

RESOLUTION NO. 18-024

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
AUTHORIZING THE REMOVAL OF ONE OAK TREE AT 3230 RIVERSIDE AVENUE  
(OTR 18-002 / HASTINGS) APN 008-051-027

WHEREAS, Newlin Hastings on behalf of Paso Robles Business Park Partners, LLC, has submitted a request to remove one oak tree on the site located at 3230 Riverside Avenue; and

WHEREAS, Rodney Thurman, Certified Arborist, has evaluated the tree and concludes that the tree is in fair condition, as described in the Arborist Report, Exhibit A; and

WHEREAS, the request for the tree to be removed is in conjunction with a development plan (PD 17-010) for a 18,500 square foot addition to an existing warehouse/industrial building for wine warehousing; and

WHEREAS, there are is one additional oak tree on site (Tree No. 2) that is proposed to be protected; and

WHEREAS, the Community Development Director could not make the determination that Tree No. 1 is "clearly dead or diseased beyond correction," and therefore, Section 10.01.050.D 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.E; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. All of the above recitals are true and correct and incorporated herein by reference.

Section 2 Findings. The City Council finds the factors outlined in Section 10.01.050.E, and the information provided by the Arborist, justify the removal of the Tree No. 1, a 10-inch diameter Valley Oak tree, based on the trees being in fair condition and in conflict with the proposed building footprint, as indicated in Exhibit A.

Section 3. Mitigation. Two (2) 1.5" diameter Valley Oak replacement trees shall be planted on site at the direction of the Arborist to mitigate the visual impact of the tree's removal.

APPROVED this 20<sup>th</sup> day of February, 2018, by the following vote:

AYES: Gregory, Strong, Hamon, Reed, Martin

NOES:

ABSENT:

ABSTAIN:

  
\_\_\_\_\_  
Steven W. Martin, Mayor

ATTEST:

  
\_\_\_\_\_  
Kristen L. Buxkemper, Deputy City Clerk

Exhibits

A. Whit's Turn Tree Care Arborist Report



P.O. Box 1784 Templeton, CA 93465  
Telephone: 805-434-9630 Fax: 805-434-9610

# Exhibit - A

## Oak Tree Impact Report

**Project Name:** Building Expansion 3230 Riverside Avenue

**Project Location:** 3230 Riverside Avenue, Paso Robles, CA

**Report Prepared By:** Rodney D. Thurman

**Professional Certifications:**

- International Society of Arboriculture (ISA) Certified Arborist # PN2684AUM – Expires 6/1/2020
- ISA Municipal Specialist– Expires 6/1/2020
- ISA Utility Specialist– Expires 6/1/2020
- ISA Tree Risk Assessment Qualification – Expires 8/5/2020

**City of Paso Robles Business License:** #06603

**Proof of Liability Insurance:** Wesco Insurance Co. #WPP145976100

Respectfully Submitted,

Rodney D. Thurman

Received  
02/07/18  
City of Paso Robles  
Community Development

\*Indicates Glossary Term



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# Exhibit - A

February 1, 2018

**To:** Darin Nash- Director of City of Paso Robles Planning and Development Department  
**From:** Rodney Thurman – Whit’s Turn Tree Care

**Re:** Oak Tree Impact Report in regard to proposed building construction at 3230 Riverside Avenue.

Mr. Nash,

I have been asked by Mr. Newlin Hastings, Owner of Pacifica Commercial Realty, to write this Oak Impact Report in response to your request to have two (2) Valley oaks (*Quercus lobata*) evaluated in regard to health and potential for retention. in regard to a proposed building expansion at 3230 Riverside Avenue.

## Observations:

On February 1, 2018 I met with Mr. Hastings at on site at 3230 Riverside Avenue where he intends to expand the existing building.

I noted two (2) Valley oaks within and adjacent to the proposed building footprint. I attached metal tags to the base of the trees and assigned numbers to each. The tree numbers I assigned correlate with tree #1 and #2 noted in Appendix B- Site Diagrams. Tree #1 was growing at the north fenceline in part of a storage area in the parking lot for the existing building. Tree #2 was located beside an electrical utility pole at the northwest corner of the same storage area as tree #1.

The trees appeared to be a “volunteers” that came up naturally rather than being part of a planned landscape. In general the trees were in fair condition and showed some mild drought stress indicated by some dead, pencil sized, twigs in the canopy. The structure of tree #1 was also in fair condition. Tree # 2 had been pruned by PG&E for utility clearance; therefore I rated its structure as poor.

Individual Tree Information								
Tree #	Species	DBH	Ht.	Canopy Width	Approximate Age*	Location	Condition Rating	Comments
1	Valley Oak ( <i>Quercus lobata</i> )	10"	25'	20'	20	North fence of storage area at south side of building	Fair	Mildly drought stressed. Co- dominant top
2	Valley Oak ( <i>Quercus lobata</i> )	11"	20'	20'	20	Beside an utility pole at the northwest corner of storage area	Poor	Mildly drought stressed. Utility pruned

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## Discussion:

Because tree #1 is within the proposed building expansion footprint, I do not see any way to save it unless the building plan is altered significantly. As I mentioned in the observations section of this report, this tree is a volunteer in fair condition, which began to grow in a random location in the parking lot of the building.

Mr. Hastings requests that you allow for the removal of Tree #1 the tree based on its locations inside the proposed building footprint. In regard to replacements for the loss of the tree, he will adhere to the city of Paso Robles Ordinance 835 N.S. Section 10.01.050 F which requires replacement of 25% of the diameter of the removed tree with a twenty-four (24) inch box, 1.5 inch minimum trunk diameter, native oak.

Twenty-five percent of 10 inches is 2.5 inches. Therefore, Mr. Hastings will provide two (2) twenty-four (24) inch box, 1.5 inch minimum trunk, California native oaks, which will more than cover the requirement. The trees will be planted on site and will be updated in the landscape plan submitted by the Mr. Hastings and his team.

Tree #2 although poorly located adjacent to a utility pole, can be retained if the **\*critical root zone (CRZ)** is protected during construction activities. In order to protect the CRZ, a **\*tree protection zone (TPZ)** should be established and tree protection fencing installed at the limits of the TPZ.

- **Tree Protection During Construction-** The tree protection shall be provided during the entire time construction activities occur. A TPZ shall be established and maintained to ensure roots remain undamaged. A critical root zone or CRZ is an area equal to 1-foot radius from the base of the tree's trunk for each 1 inch of the tree's diameter at 4.5 feet above grade or DSH. Example: By multiplying a tree diameter of 24 inches by 1, the radius of root protection would be 24 feet from the trunk. At that distance the tree protection fencing would be installed around the perimeter of the tree. In this case of tree #2, the tree was 11 inches in diameter so a radius extending out 11 feet from the trunk of the tree will be the limit of the TPZ.
- **Tree Protection Fencing-** Tree protection fencing is required to be in place for the duration of the construction project. The fencing should be 4 feet tall and made of orange, high density, polyethylene with 3.5" x 1.5" openings. It should be installed on steel posts 8 feet on center and tightly stretched to prevent sagging. Weatherproof tree protection signs shall be placed on the fencing and remain in place until completion of the project. See Appendix C - Tree Protection Diagram.

\*Indicates Glossary Term



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## Exhibit - A

### Recommendations:

Tree # 1 is within the proposed building addition footprint and will need to be removed. Tree #2 is located outside the proposed building addition footprint and can be retained but will require tree protection during all phases of construction.

Sincerely,

Sincerely,

Rodney D. Thurman  
Cell: 805 286 6153  
Email: rodney@whitsturn.com

**Appendices:** Photographs, Site Diagrams, Tree Protection Diagram, Glossary of Terms

\*Indicates Glossary Term



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# Exhibit - A

## Appendix A- Photographs



Photo 1- Tree locations on site.

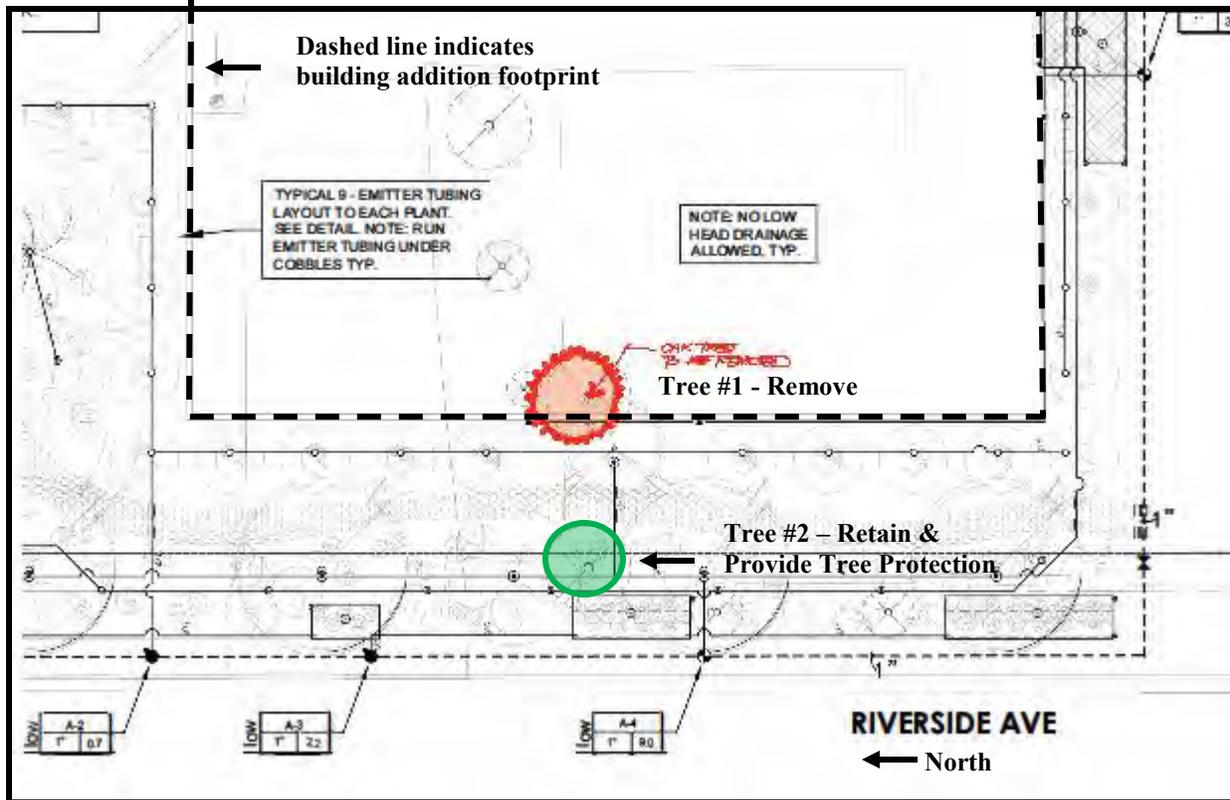
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# Exhibit - A

## Appendix B- Site Diagrams



\*Indicates Glossary Term



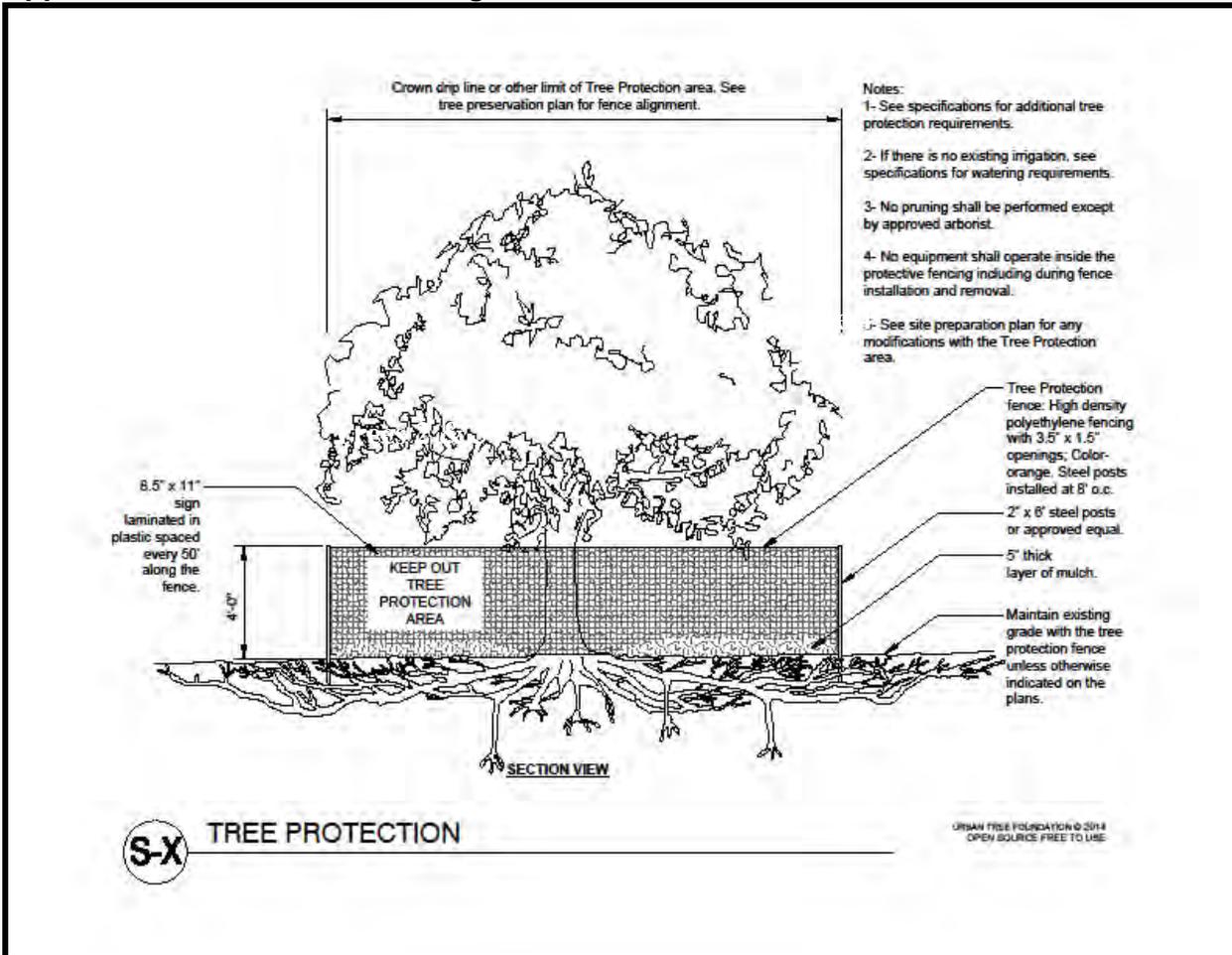
**Whit's-Turn**  
Tree Care

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## Appendix C- Tree Protection Diagram



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# Exhibit - A

## Appendix D- Glossary of Terms

- **Canopy-** Collective branches and foliage of a tree or group of trees' crowns. Aggregate or collective tree crowns.
- **Critical Root Zone or CRZ-** The International Society of Arboriculture (ISA) defines Critical Root Zone (CRZ) as an area equal to 1-foot radius from the base of the tree's trunk for each 1 inch of the tree's diameter at 4.5 feet above grade (referred to as diameter at breast height or DBH).
- **Diameter at Standard Height-** Diameter of trunk measured at 4.5 feet above ground level.
- **Tree Protection Zone or TPZ-** Defined area within which certain activities are prohibited or restricted to prevent or minimize potential injury to designated trees, especially during construction or development.

\*Indicates Glossary Term