



## Legislation Details (With Text)

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**Type:** Planning Item    **Status:** Agenda Ready  
**File created:** 9/25/2019    **In control:** Planning and Zoning Board  
**On agenda:** 10/1/2019    **Final action:**  
**Title:** REGULATING THE PRUNING, TRIMMING, REMOVAL, OR REPLANTING OF, OR MITIGATION TO, A TREE ON RESIDENTIAL PROPERTY CODE AMENDMENTS  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. ORDINANCE, 2. BACKGROUND: POWERPOINT PRESENTATION

Date	Ver.	Action By	Action	Result
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**TO:** Planning and Zoning Board

**FROM:** Robert Massarelli, AICP, Director of Development Services

**DATE:** October 1, 2019

REGULATING THE PRUNING, TRIMMING, REMOVAL, OR REPLANTING OF, OR MITIGATION TO, A TREE ON RESIDENTIAL PROPERTY CODE AMENDMENTS

**BACKGROUND:** During the last legislative session the Florida Legislature passed House Bill 1159 which was signed by the Governor. This bill prohibits a local government to require a notice, application, approval, permit, fee, or mitigation for the pruning, trimming, or removal of a tree on residential property if the property owner obtains documentation from an arborist certified by the International Society of Arboriculture or a Florida licensed landscape architect that the tree presents a danger to persons or property. In addition, the bill prohibits a local government from requiring a property owner to replant a tree that was pruned, trimmed, or removed in accordance with the above requirement.

Attached is a proposed ordinance that revises the City's Code to be in compliance with the State statutes.

**RECOMMENDATION:** The staff recommends that the Planning and Zoning Board, sitting as the Local Planning Agency, recommend to the City Commission approval of the attached ordinance.

**FISCAL IMPACT:** N/A

**CONTACT PERSON:** Robert Massarelli, AICP, Director of Development Services

