

File No. 160053

Committee Item No. _____

Board Item No. 52

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____

Date: _____

Board of Supervisors Meeting

Date: January 26, 2016

Cmte Board

- | | | |
|--------------------------|-------------------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Resolution |
| <input type="checkbox"/> | <input type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

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| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Prepared by: John Carroll

Date: January 21, 2016

Prepared by: _____

Date: _____

1 [Approval of 90-Day Extension for Urban Forestry Council Review of Landmark Tree
2 Designation - 46A Cook Street]

3 **Resolution extending by 90 days the landmark tree designation review period by the**
4 **Urban Forestry Council for a Norfolk Island Pine at 46A Cook Street (Assessor's Block**
5 **No. 1067, Lot No. 032) in accordance with Public Works Code, Section 810(d), and**
6 **referring the matter back to the Urban Forestry Council for further review.**

7
8 WHEREAS, The Board of Supervisors adopted Ordinance No. 17-06, which amended
9 the Urban Forestry Ordinance, Public Works Code, Sections 801, et seq., concerning
10 landmarks and significant trees; and

11 WHEREAS, A copy of said ordinance is on file with the Clerk of the Board of
12 Supervisors in File No. 051458 and is incorporated herein by reference; and

13 WHEREAS, As part of this implementation of Ordinance No. 17-06, the Urban Forestry
14 Council, after duly noticed public hearings, developed criteria and procedures for the
15 designation and removal of landmark trees and recommended that the Board of Supervisors
16 adopt such criteria and procedures; and

17 WHEREAS, Said criteria and procedures were subsequently adopted by Resolution
18 No. 440-06 which is on file with the Clerk of the Board of Supervisors in File No. 060487 and
19 is incorporated herein by reference; and

20 WHEREAS, On July 2, 2015, Planning Commission initiated landmark proceedings at
21 the request of Commissioner Dennis Richards by adopting Resolution No. 19404 for one
22 Norfolk Island Pine (*Araucaria heterophylla*), located at 46A Cook Street, Assessor's Block
23 1067, Lot 032 and; and

24 WHEREAS, The Planning Commission acknowledged the temporary designation of
25 such tree for landmark tree status pursuant to Public Works Code, Section 810(d), and

1 directed the Commission Secretary to forward the Resolution and accompanying documents
2 contained in the file to the Urban Forestry Council and urged the Urban Forestry Council to
3 expeditiously complete the landmark tree designation review for the subject tree; and

4 WHEREAS, On August 6, 2015, the Urban Forestry Council held a public hearing on
5 the landmark tree designation review for the subject tree but continued the matter to October
6 27, 2015, stating that they did not have enough information and needed further historical and
7 species clarification; and

8 WHEREAS, On October 27, 2015, the Urban Forestry Council held a public hearing on
9 the landmark tree designation review for the subject tree and after a motion was made to
10 nominate the tree for landmark status, the nomination failed in a 5-5 vote and instead was
11 referred to the Board of Supervisors without recommendation pursuant to criteria and
12 procedures for designation and removal of landmark trees adopted in Resolution No. 440-06;
13 and

14 WHEREAS, Public Works Code, Section 810(d), provides that once a tree is
15 nominated for landmark status the subject tree is temporarily designated as a landmark tree
16 for 215 days so that the tree is protected while the designation proceedings are pending; and

17 WHEREAS, Once this 215-day temporary designation terminates, the tree loses its
18 temporary landmark protection status; however Section 810(d) allows the Board of
19 Supervisors via resolution to extend the protections of temporary designation status for an
20 additional 90 days to allow adequate time to consider the pending landmark designation; and

21 WHEREAS, The temporary landmark status for the Norfolk Island Pine (*Araucaria*
22 *heterophylla*), located at 46A Cook Street, Assessor's Block 1067, Lot 032, expires on
23 February 1, 2016 and the Board of Supervisors does not have adequate information to
24 landmark said tree at this time; now, therefore, be it
25

1 RESOLVED, That the Board, in accordance with Public Works Code, Section 810(d),
2 extends temporary landmark designation status for the Norfolk Island Pine (Araucaria
3 heterophylla), located at 46A Cook Street, Assessor's Block 1067, Lot 032, for an additional
4 90 days and refers the matter back to the Urban Forestry Council for further review; and, be it

5 FURTHER RESOLVED, That the Board directs the Department of Public Works to
6 notify the owner of 46A Cook Street (Assessor's Block 1067, Lot 032) of this 90-day extension
7 of temporary designation status and the special permit and approval requirements for
8 maintenance and removal of a landmark tree pursuant to Public Works Code, Section 810.

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Introduction Form

By a Member of the Board of Supervisors or the Mayor

RECEIVED
 DEPT OF PUBLIC WORKS
 13 JUN 20 10:55
 Time stamp
 or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion, or Charter Amendment)
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning "Supervisor [] inquires"
- 5. City Attorney request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attach written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission Youth Commission Ethics Commission
- Planning Commission Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use a Imperative Form.

Sponsor(s):

Supervisor Mark Farrell

Subject:

Extending review time for landmark tree designation at 46A Cook Street

The text is listed below or attached:

Attached

Signature of Sponsoring Supervisor: Mark S. Farrell

For Clerk's Use Only:

