



**AGENDA**  
**TREE BOARD/BEAUTIFICATION ADVISORY**  
**COMMITTEE MEETING**  
**CITY OF ST. AUGUSTINE BEACH**  
**MARCH 17, 2015 7:00 PM.**

City Hall  
2200 A1A South  
St. Augustine Beach, FL 32080


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- I. CALL TO ORDER
  - II. PLEDGE OF ALLEGIANCE
  - III. ROLL CALL
  - IV. APPROVAL OF MINUTES OF THE JANUARY 14, 2015 MEETING
  - V. ELECTION OF CHAIRMAN AND VICE CHAIRMAN FOR 2015
  - VI. TREE BOARD MATTERS
    - A. Discussion of Preparation for Arbor Day 2015
    - B. Update Report by Public Works Director on Implementation of the Urban Forestry Grant
    - C. Other Tree Board Matters
  - VII. BEAUTIFICATION ADVISORY COMMITTEE MATTERS
    - A. Discussion of Presentation of Beautification Awards for 2015
    - B. Update Report on Placement of Educational Signs Along Bike Paths
    - C. Discussion of Developing Nature Walk in Ocean Hammock Park
    - D. Discussion of Projects for Fiscal Year 2016 Budget
    - E. Other Beautification Matters
  - VIII. SETTING DATE FOR NEXT MEETING
  - IX. ADJOURNMENT

**NOTICES:** In accordance with Florida Statute 286.0105 "If any person decides to appeal any decision made with respect to any matter considered at this scheduled meeting or hearing, the person will need a record of the proceedings, and for such purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based

In accordance with the Americans with Disabilities act, persons needing a special accommodation to participate in this proceeding should contact the City Manager's Office not later than seven days prior to the proceeding at the address provided, or telephone 904-471-2122 or email [sabadmun@cityofsab.org](mailto:sabadmun@cityofsab.org)

## **M E M O R A N D U M**

**TO:** Ann Palmquist, Chairman  
Linda Avery, Vice Chairman  
Tanya Frantzen  
LeaAnn Lombardi  
Joan Muller  
Mary Hutchinson  
Craig Thomson  
Jeanette Smith (Alternate)

**FROM:** Max Royle, City Manager 

**DATE:** February 11, 2015

**SUBJECT:** Information for Your February 24<sup>th</sup> Meeting

### **1. TREE BOARD MATTERS**

#### **A. Discussion of Preparations for Arbor Day 2015**

Ms. Avery and Ms. Laquidara will discuss the preparations with you. Attached as pages 4-6 is information that Ms. Avery sent to the City Manager concerning the preparations.

PLEASE NOTE: Last year, you approved the motion to plant a red cedar on the City plaza at 14<sup>th</sup> Street and the Boulevard for Arbor Day 2015.

#### **B. Update on Implementing the Urban Forestry Grant**

Mr. Howell will provide the update.

### **2 BEAUTIFICATION COMMITTEE MATTERS**

#### **A. Discussion of Preparation of Beautification Awards**

Attached as page 7 is the list of nominees and winners of the awards for 2015. The awards are usually presented by the Committee's Chairman at the Arbor Day celebration. You can decide what the awards will be, and, as Ms. McCarthy no longer is on the Committee, which Committee member is to get the gift certificates that are given as awards.

#### **B. Update Report on Educational Signs Along Bike Paths**

At your last meeting, you voted to have signs put along the bike paths at strategic points to identify the types of plants and/or animals at those points. Mr. Howell may have an update for you.

### C. Nature Walk, Ocean Hammock Park

At the Commission's strategic plan workshop, Mayor Samuels suggested that the Public Works Director work with you on developing a nature walk for Ocean Hammock Park, which is between the Bermuda Run and Sea Colony subdivisions. The City has applied for a grant to develop such a walk. You may have suggestions at your meeting for Mr. Howell to consider.

### D. Discussion of Projects for the FY 16 Budget

As the preparations for the budget will begin in a few months, now may be the time for you to begin a discussion of what projects you want to recommend that the Commission include in the FY 16 budget

## 3. MISCELLANEOUS

### A. Tree Regulations

At your last meeting, you asked for a copy of the City's tree regulations. It is attached as pages 8-12.

### B. Money for Trees and Landscaping

Also at your last meeting, Ms. Lombardi asked for how much money the City has available for landscaping and trees. Here are the amounts, as of the end of January:

Beautification Fund \$8,563

Landscaping account in the Road/Bridge budget: \$45,655

### C. Sustainable Communities Program

Because Mr. Thomson will be away in February, this topic will be on the agenda for your March meeting.

## 4. SETTING DATE FOR NEXT MEETING

We suggest that the date be Monday, March 23, 2015, so as to give you one final opportunity to discuss the preparations for Arbor Day. The Commission meeting room will be used on Tuesday, March 24<sup>th</sup>, for the Civic Association's Meet the Candidates forum for persons running for office in the April 7<sup>th</sup> general election.

Or, you could hold your meeting on Wednesday, March 25<sup>th</sup>. On Thursday, March 26<sup>th</sup>, the chairs will be removed from the meeting room and the voting machines will be brought in. Early voting will begin on Saturday, March 28<sup>th</sup>.

**Minutes of the TREE BOARD/BEAUTIFICATION ADVISORY COMMITTEE MEETING of WEDNESDAY, JANUARY 14, 2015, held at 7:00 p.m. in the City Commission Meeting Room at City Hall, 2200 State Road A1A South, St. Augustine Beach, Florida, 32080.**

**I. CALL TO ORDER**

Chairman Ann Palmquist called the meeting to order at 7:00 p.m.

**II. PLEDGE OF ALLEGIANCE**

**III. ROLL CALL**

Present: Chairman Ann Palmquist, Vice-Chairman Linda Avery, Mary Beth Hutchinson, LeaAnn Lombardi, Joan Muller, Craig Thomson, Senior Alternate Jeanette Smith, City Manager Max Royle, Public Works Director Joe Howell, Assistant Public Works Director Ken Gatchell Recording Secretary April Haskins.

Absent: Tanya Frantzen.

**IV. APPROVAL OF MINUTES OF TREE BOARD/BEAUTIFICATION ADVISORY COMMITTEE MEETING OF TUESDAY, DECEMBER 11TH, 2014**

Chairman Palmquist **MADE A MOTION TO APPROVE THE MINUTES OF THE TREE BOARD/BEAUTIFICATION ADVISORY COMMITTEE MEETING OF TUESDAY, DECEMBER 11, 2014.**

The motion was seconded by Ms. Lombardi and passed 7-0 by unanimous voice-vote.

**V. INTRODUCTION OF NEW BOARD/COMMITTEE MEMBERS**

**A. Introduction of New Board/Committee Member Ms. Joan Muller**

Ms. Joan Muller said she came to St Augustine Beach 13 years ago as a snowbird, knew she wanted to relocate here, and has since purchased a home at Makarios Carriage Homes, where she serves as chairman for the Landscape Committee. She's also been a member of the St. Augustine Beach Community Garden for two years, is a licensed realtor associated with Sunshine Realty, an office manager for her son's business, and said she's looking forward to serving on the Beautification Committee.

**B. Introduction of New Events Coordinator Ms. Hala Laquidara**

Ms. Hala Laquidara introduced herself and spoke to the Board specifically regarding how she could be of help to them. Ms. Laquidara said she came here from Flagler County and has done work with students to beautify Princess Place, and has also written and been awarded grants.

## **VI. TREE BOARD MATTERS**

Board member Craig Thomson requested the following item be added to the agenda.

### **A. Sustainable Communities Program**

Dr. Sandy Bond, and a member of St. Augustine Livability and Sustainability Alliance (SALSA), presented the Sustainable Communities Program from Audubon International, a non-profit environmental organization whose mission is to deliver high-quality environmental education and facilitate the sustainable management of land, water, wildlife, and other natural resources in all places people live, work, and play. With the goal of improving the environment, economy, and society, the program consists of three stages: 1) The formation of a steering committee to establish a baseline assessment of the community pertaining to environment, quality of life, and economic viability; 2) Sustainability planning consisting of the creation of a policy statement, media communications and community meetings, and establishment of timelines and indications for a long-term strategic plan; 3) Implementation of the strategic plan and accomplishment of its goals. As the Board members agreed unanimously they did not have enough information to make a recommendation to the City Commission pertaining to this program at this time, it was agreed Mr. Thomson would gather additional information to bring back to the Board for discussion at the Board's March meeting.

### **B. Discussion of Preparations for Arbor Day 2015**

The Board agreed unanimously to hold Arbor Day 2015 on Friday, April 17, 2015, at City Hall, and also agreed Ms. Avery would work with Ms. Laquidara to decide on a theme and contact local schools for Arbor Day activities.

### **C. Update on Urban Forestry Grant**

Mr. Howell said the Public Works Department has recently ordered 71 crepe myrtles, in a variety of colors, in 30-gallon pots, to be planted in various locations previously submitted to the Board. He's also trying to contact Mr. Chuck Lippi regarding the educational portion of the grant.

**D. Other Tree Board Matters**

There were no additional matters to discuss.

**VII. BEAUTIFICATION ADVISORY COMMITTEE MATTERS**

**A. Continuation of Discussion to Beautify Bike Paths**

The Board discussed artwork and hardscape for the beautification of the bike paths. Mr. Thomson suggested perhaps the City could place informational and educational signs along the bike paths.

Ms. Palmquist **MADE A MOTION TO HAVE SIGNS PUT ALONG THE BIKE PATHS TO IDENTIFY NATURE OR PLANTS AND ANIMALS IN STRATEGIC PLACES ALONG THE PATHS.** The motion was seconded by Mr. Thomson and passed 7-0 by unanimous roll call vote.

**B. Other Beautification Advisory Committee Matters**

There were no additional matters to discuss.

**VII. SCHEDULING DATE FOR NEXT MEETING**

The Tree Board/Beautification Advisory Committee agreed to hold its next meeting on Tuesday, February 24, 2015, at 7:00 p.m. at City Hall.

**IX. ADJOURNMENT**

The meeting was adjourned at 9:00 p.m.

\_\_\_\_\_  
Chairman

ATTEST:

\_\_\_\_\_  
City Manager

## **ARBOR DAY**

### **Suggestions:**

1. Choose theme for this year– Branch Out, Go Out on a Limb, Get Rooted
2. Move exhibitors outside to allow for more participation
3. Get food at cost and sell at very low price with extra cash going to purchasing of trees, food truck with % take going to city (help control crowd) OR eliminate food altogether!
4. Use the passport stamps to obtain a tree
5. Keep a running list of Beautification winners year to year so as not to repeat.
6. Need for advertizing/exposure– on website, the Record, Beach Bulletin, city sites, electric signs, flyers at schools
7. Start time 5:30PM
8. Sheet cake with design was big success
9. Separate sponsors from exhibitors on the program, put in columns
10. Set the same day for every year such as 3<sup>rd</sup> Friday of April–public can plan ahead and exhibitors can be arranged early

### **Exhibitors:**

Native plant society–

4 H– Geralyn Sachs– 209 0430

Bee Keeper

Parks and Recreation

FWC

Bat

Smokey the Bear/ forestry department– Greg Dunn

Master Gardeners/FYN

St Augustine Beach Community Garden– Nana Royer

GTM Nerr– Josephine Spearman

Advanced Disposal

Chuck Lippy

SALSA

**Schools:**

RB Hunt Elementary--Erin McDonald 547 7960 for poster contest

St. Augustine HS--Jennifer Latka 5478530 for Poetry Slam

**Color Guard:**

Girl Scouts--Nicole Goyette 501 4557

**Music-- Theresa Stewart and Reilly Scanlan 6:15--7:15PM**

**Sponsors: (food, cash, merchandise, certificates)**

St. Augustine Beach Civic Association

Subway

Reunion Bank

Family Magazine

Money Pages

FPL

Backyard Carnivals,

Burkhardt

Taylor Rental

Dominos Pizza

Quality Inn Historic

Old Town Trolley

Winn Dixie

Publix

Antonio's

Starbucks

Rita's

Home Depot

Leonardi Nursery

St. Augustine Lighthouse

Alligator Farm

Ripley's Believe it or Not

St. Augustine Historical Society

Colonial Quarter

St. Augustine Amphitheater



<b>task</b>	<b>date due</b>	<b>personnel</b>
theme	1 january	board
date of event	1 january	board
notify schools for posters/poetry slam	2 february	Hala
pick up entries from schools	3-Mar	
color guards	2-Feb	Linda
music	2 february	Hala
exhibitors	2 february	Hala
poster printed/distributed	3 march	Hala/board
food	3 march	Hala
Door prizes/ awards obtained	3-Mar	Hala
mayor	3-Mar	Hala
judging school entries	3 march	board
program designed/ published	4 april	Tonya?
Notification of winners	after judging	?
<b>EVENT</b>	<b>APRIL 17</b>	
tree selection for give away	7 July	board
tree selection for planting	7 july	board
tree photo for poster/program	8 august	board
FYN/ beautification homes judging	9-Sep	board
Rentals-tables, chairs		Ken
Public Works		Hala

## Nominees and Winners of 2015 Beautification Awards

At its December 11, 2014 meeting, the Beautification Advisory Committee voted to award 11 Surfcrest Street the best Florida-Friendly residential property, and Salt Life Restaurant, 321 A1A Beach Boulevard, best Florida-Friendly commercial property. The Committee also voted to recognize all the other nominees as runner-ups/honorable mentions with a certificate of participation.

### Best Florida-Friendly Residential Properties

208 4<sup>th</sup> Street  
504 C Street  
306 F Street  
609 Mariposa Street  
4 Mickler Boulevard  
110 Mickler Boulevard  
405 Ocean Drive  
11 Surfcrest Street

### Best Florida-Friendly Commercial Properties

Endless Summer Realty, 521 A1A Beach Boulevard  
Salt Life Restaurant, 321 A1A Beach Boulevard

**Sec. 5.00.00. - Purpose.**

The purpose of this article is to establish those resources or areas of a development site that must be protected from harmful effects of development. A developer must apply the provisions of this article to a proposed development site before any other development design work is done. Application of the provisions of this article will divide a proposed development site into areas that may be developed and areas that must generally be left free of development activity. The proposed development should then be designed to fit within the areas that may be developed.

*(Ord. No. 91-7, § 2)*

**Sec. 5.01.00. - Trees.****Sec. 5.01.01. - Removal of trees.**

- A. It shall be unlawful for any person, organization, or corporation or any agent or representative thereof, directly or indirectly, to cut down, destroy, remove or move, or effectively destroy through damaging any existing appropriate index tree that is six (6) inches or larger in diameter (Diameter breast height, "DBH") without first obtaining a Tree Removal Permit.
- B. Removal of a tree includes any act which will cause a tree to die or decline, including but not limited to damage inflicted upon the root system by heavy machinery, changing the natural grade within the dripline of the tree, damage, including fire damage, inflicted on the tree. Loss (removal) of a tree caused by severe decline but not death shall be measured by the loss of thirty-three (33) percent or more of the canopy and branches during a period up to five (5) years following the damage. Severe pruning resulting in the removal of thirty-three (33) percent or more of the canopy and branches is also considered removal. Seasonal variation in leaf coverage will be taken into account.
- C. No authorization for the removal of a protected tree shall be granted unless the property owner or developer demonstrates the reason for removal of trees and is in accordance with the submitted site plan. All existing index trees designated as remaining in their original placement as a part of the landscape plan shall be protected during construction and land clearing from permanent damage to any part of the tree including roots, trunk and canopy. A property owner or developer shall follow the guidelines for protecting existing trees during construction and land clearing provided in the tree and landscape manual.
- D. There is hereby adopted the St. Augustine Beach Tree and Landscape Manual, a copy of which shall be on file in the office of the city manager and in the office of the director of planning and zoning.
- E. Exotic invasive. Any species of tree or plant defined as a "Category 1" pest plant by the Florida Exotic Pest Plant Council (EPPC) or invasive plant list by the Institute of Food and Agricultural Sciences of the University of Florida shall be removed upon development of the site and cannot be used in the landscaping of the site.
- F. Any tree removal request, except an individual residential site with an existing residential structure, shall include a site diagram indicating the location of the tree on the site in relation to infrastructure and other trees to be removed and preserved, the size (diameter) of the tree, the

condition (health and structure) of the tree, and the genus and species of oak tree not just the genus, for example, not "oak" but "live oak" (*Quercus virginiana*) or "laurel oak" (*Quercus laurifolia*). The tree condition shall be evaluated in writing by an ISA Certified Arborist.

(Ord. No. 91-7, § 2; Ord. No. 03-13, § 1, 7-7-03; Ord. No. 08-07, § 1, 5-5-08)

**Sec. 5.01.02. - Conditions for tree removal.**

- A. The city building official shall issue the permit for removal of a tree if one of the following reasons for removal is found to be present:
1. The tree is diseased, injured, in danger of falling or is endangering existing structures, utility services or creates unsafe vision clearance; or
  2. Removal of the trees is necessary to construct proposed improvements in order to comply with a final development order issued pursuant to section 12.02.04 or 12.02.10 hereof; or
  3. The presence of the tree will cause a substantial likelihood of structural damage to a building.
  4. The tree is located in an area where a structure or improvement may be placed in accordance with other development provisions in the City Code, and retention of the trees and such that no reasonable economic use can be made of the property without removal of the tree, and the tree cannot be reasonably relocated on or off the property because of its age or size.
  5. The tree or tree cluster is less than twenty (20) inches DBH, is located within the primary building pad, primary roof line, primary foundation line, swimming pool and swimming pool patio pad, or the portion of the driveway within fifteen (15) feet of the garage or carport entrance and these structures cannot be relocated.
  6. It is found to be in the interest of the general public's health, safety and welfare that the tree or trees be removed.
  7. The tree is not one that is designated as a historic tree.
  8. The tree is not providing habitat to legislatively designated endangered or protected bird species during nesting season even though the tree meets the criteria of this section.
- B. Any tree removal shall be in compliance with the St. Augustine Beach Urban Forestry Standards and Specifications Manual.
- C. When issuing a permit, the city building official shall base the permit decision on the opinion of the city arborist. Should the city not have a city arborist, the city building official may require the applicant for a permit to submit a written opinion from a certified arborist for consideration by the city building official.
- D. The fee for obtaining a permit for removal of a tree shall be as set forth by resolution of the city commission. The fee shall also include an amount for the services of the city arborist, when applicable.
- E. As part of the application for a permit, the applicant shall certify that the applicant has read, understands and agrees to comply with the St. Augustine Beach Urban Forestry Standards and Specifications Manual.

(Ord. No. 91-7, § 2; Ord. No. 98-11, § 1, 6-1-98; Ord. No. 08-07, § 2, 5-5-08; Ord. No. 10-04, § 1, 5-3-10)

**Sec. 5.01.03. - Replacement.**

- A. Trees removed under the provisions of Sec. 5.01.01, Removal of trees, shall be replaced as follows: One (1) DBH inch for each DBH inch removed or a fee in lieu thereof shall be paid. Replacement trees shall be of a size three (3) inches or greater and shrubs shall follow the American National

Standards Institute "ANSI" A300 (PART 6)-2005 Transplanting Standards. Plant materials used in conformance with the provisions of this Code, shall conform to the Standard for Florida No. 1 or better as given in Grades and Standards for Nursery Plants, State of Florida, Department of Agriculture and Consumer Services, Tallahassee. Fees collected in lieu of replacement shall be placed in a fund for a tree bank. Such fees are established as follows:

1. *Individual single-family residential lots:*
  - a. Five-inch to less than ten-inch DBH, twenty-five dollars (\$25.00) per inch removed.
  - b. Ten-inch to less than twenty-inch DBH, fifty dollars (\$50.00) per inch removed.
  - c. Twenty-inch to less than thirty-inch DBH, seventy-five dollars (\$75.00) per inch removed.
  - d. Thirty-inch and greater DBH, one hundred dollars (\$100.00) per inch removed.
2. *All other developments:*
  - a. Four-inch to less than eight-inch DBH, fifty dollars (\$50.00) per inch removed.
  - b. Eight-inch to less than fifteen-inch DBH, one hundred dollars (\$100.00) per inch removed.
  - c. Sixteen-inch to less than twenty-four-inch DBH, one hundred twenty-five dollars (\$125.00) per inch removed.
  - d. Twenty-five-inch and greater DBH, one hundred fifty dollars (\$150.00) per inch removed.
  - e. Where the removed tree is a Sabal palmetto (cabbage Palm or sabal Palm), it shall be replaced by one-foot clear trunk of like palm species for each clear trunk foot removed, or by one (1) three-inch DBH replacement tree for each three (3) or fraction thereof palms removed, or, in lieu of replacement, a fee of fifteen dollars (\$15.00) per clear trunk foot removed shall be collected. Sabal palms less than five-foot clear trunks shall be valued at seventy-five dollars (\$75.00).
  - f. Index trees removed illegally without a permit are subject to a three to one (3:1) replacement, i.e., three (3) inches replacement for each one (1) inch removed, or fees payable to the tree bank in subsections A.1. and 2., above, will be tripled.
  - g. The city manager, or his or her designee, may waive the requirements for replacement described in this section under one (1) or more of the conditions listed in section 5.01.02, conditions for tree removal.
- B. In respect to removal of trees to allow construction of improvements on property, and as a condition to granting of a permit, replacement shall be required of only those trees located outside of the footprint of the building and paved driveway or parking areas to be constructed; provided, however, that replacement shall be required of trees located within the footprint of the building and paved driveway or parking area to the extent that the lot or lots for which a permit is sought shall fail to meet the minimum requirements set forth below. The applicant, however, shall not be required to replace such trees if credits allowed for trees which are preserved meet the following minimum requirements:
  1. Minimum six (6) credits for lots of under ten thousand (10,000) square feet in area.
  2. Minimum twelve (12) credits for lots of ten thousand (10,000) square feet in area.
  3. One (1) additional credit for every one thousand (1,000) square feet in excess of ten thousand (10,000) square feet of lot area.
- C. Credit for trees.
  1. Trees which are replaced shall received credit against landscape requirements according to

the following schedule:

*Juvenile trees:* Between one and one-fourth (1¼) inches and two (2) inches in caliper at six (6) inches above ground: ½ credit.

*Small trees:* Between two (2) inches and six (6) inches in caliper at six (6) inches above ground: 1 credit.

*Medium trees:* Between six (6) inches and twelve (12) inches in caliper at six (6) inches above ground: 2 credits.

2. Trees which are preserved shall receive credit against the landscape requirements according to the following schedule:

*Large trees:* Greater than twelve (12) inches but less than twenty-four (24) inches DBH: 4 credits.

*Large trees:* Greater than twenty-four (24) inches DBH: 5 credits.

*Medium trees:* Between six (6) inches and twelve (12) inches DBH: 2 credits.

*Small trees:* Between two (2) inches and six (6) inches DBH: 1 credit.

- D. The owner of any lot within the city that does not have at least one (1) index tree in the front setback area as a condition for the issuance of a building permit for any structure on such lot shall be required to plant one (1) index tree no less than three (3) inches DBH. Any tree planted shall be classified as moderately to highly salt tolerant. Recommended species for replacement are found in the Replacement Tree List and Landscape Manual, Section 5.01.04. Protection of root structure of index and specimen trees.

(Ord. No. 91-7, § 2; Ord. No. 99-16, § 1, 10-4-99; Ord. No. 03-13, § 2, 7-7-03; Ord. No. 08-07, § 3, 5-5-08)

#### **Sec. 5.01.04. - Reserved.**

#### **Editor's note—**

Section 4 of Ord. No. 08-07, adopted May 5, 2008, deleted § 5.01.04, protection of root structure of index and specimen trees, and relocated said provisions to the St. Augustine Beach Tree and Landscape Manual, on file in the office of the city clerk.

#### **Sec. 5.01.05. - After-the-fact permits.**

- A. Any person who shall remove a tree without first having applied for and received a permit therefor as required by section 5.01.01.B. of these Land Development Regulations, shall within thirty (30) days after notice by the building official, apply for and obtain an after-the-fact permit for each tree removed. The fee for each permit shall be five hundred dollars (\$500.00) to offset the cost to the city of investigation and enforcement of the city's ordinances relating to tree removal and landscaping plus the appropriate fee in lieu of replacement in section 5.01.03.A.1. and 2. Failure to obtain a permit within thirty (30) days after service of notice, unless stayed as hereafter provided, shall constitute a continuing violation of this ordinance and shall subject the violator to a fine of up to two hundred fifty dollars (\$250.00) for the first day and five hundred dollars (\$500.00) for each day thereafter, to be levied by the local code enforcement board as authorized by general law. The determination by the building official that a tree has been removed without a permit may be appealed to the comprehensive planning and zoning board within thirty (30) days after service of the notice.

- B. Notice of the requirement to obtain an after-the-fact permit shall be given by the building official to the owner of the property upon which the removed tree shall have been located as shown by the most recent tax rolls of St. Johns County by hand delivery or by certified mail addressed to the owner at the address as shown by such tax rolls. In the event that removal of the tree shall appear to have been done in conjunction with the construction of an improvement for which a building permit has been issued, such notice may be given by certified mail to the owner as shown by the building permit or notice of commencement.
- C. An appeal taken within thirty (30) days of the service of the notice given by the building official shall stay the requirements of obtaining an after-the-fact permit until there has been a final determination of the comprehensive planning and zoning board. The planning and zoning board shall only have authority to determine if the after-the-fact permit is required pursuant to the provisions of this section. In the event the comprehensive planning and zoning board shall determine that a permit is required, it may, upon a showing of good cause, make a recommendation to the city commission that the fee for the after-the-fact permit be reduced. The granting of a reduction of the fee for the after-the-fact permit by the city commission shall be a matter of legislative grace by the city commission and not as a matter of right.
- D. The issuance of an after-the-fact permit, as herein required, shall not relieve the owner of the property upon which a removed tree shall have been located from the requirement of replacement or compliance with the landscaping provisions of these Land Development Regulations.

*(Ord. No. 02-07, § 1, 7-1-02, Ord. No. 08-07, § 5, 5-5-08)*

#### **Sec. 5.01.06. - Tree maintenance.**

Pruning standards for all tree work done in the city shall follow American National Standards Institute (ANSI) A300, part 1 "pruning standards" as well as ANSI Z133.1-2000 standards for safety. The owner, tenant and their agents including personnel and companies who do the tree work shall be jointly and severally responsible for following these pruning specifications and responsible for tree damage or loss. No topping cuts or lions-tailing cuts (over-lifting) will be permitted.

*(Ord. No. 08-07, § 6, 5-5-08)*

#### **Sec. 5.01.07. - Tree business license.**

- A. Any person or entity engaging in any professional or commercial tree removal or pruning business activity, whether for a fee or otherwise, within the City of St. Augustine Beach, Florida, shall be licensed by applying for a license from the city building department. Even when not providing the service for a fee or in-kind, it shall be presumed that a license is required whenever the person conducting the tree removal or pruning is not the owner or tenant of the property or a relative of the owner or tenant of the property upon which the tree is being removed or pruned.
- B. The fee for becoming licensed as a tree removal or pruning business within the city shall be as set forth by resolution adopted by the city commission.
- C. As part of the application for licensure, each tree removal or pruning business shall certify that the applicant has read, understands and agrees to comply with the St. Augustine Beach Urban Forestry Standards and Specifications Manual.

*(Ord. No. 10-04, § 2, 5-3-10)*

#### **Sec. 5.02.00. - Environmentally sensitive lands.**

##### **Sec. 5.02.01. - General provisions.**