

# Late Backup

## Motion to Amend Staff Recommendation to require monthly reports to UFB

Move to Amend Part 6 , §25-8-606 of the staff recommended ordinance to require monthly reports to the Urban Forestry Board by inserting the words “report monthly to” after “Environmental Board and..”

### **§25-8-606 ANNUAL REPORT.**

The city arborist shall annually report to the Environmental Board and report monthly to the Urban Forestry Board. The report shall include, but is not limited to, impacts to protected or heritage trees, tree promotional programs, and urban forestry planning efforts.

#38

Chris Riley

## Motion to Amend Staff Recommendation definition of Heritage Tree to include multi-stemmed trees

Move to Amend Part 2 of the staff recommended ordinance by amending the definition of Heritage Tree in §25-8-602 subsection (1) to delete the words “at least one stem with”

### § 25-8-602 DEFINITIONS.

In this article:

(1) HERITAGE TREE means a tree that has ~~[at least one stem with]~~ a diameter of 24 inches or more, measured four and one-half feet above natural grade, and is one of the following species:

## Motion to Amend Staff Recommendation definition of Heritage Tree regarding eligible species

Move to Amend Part 2 of the staff recommended ordinance by amending the definition of Heritage Tree in §25-8-602 subsection (1):

- Delete the species listed in subsection (1) (g) through (1) (q) and insert instead a new subsection (g) "All oaks" and renumber the remaining species accordingly.
- Add a sentence at the end of the definition "This list of eligible heritage tree species may be supplemented, but not reduced, as prescribed by rule."

### § 25-8-602 DEFINITIONS.

In this article:

(1) HERITAGE TREE means a tree that has at least one stem with a diameter of 24 inches or more, measured four and one-half feet above natural grade, and is one of the following species:

- (a) Ash, Texas
- (b) Cypress, Bald
- (c) Elm, American
- (d) Elm, Cedar
- (e) Madrone, Texas
- (f) Maple, Bigtooth
- (g) All oaks
- ~~(g) Oak, Blackjack~~
- ~~(h) Oak, Bur~~
- ~~(i) Oak, Chinquapin~~
- ~~(j) Oak, Durand~~
- ~~(k) Oak, Lacey~~
- ~~(l) Oak, Live~~
- ~~(m) Oak, Mexican White~~
- ~~(n) Oak, Post~~
- ~~(o) Oak, Red~~
- ~~(p) Oak, Shin~~
- ~~(q) Oak, Texas Red~~
- (h) [(r)] Pecan
- (i) [(s)] Walnut, Arizona
- (j) [(t)] Walnut, Eastern Black

This list of eligible heritage tree species may be supplemented, but not reduced, as prescribed by rule.

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Mike Martinez

## Motion to Amend Staff Recommendation to delete specific removal without permit for utilities

Move to Amend Part 8 of the staff recommended ordinance to delete Subsection 25-8-621 (D) in its entirety; and to amend Part 13 of the staff recommended ordinance to delete Subsection 25-8-641 (E) in its entirety.

### **25-8-621 PERMIT REQUIRED FOR REMOVAL OF PROTECTED TREES; EXCEPTIONS.**

~~[(D) A utility may, without a permit, remove a protected tree that poses an immediate hazard to the safe provision of services, as determined by the executive officer of the utility, only if the hazard cannot reasonably be mitigated without removal of the tree. No later than 7 days after removal of the tree, the utility shall provide to the city arborist documentation of the hazard presented by the tree and the need for its removal.]~~

### **§ 25-8-641 REMOVAL PROHIBITED.**

~~[(E) A utility may, without a permit, remove a heritage tree that poses an immediate hazard to the safe provision of services, as determined by the executive officer of the utility, if the hazard cannot reasonably be mitigated without removal of the tree. No later than 7 days after removal of the tree, the utility shall provide to the city arborist documentation of the hazard presented by the tree and the need for its removal.]~~

#38

Luke Martinez

## Motion to Amend Staff Recommendation to delete specific removal criteria for utilities

Move to Amend Part 10 of the staff recommended ordinance, Subsection 25-8-624 (A) (3); and Part 13, Subsection 25-8-642 (A) (2) to delete the phrase "or the safe operation of existing public utility services"

### **§25-8-624 APPROVAL CRITERIA.**

(A)

(3) is [a] an imminent hazard to life or property[ ~~or the safe operation of existing public utility services~~], and the hazard cannot reasonably be mitigated without removing the tree;

### **§ 25-8-642 ADMINISTRATIVE VARIANCE.**

(A)

(2) is an imminent hazard to life or property [~~or the safe operation of existing public utility services~~], and the hazard cannot reasonably be mitigated without removing the tree; or

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Laura Morrison

## Motion to Amend Staff Recommendation regarding variance findings

Move to Amend Part 13 of the staff recommended ordinance, Subsection 25-8-642 (C) (2) and Subsection 25-8-643 (A) (2) to delete "superior overall tree preservation" and replace with "a design that will allow for the maximum provision of ecological service from the trees"

historical & cultural value

### § 25-8-642 ADMINISTRATIVE VARIANCE.

(C)

(2) removal of the heritage tree is not based on a condition caused by the method chosen by the applicant to develop the property, unless removal of the heritage tree will result in a design that will allow for the maximum provision of ecological service from the trees preserved [~~superior overall tree preservation~~] on the site. historical or cultural

### 25-8-643 LAND USE COMMISSION VARIANCE.

(A)

(2) removal of the heritage tree is not based on a condition caused by the method chosen by the applicant to develop the property, unless removal of the heritage tree will result in a design that will allow for the maximum provision of ecological service from the trees preserved [~~superior overall tree preservation~~] on the site.