

RESOLUTION NO. 13-109

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
AUTHORIZING THE REMOVAL OF FIVE OAK TREES AT 3328 SPRING STREET  
(UPTOWN CENTER – RICK JEFFREY)

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WHEREAS, Rick Jeffrey has submitted a request to remove five Coast Live Oak trees in relation to the Uptown Center project located at 3328 Spring Street; and

WHEREAS, the Community Development Director could not make the determination that the tree is “clearly dead or diseased beyond correction,” and therefore, Section 10.01.050.C of the Oak Tree Ordinance would consider the tree “healthy” and require that the City Council make the determination of whether the tree should be removed or not, after consideration of the factors listed in Section 10.01.050.D; and

WHEREAS, Chip Tamagni of A & T Arborists submitted an Arborist Report indicating that the trees are young, and have not been maintained in the past; and

WHEREAS, on July 9, 2013, with the review of the Uptown Center project, the Planning Commission recommended that the Council approve the removal of the five trees in order to accommodate the Uptown Center project.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of El Paso de Robles does hereby:

1. Authorize the removal of five (5) Coast Live Oak trees based on the trees being in poor locations, having low aesthetic value, and allowing reasonable use of the property for the purpose in which it is zoned, and to save Tree #4 if feasible as determined by staff;
2. Require twelve (12) 1.5-inch diameter Coast Live Oak replacement trees, or the payment of \$2,400 into the City’s oak tree replacement fund. Planting of the trees or payment into the fund is required prior to the issuance of the Permit for removal of the oak trees.

PASSED AND ADOPTED by the City Council of the City of El Paso de Robles this 6<sup>th</sup> day of August 2013 by the following vote:

AYES: Hamon, Picanco, Martin, Steinbeck, Strong

NOES:

ABSTAIN:

ABSENT:

ATTEST:

  
Caryn Jackson, Deputy City Clerk

  
Duane Picanco, Mayor