

RESOLUTION NUMBER 2010-007

A RESOLUTION OF THE KEY WEST PLANNING BOARD GRANTING ONE TRANSIENT BUSINESS TAX RECEIPT TRANSFER FROM PROPERTY LOCATED AT 2601 SOUTH ROOSEVELT BOULEVARD #A403 (RE# 00065141-003500) TO PROPERTY LOCATED AT 1016 DUVAL STREET (RE#00027170-000000), KEY WEST FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Sections 122-1336 through 122-1339 of the Code of Ordinances provide for the transfer of transient units and business tax receipts; and

WHEREAS, Section 122-1339 (a) of the Code of Ordinances allows a transient business tax receipt to be transferred from an area where transient uses are prohibited to a receiver site where transient residential use is permitted without the accompanying transfer of the unit; and

WHEREAS, Section 122-1339 (b) requires that the Planning Board consider the relative size of the unit from which the license is transferred and the room configuration of both sites to maintain approximately the same or less net number of occupants; and

WHEREAS, the transient use at the sender site is a legal non-conforming use and a permitted use at the receiving site; and


Chairman

Planning Director

WHEREAS, the combined sender sites and the receiver site achieve equivalency regarding the number of bedrooms.

WHEREAS, the Planning Department determined that the requirements for parking have been met on site; and

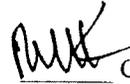
WHEREAS, the applicant stated that there is an arrangement with the neighboring property for additional parking as needed; and

WHEREAS, the applicant stated that this arrangement will be referenced in all informational literature and contracts.

NOW, THEREFORE BE IT RESOLVED by the Planning Board of the City of Key West, Florida:

Section 1. That the above recitals are incorporated by reference as if fully set forth herein.

Section 2. That a transfer of a transient business tax receipt, pursuant to Section 122-1339 of the Code of Ordinances of the City of Key West, Florida, is hereby granted as follows: ALLOWING A TRANSFER OF ONE TRANSIENT BUSINESS TAX RECEIPT FROM PROPERTY LOCATED AT 2601 SOUTH ROOSEVELT BOULEVARD #A403 (RE# 00065141-003500) TO ONE UNIT AT PROPERTY LOCATED AT 1016 DUVAL STREET (RE#00027170-000000), PER THE ATTACHED PLANS with the following condition:

 Chairman
 Planning Director

One additional license from a condominium with a living room, three bedrooms, a kitchen and two bathrooms at 1901 South Roosevelt Boulevard, #208E: (RE# 00064700-000116), will be approved and combined with this license from a condominium with a living room, bedroom, kitchen and bathroom at 2601 South Roosevelt Boulevard, #A403, (RE# 00065141-003500) to allow a five bedroom single-family house to be used transiently.

Section 3. Full, complete, and final application for all licenses and permits required for which this resolution is wholly or partly necessary, shall be submitted in their entirety within 12 months after the date hereof.

Section 4. This transfer of one transient business tax receipt does not constitute a finding as to ownership or right to possession of the property, and assumes, without finding, the correctness of applicant's assertion of legal authority respecting the property.

Section 5. This Resolution shall go into effect immediately upon its passage and adoption and authentication by the signatures of the presiding officer and the Clerk of the Commission.

Section 6. This resolution is subject to appeal periods as provided by the City of Key West Code of Ordinances (including the Land Development Regulations). After the City appeal period has expired, this permit will be rendered to the Florida Department of Community Affairs. Pursuant to Chapter 9J-1, F.A.C., this permit is not effective for forty five (45) days after it has been properly rendered to the DCA with all exhibits and applications attached to or incorporated


Chairman

Planning Director

by reference in this approval; that within the forty five (45) day review period the DCA can appeal the permit to the Florida Land and Water Adjudicatory Commission; and that such an appeal stays the effectiveness of the permit until the appeal is resolved by agreement or order.

Read and passed on first reading at a regular meeting held this 18th day of February, 2010.

Authenticated by the Chairman of the Planning Board and the Planning Director.



Richard Klitenick, Chairman
Key West Planning Board

3/4/2010

Date

Attest: 

Amy Kimball-Murley, AICP
Planning Director

3/4/2010

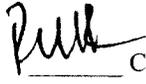
Date

Filed with the Clerk: 

Cheryl Smith, City Clerk

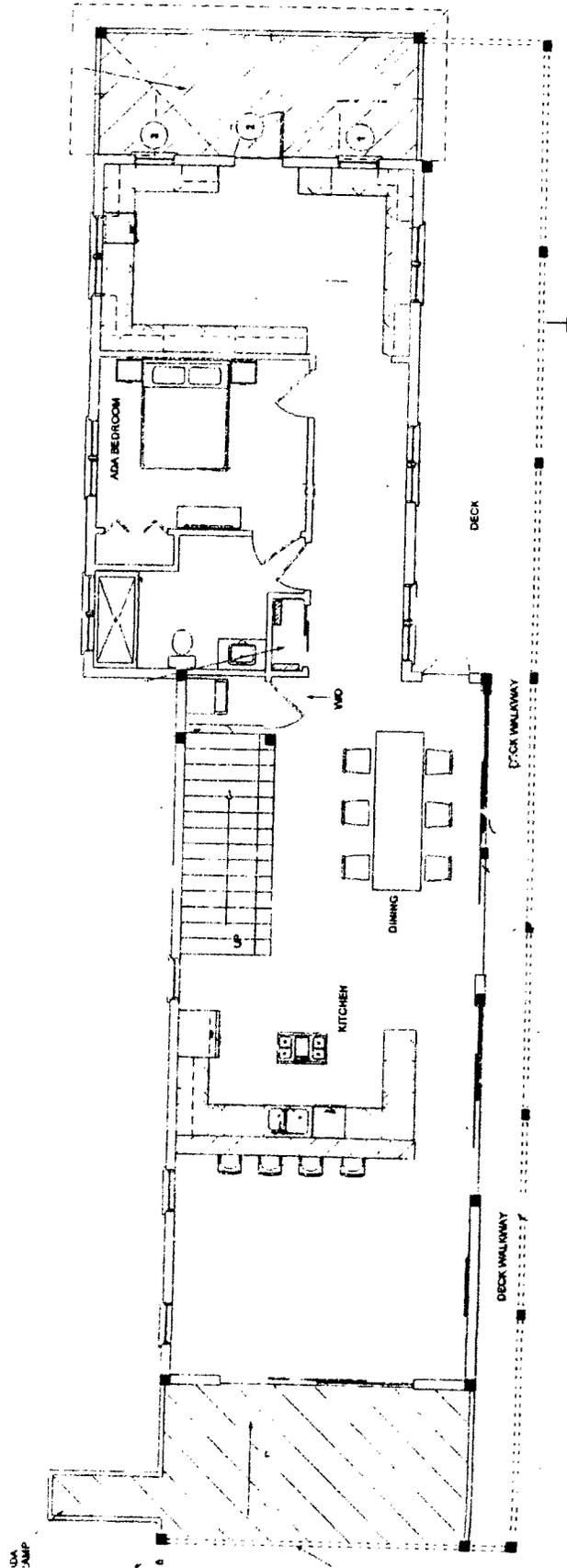
3-5-10

Date

 Chairman
 Planning Director

DUVAL STREET

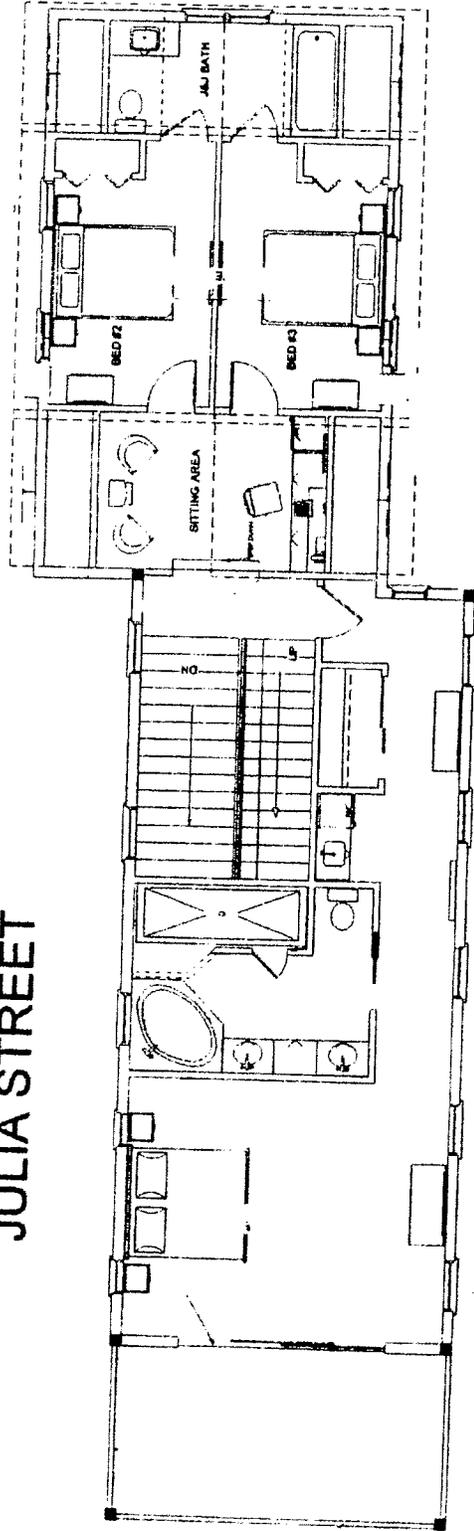
JULIA STREET



FIRST FLOOR PLAN

*Atlan
RWR*

DUVAL STREET



JULIA STREET

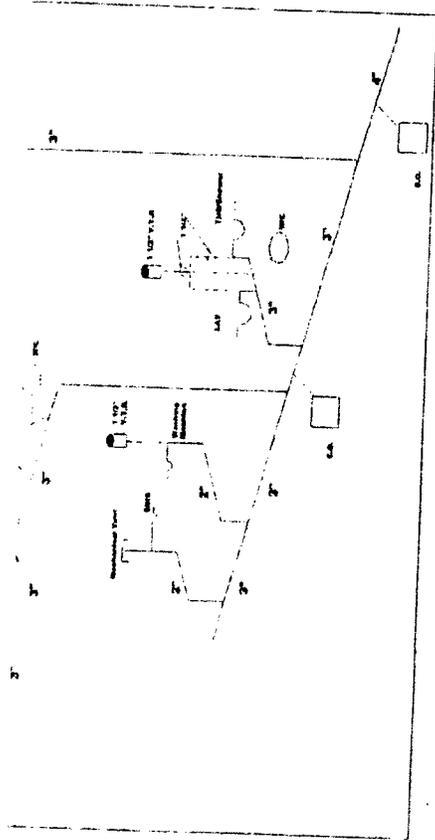


SECOND FLOOR PLAN

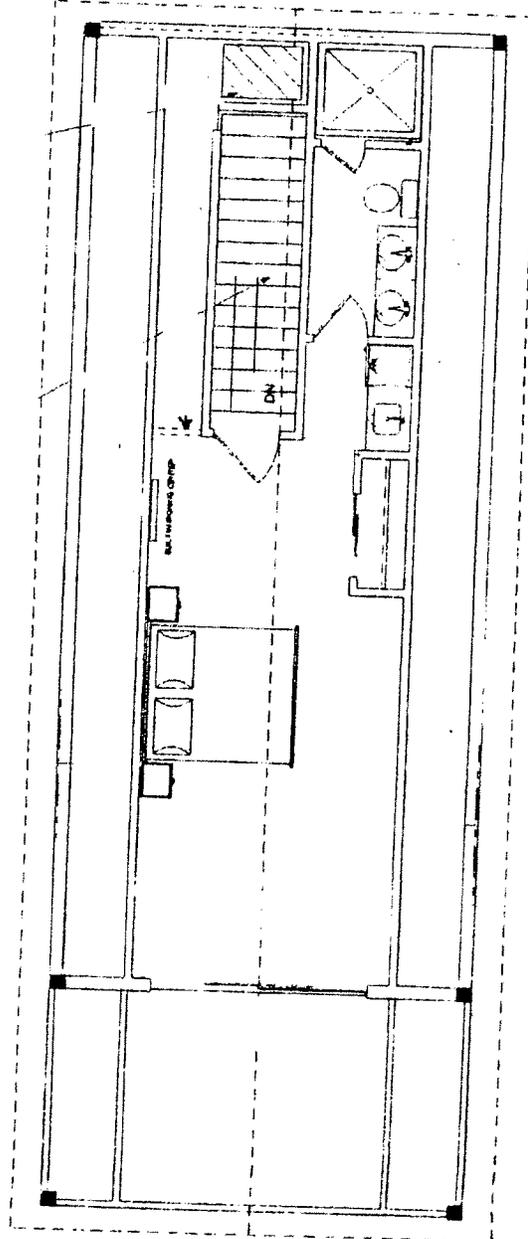
SCALE: 1/8" = 1'0"

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*Robert
Runk*



JULIA STREET



ATTIC SPACE PLAN
SCALE 1/8" = 1'0"



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 THE BUILDER OF ANY RESPONSIBILITY FOR THE COMPLETENESS OR ACCY

DUVAL STREET

8-9	PGT WIN
10	PGT WIN
11	PGT WIN
12A&B	PGT WIN
13	PGT WIN
14-15	MARY
16	MARY
17	MARY
18-19	MARY
20	PGT WIN
20A	PGT WIN
20B	PGT WIN
21	PGT WIN
22	PGT WIN
23	PGT WIN
24,25,26, 27 & 28	PGT WIN
29	PGT WIN
30-31	MARY
32	PGT WIN

Handwritten signature: Rull