



# City of Margate

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## Legislation Text

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**File #:** ID 2019-516, **Version:** 1

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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