

## ORDINANCE NO. 2619

AN ORDINANCE AMENDING ARTICLE II OF CHAPTER 34 OF THE "CODE OF THE CITY OF CORAL GABLES", ENTITLED, "STANDARDS FOR REMOVAL AND RELOCATION OF TREES"; AND IN PARTICULAR SECTION 34-13(B), ENTITLED, "PERMITS GENERALLY; SECTION 34-15(g)(4) AND (5), ENTITLED, TIME LIMITATION; AND SECTION 34-20(a) AND (b) ENTITLED, "APPEALS FROM DECISIONS OF THE CITY OF CORAL GABLES TREE PRESERVATION AGENCY"; FOR THE PURPOSE OF INCREASING FEES FOR TREE REMOVAL PERMITS, TREE REMOVAL APPLICATIONS, AND TREE APPEAL DECISIONS; AND REPEALING ALL ORDINANCES INCONSISTENT HEREWITH.

BE IT ORDAINED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. That from and after the effective date of this ordinance Section 34-13(B) of the "Code of the City of Coral Gables", entitled, "Permits Generally", shall be and it is hereby amended to read as follows:

Sec. 34-13 Permits Generally

- (b) Tree Removal Application Forms; Tree Removal Fees. Permits for the removal, relocation or replacement of trees covered herein shall be obtained by submitting an application, on a form prescribed by the City of Coral Gables tree preservation agency. The permit fee, except as otherwise provided, shall be twenty dollars (\$20.00) to remove first tree and ten dollars (\$10.00) for each additional tree removed under each application. No fee shall be charged for trees which are relocated or lie within a utility easement and are required to be removed in order to provide utility service to the property. Governmental agencies and applications for tree removals in areas dedicated to public use shall be exempted from permit fees but shall be subject to all other provisions of this article. Any and all funds collected as permit fees pursuant to this article shall be deposited in the general fund.

SECTION 2. That from and after the effective date of this ordinance, Section 34-15(g)(4) and (5) of the "Code of the City of Coral Gables", entitled, "Application Procedure for Tree Removal Unrelated to Building Permit Applications", shall be and it is hereby amended to read as follows:

Sec. 34-15. Application procedure for tree removal unrelated to building permit applications.

- (g) Time Limitation.

(4) The fee for renewal of a permit after work has commenced and the fee for reissuance of a permit before work has commenced and after the original permit has been void shall be twenty dollars (\$20.00).

(5) Permits issued after work has commenced shall be two (2) times the normal fee.

SECTION 3. That from and after the effective date of this ordinance, Section 34-20(a) and (b), of the "Code of the City of Coral Gables", entitled, Appeals from Decisions of the City of Coral Gables Tree Preservation Agency", shall be and it is hereby amended to read as follows:

Sec. 34-20. Appeals from decisions of the City of Coral Gables Tree Preservation Agency.

- (a) Any person aggrieved by any decision of the tree preservation agency hereunder in the enforcement of any terms or provisions of this article, may appeal to the tree protection appeals committee by filing within fifteen (15) days after the date of the decision complained of, on a form prescribed by the City of Coral Gables, a written notice of appeal thereof with the tree protection appeals committee which shall set forth concisely the decision appealed from and the reasons or grounds for the appeal. Each appeal shall be accompanied by a fee of one hundred dollars (\$100.00) to cover the cost of the appeal proceedings. The tree protection appeals

committee may **affirm**, reverse or modify the decision appealed from, provided that the tree protection appeals committee shall not take any action which **conflicts** with or **nullifies** any of the provisions of **this** article. The word "**decision**" as used herein shall not include the filing of any action by the tree preservation agency in any court.

- (b) Any person aggrieved by any decision of the tree protection appeals committee may **appeal** to the City Commission by **filing** within ten (10) days after the date of the decision complained of on a form prescribed by the City of Coral Gables, a **written notice** of appeal thereof with the City Clerk, which shall set forth concisely the decision appealed from and the reasons or grounds for the **appeal**. Each appeal shall be accompanied by a fee of one hundred dollars (\$100.00) to cover the cost of the appeal proceedings. **Reasonable** notice of **all** hearings shall be **provided** by the City Clerk to all affected parties. The City Commission may **affirm**, **modify** or reverse the decision appealed from. The **decisions** of the City Commission shall be final, and no petition for rehearing or **reconsideration** shall be considered.

SECTION 4. That all ordinances or parts of **ordinances inconsistent** or in conflict herewith shall be and they are hereby repealed **insofar** as there is conflict or **inconsistency**.


PASSED AND ADOPTED THIS ELEVENTH DAY OF FEBRUARY, A. D., 1986.

APPROVED:



DOROTHY THOMSON  
MAYOR

ATTEST:



VIRGINIA L. PAUL  
CITY CLERK

# TREE PROTECTION APPEALS COMMITTEE

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## **Tree Protection Appeals Committee**

Tree Protection Appeals Committee is a staff committee that hears appeals from the tree preservation agency's decision, which is the Public Service Department. The Committee meets on an as-needed basis and consists of the City Manager, the Public Works Director, Public Service Director, the Building Director and the Planning and Zoning Director. An appeal of the Committee's decision is appealed to the City Commission. City Attorney Craig E. Leen provides legal counsel to the Committee. (Sec. 82-35 City Code)

[Tree Protection Appeals Committee Application](#)

