



Legislation Details (With Text)

File #: 09-22 **Version:** 1 **Name:**

Type: Ordinance **Status:** Passed

File created: 2/14/2022 **In control:** City Council

On agenda: 4/14/2022 **Final action:** 4/14/2022

Enactment date: 4/21/2022 **Enactment #:** 08-22

Title: PROPOSED ORDINANCE NO. 09-22 - AMENDMENT TO THE LAND DEVELOPMENT CODE - SECTION 12-6-6 PROTECTED TREES

Sponsors: Grover C. Robinson, IV

Indexes:

Code sections:

Attachments: 1. Proposed Ordinance No. 09-22, 2. Planning Board Minutes February 8, 2022 - DRAFT, 3. PROOF OF PUBLICATION ORDINANCES 2ND READING

Date	Ver.	Action By	Action	Result
4/14/2022	1	City Council	Adopted	Pass
4/11/2022	1	Agenda Conference	Placed on Regular Agenda	
3/24/2022	1	City Council	Passed on first reading	Pass
3/21/2022	1	Agenda Conference	Placed on Regular Agenda	Pass

LEGISLATIVE ACTION ITEM

SPONSOR: Grover C. Robinson, IV, Mayor

SUBJECT:

PROPOSED ORDINANCE NO. 09-22 - AMENDMENT TO THE LAND DEVELOPMENT CODE - SECTION 12-6-6 PROTECTED TREES

RECOMMENDATION:

That City Council adopt Proposed Ordinance No. 09-22 on second reading.

AN ORDINANCE AMENDING SECTION 12-6-6 OF THE CODE OF THE CITY OF PENSACOLA, FLORIDA, PROTECTED TREES, PROVIDING FOR SETBACK DEVIATION PROCESS; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

HEARING REQUIRED: Public

SUMMARY:

On January 11, 2022, the Planning Board considered proposed amendments to Section 12-6-6 (e) protected Trees as a discussion item. The proposed changes are to allow staff to authorize deviations to setbacks in order to further the protection of Heritage Trees. During the January 11, 2022 meeting Planning Board members requested staff to consider adding a notification process to the proposed amendments and brining that back as an action item at the February 8, 2022 meeting.

February 8, 2022 the Planning Board recommended approval of the proposed amendments to Section 12-6-6 (e). The attached amendment incorporates a modified version of the existing notification process currently in place for "removal" of Heritage trees in Sec. 12-6-4 (4) and applies it to a request for a "reduction in setbacks" to preserve Heritage trees in 12-6-6 (e). The Planning Board voted 7 - 0 to recommend approval of the proposed amendments to the Tree Ordinance.

PRIOR ACTION:

March 24, 2022 - City Council conducted a public hearing and approved Proposed Ordinance No. 09-22 on first reading.

FUNDING:

N/A

FINANCIAL IMPACT:

None

LEGAL REVIEW ONLY BY CITY ATTORNEY: Yes

2/8/2022

STAFF CONTACT:

Kerrith Fiddler, City Administrator
David Forte, Deputy City Administrator - Community Development
Sherry Morris, AICP, Development Services Director

ATTACHMENTS:

- 1) Proposed Ordinance No. 09-22
- 2) Planning Board Minutes February 8, 2022 - DRAFT

PRESENTATION: No