes: 4 - Commissioner Bravo, Commissioner Cabanas, Commissioner McRae, and Chairman Jackson

Administrative Hearing

11

3539 Eagle Avenue/Donald Trujillo (owner)
Respondent: Gustavo Galo
Approximately twenty two (22) assorted, regulated palms have been removed from the property without benefit of a removal permit.

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

A motion was made by Commissioner Jeff Stotts, seconded by Commissioner Russell Pope, in accordance with Sec. 110-291, that the City of Key West enter into a compliance settlement agreement with the property owner and respondent, the requirement to replant 30 caliper inches of dicot trees from the approved tree list, FL #1, to be planted on site for the removal of 22 regulated palm trees at 3539 Eagle Avenue, without benefit of a permit. The property owner has 6 months after all building permits are closed to comply with the agreement. The motion passed by a unanimous vote.

- 12 5860 College Road/Lower FL Keys Hospital Dist
Respondent: Key West Health & Rehabilitation Center
The improper and unauthorized trimming of (1) Strangler Fig tree without benefit of a heavy maintenance trimming permit.

Attachments: [Notice and Report](#)

A motion was made by Commissioner Misha McRae, seconded by Commissioner Denise Bravo, in accordance with Sec. 110-291, that the City of Key West enter into a compliance settlement agreement with the property manager, with conditions to include the hiring of a certified arborist to trim the tree in 6 months, to monitor the tree, and in 3 years have tree re-evaluated by arborist for the improper trimming of a Strangler Fig tree at 5860 College Road/Key West Health & Rehabilitation Center without benefit of a permit. The motion passed by a unanimous vote.

- 13 1119 White Street/Island Homes Key West LLC
Respondents: Island Homes Key West LLC & Par-Con, Inc
The removal of (7) Silver Buttonwood trees without benefit of a tree removal permit.

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

A motion was made by Commissioner Misha McRae, seconded by Commissioner Jeff Stotts, in accordance with Sec. 110-291, that the City of Key West enter into a compliance settlement agreement with the property owner and contractor, the requirement to replant 35 caliper inches of dicot trees from the approved tree list, FL#1, to be planted on site and incorporated in the landscape plan for the removal of 7 Silver Buttonwood trees at 1119 White Street without benefit of a permit. The motion passed by a unanimous vote.

Reports

- 14 Urban Forestry Manager's Report

Attachments: [June 2019 Royal Poinciana Tree Proclamation](#)
 [May 2019 Monthly Report](#)

Received and Filed

Assistant City Attorney's Report

Public Comment

Commissioner's Comment

Adjournment

