

1 [Extending review time for landmark tree designation at 733 27<sup>th</sup> Avenue.]

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3 **Resolution extending the landmark tree designation review period for a holly at 733 27<sup>th</sup>**  
4 **Avenue (Assessor's Block 1617, Lot 003) for an additional 90 days beyond the 180-day**  
5 **temporary landmark tree designation term in accordance with Public Works Code**  
6 **Section 810(d) and requesting other official acts in connection with this extension.**

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8 WHEREAS, Public Works Code Section 810 establishes a procedure for the  
9 nomination, designation, and removal of landmark trees; and,

10 WHEREAS, Supervisor McGoldrick introduced a resolution of intent to nominate the  
11 holly (*Ilex altaclarensis*) located at 733 27<sup>th</sup> Avenue (Assessor's Block 1617, Lot 003) for  
12 landmark tree status on November 6, 2006. The Board of Supervisors adopted this  
13 nomination in Resolution No. 12-07. A copy of this Resolution is on file with the Clerk of the  
14 Board of Supervisors in File No. 061530 and is incorporated herein by reference; and,

15 WHEREAS, The Board of Supervisors adopted landmark tree designation criteria in  
16 Resolution No. 440-06. A copy of this Resolution is on file with the Clerk of the Board of  
17 Supervisors in File No. 060487 and is incorporated herein by reference; and,

18 WHEREAS, On February 27, 2007, after a duly notice public hearing, the Urban  
19 Forestry Council took no action in regard to the Board of Supervisors nomination of this tree  
20 for landmark status; however, in accordance with Public Works Code Section 810(d), the  
21 Urban Forestry Council has up to 90 days after it receives a nomination to take final action  
22 and this period has yet to expire; and,

23 WHEREAS, The Public Works Code Section 810(d) provides that once a tree is  
24 nominated for landmark status the subject tree is temporarily designated as a landmark tree  
25 for 180 days so that the tree is protected while the designation proceedings are pending.

1 Once this 180-day temporary designation terminates, the tree loses its temporary landmark  
2 protection status; however, Section 810(d) allows the Board of Supervisors via resolution to  
3 extend the protections of temporary designation status for an additional 90 days beyond the  
4 180-day temporary landmark tree designation term to allow adequate time to consider the  
5 pending landmark designation; and,

6 WHEREAS, Due to scheduling and other factors, the Board is concerned that  
7 temporary landmark designation status for the subject tree may lapse prior to final Board  
8 action on landmark designation for the subject holly and such an occurrence is not in the  
9 public interest; now, therefore, be it

10 RESOLVED, The Board, in accordance with Public Works Code Section 810(d),  
11 extends temporary landmark designation status for the holly (*Ilex altaclarensis*) located at 733  
12 27<sup>th</sup> Avenue (Assessor's Block 1617, Lot 003) for an additional 90 days beyond the 180-day  
13 temporary landmark designation term or until action on the landmark tree designation status is  
14 final and effective, whichever first occurs; and, be it

15 FURTHER RESOLVED, The Board directs the Department of Public Works to notify  
16 the owner of 733 27<sup>th</sup> Avenue (Assessor's Block 1617, Lot 003) of this 90-day extension of  
17 temporary designation status and the special permit and approval requirements for  
18 maintenance and removal of a landmark tree pursuant to Public Works Code Section 810.

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