



**City of Key West
Tree Commission Meeting
February 08, 2010
510 Greene Street, Old City Hall, 5:00 PM
Minutes**

- 1. Call Meeting to Order**
- 2. Roll Call**

Tree Commissioners:

<u> x </u>	Danilo Crespo
<u> x </u>	Gregory Curry
<u> - </u>	Mimi McCoy Grantham
<u> x </u>	Rudy Molinet
<u> x </u>	Niels Weise
<u> - </u>	Ashish Soni
	Staff:
<u> x </u>	Ronald Ramsingh
	Asst. City Attorney
<u> x </u>	Cynthia Domenech-Coogle
	Urban Forestry Program Manager
<u> x </u>	Gladys Abreda
	Administrative Secretary

- 3. Approval of the Agenda**

(a) Additions/Changes:

Motion to approve the agenda Mr. Weise, second Mr. Crespo

- 4. Presentations**

Urban Forestry Program Manager Report:

Staff discussed the upcoming 'Tree's Florida' conference to be held in Key West, in June. It is the combination of the Florida Urban Forestry Council and the Florida Chapter of International Society of Arborist. The tree academy will be held on the streets of Key West demonstrating some of our city's projects relating to Urban Forestry.

Discussion of revitalizing Fitzpatrick St. and tree planting.

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Discuss locations of Flexi-paving tree planters.

Staff informed the Tree Commission of the gracious donation from Trophia Butterfly Foundation at South Street between Whitehead and Duval, 6 radiata palms and 24 Crinum Lilies to finish the Southernmost Point landscape.

Staff discussed progress of Flagler Avenue, completion cost of \$30,000. Chair Molinet suggested Tree Commission contribute \$15,000 and requested city commission to contribute \$15,000 to be sponsored by Commissioner Johnston.

Chairman Molinet expressed to staff a neighbor's concern regarding flexi-pave to be used in a historic neighborhood looking industrial. Staff contends the product is safer than anything on the market and has saved on trip and fall hazards and lawsuits.

City Attorney Report:

Mr. Ramsingh, assistant city attorney updated the TC regarding Havlicek and City.

5. Approval of Minutes

(a) **January 11, 2010**

(b) **January 25, 2010, Special Meeting**

Motion to table Mr. Weise, second Mr. Curry

6. Resolutions Tabled Items:

7. Resolutions

(a) **510 Elizabeth Street, Ronald A. Russo:** Remove (1) Key Lime tree and (1) Mango tree.

Approved **Denied** **Tabled** **Further Action**

Notes: Mr. Russo explained reasons for removal and transplanting trees.

Staff discussed poor condition of Mango and the hopes of transplanting the very large Key Lime tree

No Public Input

Motion to approve the removal of the mango tree and the transplant of the Key Lime tree Mr. Weise, second Mr. Curry.

Replacement: 5.8" Mango tree and 4.8" for Key Lime tree.

(b) **5555 College Road, Sunset Ventures of Key West, Inc:** Represented by Theresa Artuso/ Hole Montes/ Landscape Architects. Landscape Plan approval.

Approved **Denied** **Tabled** **Further Action**

Notes: Staff discussed compliance with city and DCA requirements.

No Public Input

Motion to approve Mr. Weise, second Mr. Crespo.

(c) **918 White Street/City of Key West/ROW:** Represented by Cynthia Domenech-Coogle. Remove (1) Poinciana tree.

Approved **Denied** **Tabled** **Further Action**

Notes: Staff discussed poor condition of tree and further upper movement of root system.

Motion to approve Mr. Weise, second Mr. Curry

Replacement: 14.3" native canopy Fl #1

No Public Input

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(d) 100 Block Whitehead Street/Clinton Square/City Key West: Represented by Cynthia Domenech-Coogle. Remove (2) Poinciana trees, transplant (8) Sabal palms and (13) Silver palms.

Approved **Denied** **Tabled** **Further Action** **Withdraw**

Notes: Staff requested application withdrawal from agenda.

Public Input.

Mr. Olson resides at 1401 Tropical Street; stated his opposition of tree removals.

8. Administrative Hearing: All were sworn in to testify.

(a) 1219 3rd Street, Atm Mustasa Kamal. Removal of (1) Spanish Lime, (2) Poinciana trees and (5) Coconut palms without permits.

Approved **Denied** **Tabled** **Further Action**

Notes: Mr. Kamal discussed incident at his property and consented to a compliance settlement agreement.

No Public Input

Motion to approve the settlement agreement Mr. Curry, second Crespo roll to vote: Mr. Crespo (yes), Mr. Weise (yes), Mr. Curry (yes) and Mr. Molinet (yes), motion passed.

Replacement: (6) 10' Fruit trees and (5) native palms Fl#1, 4' minimum height.

(b) 1029 Southard Street, John Correa. Demise of (1) Gumbo Limbo on City ROW without permit.

Approved **Denied** **Tabled** **Further Action**

Notes: Mr. Correa was not in attendance however his attorney submitted a letter to Mr. Ramsingh stating the Tree Commission should 'go forward'. Chairman Molinet discussed past conversations with Mr. Correa concerning the appearance of restaurant and recycle trailer. Chairman Molinet discussed a particular conversation in which Mr. Correa where Mr. Correa stated at a 'Frances Street Neighborhood' meeting he would end up paying for the tree.

Public Input

Ms. Haffenreffer, resides at 525 Frances Street. She thanked tree commission and staff for the beautification of the street and hoped a new tree will be planted to replace the dead tree. Ms. Haffenreffer can testify she has seen people cleaning and washing down outside and they have been doing it for many, many years.

Staff discussed decline of Gumbo Limbo tree and took pictures of wash down and grease on sidewalk and planter area only to end up in storm drain on corner closest to tree. Code Compliance, OMI, Urban Forester and Health Department were called to investigate.

Mr. Ramsingh questioned staff regarding tree in relation to the kitchen at Café Sole, and all pertinent questions.

Staff calculated all cost associated with current tree and all cost associated with new planting estimated at \$3,500.00.

Motion to find the responder for violation Sec. 110.256 3-a, b-1 and 110.321

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Mr. Weise, second Mr. Crespo.

Roll call vote: Mr. Crespo (yes), Mr. Weise (yes), Mr. Curry (yes) and Mr. Molinet (yes).

Mr. Ramsingh wanted to clarify the Sec. 110.256 3—a, b-1.

Motion to reconsider Mr. Crespo, second Mr. Curry

Motion to find violation of City of Key West code of ordinances at 1029 Southard Street Sect. 110.256 b-1, 110.256 c-2 and 110.321 and to further fine \$5,000.00 forward to Special Master.

Mr. Weise, second Mr. Crespo.

Roll call vote: Mr. Crespo (yes), Mr. Weise (yes), Mr. Curry (yes) and Mr. Molinet (yes) motion passed.

- (c) **3301 Harriett Avenue, Terry Walburn.** Removal of (1) Lignum Vitae without permit.

() Approved () Denied (x) Tabled () Further Action

Notes: Mr. Walburn requested to table until April/2010 as he lives full time in Pennsylvania

No Public Input

Motion to table Mr. Weise, second Mr. Curry. Unanimous vote.

9. Champion Tree Nomination:

10. Discussion Items:

(a) Key West Historic Markers

Mr. Bruce Neff, discussed historic markers to identify historic trees throughout city. Discussed cost and composition. No motion as item will need to be an agenda item not as discussion.

Adjourned; Mr. Weise, second Mr. Crespo: 7:30 p.m.

11. Staff and Emergency Approval Permits

- (a) **1509 South Street, Gabrielle Karp & Andrew Dulcey :** Remove (1) Washingtonia palm, Replace with (1) native palm, Fl #1, 4' minimum. Permit #5447.
- (b) **City of Key West/Key West Bight Lazy Way:** Remove/transplant (5) Areca palms. Replace with (5) native palms, Fl#1, 4' minimum. Permit #5448.
- (c) **806 Fleming Street, Warren Monson:** Remove (1) Queen palm. Replace with (1) native palm, Fl #1, 4' minimum. Permit #5449.
- (d) **322 Whitehead Street, Frederick Howe:** Remove (2) Coconut palms. Replace with (2) native palms, Fl#1, 4' minimum. Permit #5450.
- (e) **544 Porter Lane, Jack Hornstein:** Remove (1) Coconut palm. Replace with (1) native palm, Fl#1, 4' minimum. Permit #5451.
- (f) **1522 Georgia Street, Walter Schmida:** Remove (2) Foxtail palms, (1) Chinese Fan palm & (3) Montgomery palms. Replace with (6) native palms, Fl#1, 4' minimum. Permit #5452.

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- (g) 631 Southard Street, Frank W. Smith:** Remove (1) Royal palm. Replace with (1) native palm, Fl #1, 4' minimum. **Permit #5453.**
- (h) 1213 Bay Street, Stephen W. Cornell:** Remove (1) Coconut palm. Replace with (1) native palm, Fl#1. 4' minimum. **Permit #5454**
- (i) 1624 Sirugo Avenue, Michael Minkhin:** Remove (1) Coconut palm. Replace with (1) native palm, Fl#1, 4' minimum. **Permit #5456**
- (j) 619 Canfield Lane, Peter Ginsberg:** Remove (1) Coconut palm. Replace with (1) native palm, Fl #1, 4' minimum. **Permit #5457**