

Antonette Fabrizi
Administrative Specialist
Planning, Zoning & Building Department
Town of Palm Beach

March 24th, 2023

Dear Antonette Fabrizi,

I have been notified of the new construction project at 171 El Pueblo Way along with the associated variances. I do have concern with reducing the current pool setback from 10' to 5' and the encroachment on our property. We have a historically registered Buttonwood tree that is on the southern edge of our property line directly adjacent to the proposed pool variance, and my concern is the root system will be impacted by this variance. Although healthy now, we have seen damage to the tree with the previous pool construction & wall (approx Year 1997) in which the tree developed a root fungus and could have potentially died, all of which was documented through the Town of Palm Beach Town Manager, Robert J. Doney.

I believe that the setbacks are established with a purpose, and I do not see these reasons provided as a hardship on the property owner's behalf. We have been the adjacent property owners for 40+ years and feel this variance will unfairly affect us and risks this Historic and Specimen Tree. Allowance of this variance would place this Tree at risk of substantial injury, which would be in violation of Ordinance No. 2-73, as established nearly 50 years ago for the protection of key biological specimens. This action could have a lasting impact, killing a 300-400 year old National Champion Buttonwood Tree for the purpose of a larger private residence swimming pool.

I have attached documentation regarding the tree's protective status.

Thank you for your consideration.

A handwritten signature in black ink, appearing to read 'MPok', with a long horizontal flourish extending to the right.

Michael Poklepovic
1161 N. Ocean Way 33480

Centennial
1875-1975



1319 Eighteenth Street NW Washington DC 20036 telephone (202) 467-5810

October 24, 1974

Kenneth Van der Hulse
1161 N. Ocean Way
Palm Beach, Florida 33480

Dear Mr. Van der Hulse:

Congratulations! The button mangrove (Conocarpus erectus) growing in your yard at 1161 N. Ocean Way in Palm Beach, Florida, is the new National Champion of the species. This was confirmed by receipt of measurement information obtained by D. L. Lockhart of the Florida Division of Forestry, and forwarded to us by Mr. Robert C. Lay, Acting Chief of Forest Education for the Florida Division of Forestry.

The tree is indeed a handsome specimen and well deserves recognition as the National Champion. Long may it live.

Sincerely,

Richard Pardo

Richard Pardo
Programs Director

(a)

RP/ka

cc: M. W. Kenton & G. A. Krauss

MAYOR EARL E. T. SMITH

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Town of Palm Beach

P. O. Box 2029

Palm Beach, Florida 33480

March 21, 1974

TO: Affected Property Owners in the Town of Palm Beach

SUBJECT: Historic and Specimen Trees - Ordinance No. 2-73

You have previously been provided with Certified Mail Notice dated February 20, 1974 advising that the Town Council proposed to hold a Public Hearing on this subject in accordance with Ordinance No. 2-73.

In that Notice you were advised that the Town Council was considering the designation of a tree (trees) on your property as set forth on Page (Pages) 15 of the report entitled "Historic and Specimen Trees of Palm Beach, 1973".

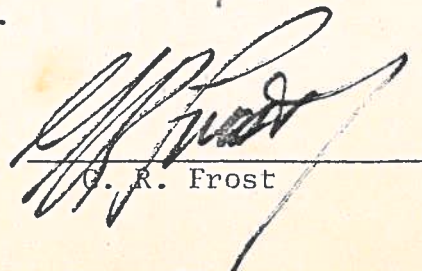
The Public Hearing was held on March 12, 1974 and as a result of that Hearing the Town Council has designated the trees set forth in the report on the pages noted above.

We are enclosing a copy of the Certificate by the Town Clerk certifying this action by the Town Council.

This action of the Town Council designates the noted trees on your property as Historic or Specimen trees, and accordingly the trees should not be cut down, removed, destroyed or damaged without further permission from the Town Council.

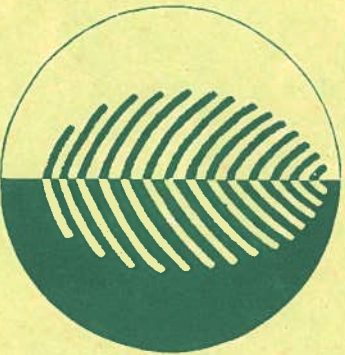
We are now seeking an appropriate method of identifying the trees in the Town designated by the Town Council, and will contact you later relative to this matter.

On behalf of the Town and its citizens, please accept our thanks for your cooperation in this worthwhile project.



G. R. Frost

THE AMERICAN FORESTRY ASSOCIATION



National Register of Big Trees
proudly presents this certificate of appreciation to

KENNETH VAN DER HULSE

as a nominator of the following *National Champion tree*:
as of this date the largest reported of its species growing in the
United States of America

BUTTON-MANGROVE
COMMON NAME

Palm Beach, Florida
LOCATION

196 Points

CONOCARPUS ERECTUS
SCIENTIFIC NAME

8/20/74
DATE OF NOMINATION

Tree location relative to fence line. Setback variance would move the pool from 10' away, to 5' away from property (fence) line at this location, directly adjacent to the tree.

