

**RESOLUTION NO. 2019-XX**

**A RESOLUTION OF THE CITY OF VENICE, FLORIDA ESTABLISHING A SCHEDULE OF FEES AND CHARGES FOR THE IMPLEMENTATION OF CITY OF VENICE CHAPTER 118 – TREE PRESERVATION, PROTECTION, AND REPLACEMENT; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, the City of Venice adopted Ordinance No. 2019-XX creating Chapter 118 – Tree Preservation, Protection, and Replacement, which established tree regulations for all properties within the Venice City limits;

**WHEREAS**, Chapter 118 Tree Preservation, Protection, and Replacement, Article I General, Section 118-5 Administration authorizes city council to establish a Schedule of Fees and Charges by resolution; and

**WHEREAS**, on \_\_\_\_\_, 2019 city council adopted Resolution No. 2019-XX, establishing a Schedule of Fees and Charges for the City Code of Ordinances, Chapter 118 – Tree Preservation, Protection, and Replacement; and

**WHEREAS**, the city has determined that fees and charges are appropriate to ensure the implementation and enforcement of City Code of Ordinances, Chapter 118 – Tree Preservation, Protection, and Replacement

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA**, as follows:

**SECTION 1.** The whereas clauses above are ratified and confirmed as true and correct.

**SECTION 2.** The Venice City Council hereby adopts the schedule of fees and charges attached hereto as “Exhibit A” for matters pertaining to Chapter 86 of the Land Development Code, it being the intent of the city that it shall not be required to bear any part of the cost of processing applications and petitions related to land development.

**SECTION 3.** This Resolution shall take effect immediately upon its approval and adoption as required by law.

**APPROVED AND ADOPTED AT A REGULAR MEETING OF THE VENICE CITY COUNCIL HELD ON  
THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2019.**

\_\_\_\_\_  
John W. Holic, Mayor

**ATTEST**

\_\_\_\_\_  
Lori Stelzer, MMC, City Clerk

I, Lori Stelzer, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of a Resolution duly adopted by Venice City Council at a meeting thereof duly convened and held on the 22nd day of January, 2019, a quorum being present.

WITNESS my hand and the official seal of the said city this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
Lori Stelzer, MMC, City Clerk

(SEAL)

Approved as to form:

\_\_\_\_\_  
Kelly Fernandez, City Attorney

**“EXHIBIT A”**

**Tree Regulations Schedule of Fees and Charges**

**Note: The application fee is non-refundable**

<b>Permit Fee Type:</b>		<b>Fee:</b>
	Single Family Residential (existing developed property)	\$50.00 for all protected trees except Heritage/Venetian/Canopy Road Trees
	New Single Family Residential development	\$100.00 up to the 1st acre plus \$75 per acre after Permit Amendments: \$75 per
	Commercial, Industrial, and all Planned district development and multi-family	\$150.00 up to the 1st acre plus \$100 per acre after Permit Amendments: \$75 per
	Re-inspection	\$75.00 per
<b>Heritage/Venetian/Canopy Road Tree removal and Trimming:</b>		<b>Fee:</b>
	Heritage/ Venetian/Canopy Road tree removal all sites	\$50 permit fee plus mitigation
	Heritage/Venetian/Canopy Road trimming permit	\$25.00
<b>Tree Mitigation fees - Tree Fund Contributions:</b>		<b>Fee:</b>
	Protected non-Heritage/Venetian/Canopy Road Trees	\$150.00 per tree inch not planted or replaced
	Heritage/Venetian/Canopy Road Trees	\$175.00 per tree inch not planted or replaced
<b>Removal of Tree(s) without permit:</b>		<b>Fee:</b>
	After the fact permit: Protected tree	2 times permit fee (permit type) plus required mitigation
	After the fact permit: Heritage/Venetian/Canopy Road Trees	3 times permit fee (permit type) plus required mitigation
<b>Penalties:</b>		<b>Fee:</b>
	Removal of Tree(s)	

	Protection barrier(TPZ) violations	\$200.00 plus \$100.00 per day plus after the fact permit fee if amendment to an issued permit is required
	Pruning violations	\$200.00 1st offence increase by \$50 ea. Subsequent
	Failure to amend a permit within 5 days	\$250.00
	Failure to post permit	\$75.00
	Protected trees missed on tree survey	\$25.00 per tree
<b><i>Replacement requirements and standards:</i></b>		<b><i>Fee:</i></b>
	Tree replacement requirements	40 inches per acre
	Replacement tree size requirements	2.5 inch caliper (currently 3" caliper in the city)
<b>City Property:</b>		<b>No fee required for projects on City property or rights-of-way.</b>

<b>Permit fees:</b>		<b>City of Venice Proposed</b>
	Residential Single Family after a Certificate of Occupancy has been issued	\$25.00 for all protected trees except Heritage/Venetian Tree
	Residential single family site development	\$100.00 up to the 1st acre plus \$75 per acre after
	Non-residential site development (including PUD)	\$150.00 up to the 1st acre plus \$100 per acre after
	Permit amendments	\$75.00 per.
	Re-inspection	\$75.00 per
<b>Heritage/Venetian Tree removal:</b>		
	Heritage/ Venetian tree removal all sites	\$50 permit fee plus mitigation
	Replacement/mitigation requirements	Inch for inch
	Heritage/Venetian trimming permit	\$25.00
<b>Tree Mitigation fees - Tree Fund Contributions:</b>		
	Protected non-Heritage/Venetian Trees	\$145.00 per tree inch not planted or replaced
	Heritage/Venetian Trees	\$175.00 per tree inch not planted or replaced
<b>After the fact permit:</b>		
	After the fact permit: Protected tree	2 times permit fee plus 2 times mitigation
	After the fact permit: Heritage or Venetian tree	2 times permit fee plus 2 times mitigation
<b>Penalties:</b>		
	Protection barrier(TPZ) violations	\$200.00 plus \$100.00 per day plus mitigation
	Pruning violations	\$200.00 1st offence increase by \$50 ea. Subsequent
	Failure to amend a permit within 5 days	\$250.00
	Failure to post permit	\$75.00
	Protected trees missed on tree survey	\$25.00 per tree
<b>Replacement requirements and standards:</b>		
	Tree replacement requirements**	40 inches per acre
	Replacement tree size requirements**	2.5 inch caliper (currently 3" caliper in the city)
		** All codes require Florida Grade #1 or better per the Florida Grades & Standards for Nursery Plants