



City of Key West, FL

City Hall
1300 White Street
Key West FL 33040

Action Minutes - Final

Tree Commission

Tuesday, September 13, 2022

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.

FOR VISUAL PRESENTATIONS: Individuals are responsible to share their presentation at the meeting on their laptop through Zoom. For City Commission meetings the City Clerk's Office will need a copy for the agenda at least 6 days before the meeting.

Call Meeting To Order - 5:01 P.M.

Roll Call

Absent 1 - Chairman McRAE

Present 6 - Commissioner Bravo, Commissioner Cabanas, Commissioner Cullen, Commissioner Cunningham, Commissioner Fuller, and Vice Chair Pope

Pledge of Allegiance to the Flag

Approval of Agenda - The agenda was unanimously approved as amended.

Administering the Oath by the Clerk of the Commission

Approval of Minutes

1 August 9, 2022

Attachments: [Minutes](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cabanas, that the Minutes be Approved. The motion passed by unanimous vote.

Administrative Hearing

- 2 Truesdale Court/TC2022-00008
Respondent: FKOC
Two Jamaican Dogwood trees have been removed without benefit of a tree removal permit and (1) Madras Thorn tree has been heavily trimmed without benefit of a trimming permit.

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

A motion was made by Commissioner Cunningham, seconded by Commissioner Bravo, in accordance with Sec. 110-291, that the City of Key West enter into a compliance settlement agreement with the respondent for the improper removal of (2) Jamaican Dogwood trees without the benefit of a permit and the improper trimming of (1) Madras Thorn tree without benefit of a permit at Truesdale Court. The respondent is required to plant (1) Gumbo Limbo and (1) Royal Poinciana tree, measuring 3 caliper inches each, at the park across the street adjacent to this property. The motion passed by unanimous vote.

New Business

- 3 279 Golf Club Drive/T2022-0283/James Dalton
Represented by: Sean Creedon-Treeman
Requesting approval to remove (3) Gumbo Limbo, (1) Pitch Apple, & (1) Strangler Fig tree.

Attachments: [\(LARGE FILE\) Staff 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 (3) Gumbo Limbo, (1) Pitch Apple, and (1) Strangler Fig tree at 279 Golf Club Drive to be replaced with 47.6 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed by unanimous vote.

- 4 710 Bakers Lane/T2022-0287/Jan Smith
Represented by: Sean Creedon-Treeman
Requesting approval to remove (1) Spanish Lime tree.

Attachments: [Staff Report and Application](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cunningham, in accordance with Sec. 110-327, to approve the removal of (1) Spanish Lime tree at 710 Bakers Lane to be replaced with 8.1 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed by unanimous vote.

- 5 2303 Seidenberg Avenue/T2022-0291/John & Maria Castro
Represented by: Clifton Turner-Shorty's Tree & Lawn Care
Requesting approval to remove (1) Strangler Fig tree.

Attachments: [Staff 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 (1) Strangler Fig tree at 2303 Seidenberg Avenue to be replaced with 29.4 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed by unanimous vote.

- 6 1007 Thomas Street/T2022-0300/Marie Dennis
Represented by: Clifton Turner-Shorty's Tree & Lawn Care
Requesting approval to remove (1) Spanish Lime and & (1) Gumbo Limbo tree.

Attachments: [Staff Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Bravo, in accordance with Sec. 110-327, to approve the removal of (1) Spanish Lime and (1) Gumbo Limbo tree at 1007 Thomas Street to be replaced with 5.1 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed by unanimous vote.

- 7 1313 Simonton Street/T2022-0302/Best Western Hibiscus
Motel
Represented by: John Hartman
Requesting approval to remove (1) Royal Poinciana tree.

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

Withdrawn

- 8 3419 Flagler Avenue/T2022-0303/Jeff Lerdhal & Susan
Peterson-Lerdhal
Represented by: Kenneth King
Requesting approval to remove (1) Gumbo Limbo tree.

Attachments: [Staff Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Cullen, in accordance with Sec. 110-327, to approve the removal of (1) Gumbo Limbo tree at 3419 Flagler Avenue to be replaced with 6.6 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed by unanimous vote.

9 2116 Fogarty Avenue/T2022-0312/Inocente Santiago III
Represented by: John Hartman
Requesting approval to remove (1) Strangler Fig tree.
Attachments: [Staff 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 (1) Strangler Fig tree at 2116 Fogarty Avenue to be replaced with 30.2 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed by unanimous vote.

10 541 White Street/T2022-0314/Peary Court Apartments
LLC-Jeffrey D. Cornfeld
Represented by: John Hartman
Requesting approval to remove (1) Madras Thorn tree.
Attachments: [Staff Report and Application](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cunningham, in accordance with Sec. 110-327, to approve the removal of (1) Madras Thorn tree at 541 White Street to be replaced with 22.2 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed by unanimous vote.

11 197 Golf Club Drive/T2022-0318/Denise L. McSherry
Represented by: John Cole-Shade Tree Inc
Requesting approval to remove (1) Wild Tamarind tree.
Attachments: [\(LARGE FILE\) Staff Report and Application](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cullen, in accordance with Sec. 110-327, to approve the removal of (1) Wild Tamarind tree at 197 Golf Club 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 failed by the following vote:

No: 5 - Commissioner Cabanas, Commissioner Cullen, Commissioner Cunningham, Commissioner Fuller, and Vice Chair Pope
Absent: 1 - Chairman McRAE
Yes: 1 - Commissioner Bravo

- 12 1023 Washington Street/T2022-0326/707 Associates
LLC-Norman Hoffer
Represented by: Just Keys Trees
Requesting approval to remove (1) Gumbo Limbo tree.

Attachments: [Staff Report and Application](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Bravo, in accordance with Sec. 110-327, to approve the removal of (1) Gumbo Limbo tree at 1023 Washington Street to be replaced with 33.4 caliper inches of dicot or fruit trees from the approved list, FL #1, to be planted on site. The motion passed by unanimous vote.

- 13 519 Frances Street/T2022-0327/Don McDougall Jr
Represented by: Just Keys Trees
Requesting approval to remove (1) Avocado and (1) Key Lime tree.

Attachments: [Staff Report and Application](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cunningham, in accordance with Sec. 110-327, to approve the removal of (1) Avocado and (1) Key Lime tree at 519 Frances Street to be replaced with 11.6 caliper inches of dicot or fruit trees from the approved list, FL #1, including at least (1) Key Lime tree, to be planted on site. The motion passed by unanimous vote.

- 14 724 Truman Avenue/TP2022-0016/Archdiocese of Miami
Represented by: Oropeza, Stones, Cardenas, PLLC
Requesting Conceptual Landscape plan approval for the redevelopment of an existing structure into a high school facility.

Attachments: [\(LARGE FILE\) Staff Report and Application](#)
[Updated Tree Map and Landscape Plans](#)

A motion was made by Commissioner Bravo, seconded by Commissioner Cabanas, that the proposed Conceptual Landscape plan for 724 Truman Avenue be approved and that final approval can be granted at the Urban Forester's discretion and documented in a memo. The motion passed by unanimous vote.

- 15 5525 College Road/TP2022-0018/Monroe County BOCC
Represented by: William P. Horn Architect, P.A.
Requesting Conceptual Landscape plan approval for the installation of a generator building at the existing jail facility.

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

A motion was made by Commissioner Bravo, seconded by Commissioner Cunningham, that the proposed Conceptual Landscape plan for 5525 College Road, including the transplant of the Christmas Palms, be approved and that final approval can be granted at the Urban Forester's discretion and documented in a memo. The motion passed by unanimous vote.

Administrative Hearing Cont'd

- 16 Corner of Southard Street & Whitehead
Street/TC2022-00007
Respondent: Hotwire Communications
Three structural roots of (1) Mahogany tree were cut during installation of conduit.

Attachments: [Hearing Notice](#)
[\(LARGE FILE\) Staff Report](#)
[Arborist Report](#)
[Email - FDOT](#)

A motion was made by Commissioner Cunningham, seconded by Commissioner Bravo, in accordance with Sec. 110-291, that the City of Key West enter into a compliance settlement agreement with the respondent for the structural root damage to (1) Mahogany tree at the corner of Southard and Whitehead Street. The respondent is required to:

- 1) Remove the existing tree to be replaced with a 45-65 gallon, sub-canopy or canopy tree from the approved list, FL #1, and as approved by the Florida Department of Transportation
- 2) Provide one year of maintenance for the replacement tree to ensure survival, including follow-up maintenance to neighboring affected trees by covering up exposed roots with soil and gravel to aid recovery
- 3) Make the resulting wood from the removed Mahogany tree available to local artists.

Reports

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Urban Forestry Manager's Report

Attachments: [August 2022 Monthly Tree Report](#)
[IFAS September 2022 Newsletter](#)

Received and Filed

Assistant City Attorney's Report

Commissioner Comments

Public Comment

Adjournment - 6:17 P.M.