

1 Introduced by Council Member Crescimbeni and amended by the
2 Neighborhoods, Community Services, Public Health and Safety
3 Committee:

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6 **ORDINANCE 2018-775-E**

7 AN ORDINANCE APPROPRIATING \$300,000.00 FROM
8 THE TREE PROTECTION AND RELATED EXPENSES TRUST
9 FUND, SUBFUND 15F, FOR A COUNTY-WIDE PROGRAM
10 TO PROVIDE TREE PLANTING IN THE PUBLIC RIGHTS-
11 OF-WAY WHERE TREES HAVE BEEN REMOVED BY THE
12 CITY DUE TO TREE CONDITION; APPROPRIATING
13 \$200,000.00 FROM THE TREE PROTECTION AND
14 RELATED EXPENSES TRUST FUND, SUBFUND 15F, FOR
15 A COUNTY-WIDE PROGRAM TO PROVIDE TREE PLANTING
16 IN THE PUBLIC RIGHTS-OF-WAY IN LOCATIONS WHERE
17 ADJACENT PROPERTY OWNERS HAVE MADE REQUESTS
18 THROUGH 630-CITY; APPROVING, AND REQUESTING
19 THE MAYOR, OR HIS DESIGNEE, TO DIRECT THE
20 DEPARTMENT OF PUBLIC WORKS TO ADMINISTER THE
21 TWO PROGRAMS IN ACCORDANCE WITH THE CRITERIA
22 HEREIN PROVIDED; PROVIDING A CARRYOVER OF
23 FUNDS INTO SUBSEQUENT FISCAL YEARS; PROVIDING
24 AN EFFECTIVE DATE.

25
26 **WHEREAS**, the Tree Commission, an advisory body of the City of
27 Jacksonville formed to encourage and coordinate the efforts of the
28 various public and private entities that are concerned with the
29 conservation and enhancement of the City's Tree Canopy, voted to
30 recommend two types of tree replacement programs to be administered

1 by Public Works, now therefore

2 **BE IT ORDAINED** by the Council of the City of Jacksonville:

3 **Section 1. Appropriation for Tree Replacement Program.**

4 For the 2018-2019 fiscal year, within the City's budget, there
5 are hereby appropriated the indicated sum(s) from the account(s)
6 listed in subsection (a) to the account(s) listed in subsection
7 (b):

8 (The account information is attached hereto as **Exhibit 1**, and
9 incorporated herein by this reference)

10 (a) Appropriated from:

11 See attached **Exhibit 1** \$300,000.00

12 (b) Appropriated to:

13 See attached **Exhibit 1** \$300,000.00

14 (c) **Explanation of the appropriation** - The funding above is
15 to provide \$300,000.00 from the Tree Protection and
16 Related Expenses Trust Fund, Subfund 15F, for a county-
17 wide right-of-way tree replacement program, to be
18 administered by the Department of Public Works.

19 **Section 2. Purpose.** The purpose of the appropriation in

20 Section 1 is to provide \$300,000.00 for a tree replacement program
21 (the "Tree Replacement Program"), to plant trees within public
22 rights-of-way in Duval County. The Tree Replacement Program funds
23 will be expended in this way: When a tree within the public right-
24 of-way is damaged, dead, in impending decline, or becomes a hazard
25 to the public health, safety and welfare, the Department of Public
26 Works may use Subfund 15F to remove and replace said tree, so long
27 as

28 (1) the tree removed is replaced within six (6) months;

29 (2) the species of replacement tree is contained in the "Tree
30 Commission Approved Tree Planting List", attached hereto as **Exhibit**
31 **2** and approved by a City Arborist; and

1 (3) the location of the replacement tree is approved by a
2 City Arborist and is in close proximity to the tree removed, such
3 as either: within the right-of-way of the parcel abutting the tree
4 removal site, or in the right-of-way of an adjacent parcel
5 abutting, or across the street from, the tree removal site, but in
6 no instance shall the location of the replacement tree be more than
7 100 feet away from the tree that was removed.

8 **Section 3. Appropriation for 630-CITY Tree Planting**
9 **Program.** For the 2018-2019 fiscal year, within the City's budget,
10 there are hereby appropriated the indicated sum(s) from the
11 account(s) listed in subsection (a) to the account(s) listed in
12 subsection (b):

13 (The account information is attached hereto as **Exhibit 1**, and
14 incorporated herein by this reference)

15 (a) Appropriated from:

16 See attached **Exhibit 1** \$200,000.00

17 (b) Appropriated to:

18 See attached **Exhibit 1** \$200,000.00

19 (c) **Explanation of the appropriation** - The funding above is
20 to provide \$200,000.00 from the Tree Protection and
21 Related Expenses Trust Fund, Subfund 15F, for a county-
22 wide right-of-way tree planting program in locations
23 where adjacent property owners have requested trees to be
24 planted through 630-CITY, to be administered by the
25 Department of Public Works.

26 **Section 4. Purpose.** The purpose of the appropriation in
27 Section 3 is to provide \$200,000.00 for a tree planting program
28 (the "630-CITY Tree Planting Program"), to plant trees within
29 public rights-of-way in Duval County in locations where adjacent
30 property owners have requested trees, through 630-CITY (the CARE
31 System). The Program funds will be expended in this way:

1 (1) when a property owner enlists the help of the City through
2 "630-CITY" asking for a new tree to be installed in the right-of-
3 way adjacent to their property, the Department of Public Works may
4 use Subfund 15F to install a tree approved in accordance with the
5 "Tree Commission Approved Tree Planting List" attached hereto as
6 **Exhibit 2;**

7 (2) The location and species must be approved by a City
8 Arborist; and

9 (3) the request may not exceed two trees within a one year
10 period per property owner request, unless otherwise approved by the
11 Tree Commission.

12 **Section 5. Oversight Department.** The Public Works
13 Department shall oversee the Programs described herein. The trees
14 that are removed and those that are planted shall be recorded
15 electronically on Plan-it GEO, or its equivalent, and shall note
16 the species and size of each, as well as the date of planting or
17 removal, and the Ordinance number, if applicable, appropriating the
18 funding.

19 **Section 6. Carryover.** The funds appropriated in this
20 ordinance shall not lapse but shall carryover to subsequent fiscal
21 years.

22 **Section 7. Effective Date.** This ordinance shall become
23 effective upon signature by the Mayor or upon becoming effective
24 without the Mayor's signature.

25
26 Form Approved:

27
28 /s/ Shannon K. Eller

29 Office of General Counsel

30 Legislation Prepared By: Susan C. Grandin

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