



MEMORANDUM City of Venice

TO: Mayor / City Council

FROM: Jeff Shrum, Development Services Director

SUBJECT: Staff Proposed Changes: Final Reading Ordinance 2019-29 Tree Preservation, Protection, and Replacement

DATE: December 4, 2019

As you may recall, City Council provided direction to staff at the November 19, 2019 meeting on the first reading of Ordinance 2019-29 to revisit the language in Section 118-7 and 118-8 for clarity and consistency. As a result, staff has proposed changes to these two sections of code. Further, staff found Section 118-10 and 118-12 that are also in need of minor revisions to address consistency and clarity. To clarify, the only changes being proposed to the ordinance are highlighted in yellow strikethrough and underline format as follows:

Proposed Staff Amendment #1:

Sec 118-7 Exemptions

The following are exempt from this Chapter:

~~H. Single Family Zoned lots one half acre or less except:~~

- ~~1. Heritage or Venetian trees;~~
- ~~2. Conservation areas or easements;~~
- ~~3. Trees and vegetation within a CRPZ.~~

~~H. Residential zoned lots if either of the following criteria are met:~~

- ~~1. Tree pruning, trimming, or removal pursuant to F.S. 163.045.~~
- ~~2. Single family zoned lots one half acre or less except:~~
 - ~~a. Heritage Trees, Venetian Trees, and trees in the Canopy Road Protection Zone are not exempt unless F.S. 163.045 applies;~~
 - ~~b. Trees in conservation areas or easements are not exempt;~~

~~I. Tree pruning, trimming, or removal on residential property pursuant to F.S. 163.045.~~

Proposed Staff Amendment #2:

Sec 118-8 Tree Permit Application Requirements

A. *Tree Permit Required.* Unless otherwise exempt from this Chapter, a tree permit is required for all development and any changes to property involving the removal, relocation, or trimming of trees and the pruning of Heritage Trees, Venetian Trees, and Canopy Road Trees. Tree permits shall be displayed and located on the subject property visible from the adjoining road or easement providing access to the property and be accessible by city staff at all times for the duration of the permit.

Proposed Staff Amendment #3:

Sec 118-8 Tree Permit Application Requirements

C. *Tree Protection and Replacement Plan.* Unless otherwise exempted, Tree Protection and Replacement Plans shall be prepared by a Professional Landscape Architect or Certified Arborist and must provide the following information:

1. A complete tree survey and inventory of protected trees within the subject property or project area for all development that is not exempt pursuant to Section 118-7. The survey shall show all protected trees measured 4 inch DBH or greater on the subject property. For projects where twenty-five percent or more of the property acreage is left undisturbed, the tree survey and inventory may be completed for the identified project area and an additional 50 feet offset within the property lines (see Exhibit 5 below):

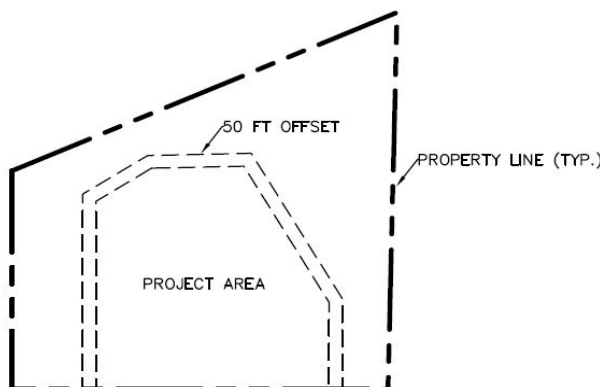


Exhibit 5 (above)

Proposed Staff Amendment #4:

Sec 118-10 Heritage Trees and Venetian Trees

D. Pruning Heritage and Venetian Trees:

1. Unless exempt, a tree permit is required for the **removal pruning** of a designated Heritage or Venetian tree branch ten inches in diameter or larger measured 12 inches from the branch union. Any tree **trimming pruning** not performed in accordance with the “ANSI A (300)” will be subject to fines and penalties established in Section 118-5.

Proposed Staff Amendment #5:

Sec 118-12 Tree Mitigation and Replacement

- A. Tree replacement calculations provided herein provide minimum standards for tree replacement and mitigation on a per acre basis or percentage thereof (see Formula and Examples provided in 1(b.) below). All properties must meet the minimum standards, or where the site cannot adequately accommodate the required number of tree inches, provide mitigation by payment to the city’s Tree Mitigation Fund. **All trees that are designated for replacement shall be at ratio of one tree inch to one tree inch (1:1)** The required tree inches is based on the subject property zoning designation as follows:

B. Replacement Tree General Criteria:

1. For the removal of **protected Heritage** trees, the total caliper inches of replacement trees shall equal total DBH inches removed, unless otherwise approved by the city arborist. For multi-trunked trees, the total DBH of the four largest trunks shall equal the replacement caliper inches. Unless otherwise stated in this Chapter, new palms may be used only to replace protected palms removed.