

CITY OF LA CAÑADA FLINTRIDGE

RESOLUTION NO. 07-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA CAÑADA FLINTRIDGE APPROVING TREE REMOVAL 07-05 TO REMOVE TWO DEODAR CEDAR TREES AND ONE CANYON LIVE OAK TREE AT 1704 BONITA VISTA AS REQUESTED BY RIDGE AND CAROL MULLER

WHEREAS, a request by Ridge and Carol Muller has been received for a Tree Removal Permit to allow the removal of two Deodar Cedar trees and one Canyon Live Oak tree, said request is incorporated herein by reference; and,

WHEREAS, the Planning Commission, on April 24, 2007, after publication and posting of notice in the prescribed manner, held a public hearing on the Tree Removal request and voted to conditionally approve the Tree Removal request; and

WHEREAS, the City Council, on June 4, 2007, after publication and posting of notice in the prescribed manner, held a public hearing on the appeal Tree Removal 07-05; and

WHEREAS, the City Council has reviewed the facts contained in the staff report dated June 4, 2007 regarding the application for a Tree Removal at 1704 Bonita Vista and heard and considered the testimony of the applicant and the public; and

NOW, THEREFORE, the City Council hereby finds and determines as follows:

Section 1. The City's Tree Preservation and Protection Ordinance specifies the criteria which must be met in order to approve a request to remove protected trees on residentially zoned properties. These findings, as specified in Section 4.26.050 of the Municipal code, are listed below.

- 1. Where the tree itself, its excess foliage or its limbs are interfering with a structure or building and there is no feasible alternative to mitigate the interference. The applicant is required to work with staff to demonstrate that the driveway and garage cannot be reasonably be relocated to save Tree No. 14.*
- 2. Where, upon taking into account the size, shape, topography and existing trees upon the lot, the denial of the permit would create an unreasonable hardship on the property owner. The parcel has numerous Deodar Cedar trees that will be retained and the removal of Tree No. 14 will not impact the wooded character of the lot. The*

Canyon Live Oak is not a good specimen and is out of character with the many Deodars on the parcel.

3. *Where a written determination has been made by an ISA certified arborist after a visual inspection and scientific evaluation, that the tree is so diseased or damaged that it is no longer viable or is a threat to property or to other trees. A determination has been made by the consulting Arborist that Tree No. 21 is dead.*

Based on the above findings, the City Council of the City of La Cañada Flintridge hereby **APPROVES** the Tree Removal at 1704 Bonita Vista conditioned on strict and full compliance with all conditions of approval (Exhibit "A").

PASSED, APPROVED and ADOPTED this 4th day of June, 2007.



David A. Spence, Mayor

ATTEST:



Caroline deLlamas, Interim City Clerk

State of California
County of Los Angeles)
City of La Cañada Flintridge) ss.

I, Caroline deLlamas, Interim City Clerk of the City of La Cañada Flintridge, California, do hereby certify that the foregoing Resolution No. 07-15 was duly adopted by the City Council of the City of La Cañada Flintridge at a Regular Meeting held on the 4th day of June, 2007, by the following vote:

AYES: COUNCILMEMBERS: Brown, Olhasso, Del Guercio and Spence.
NOES: COUNCILMEMBERS: None.
ABSENT: COUNCILMEMBERS: Voss.
ABSTAIN: COUNCILMEMBERS: None.

Dated: June 5, 2007



Caroline deLlamas, Interim City Clerk

EXHIBIT "A"
CONDITIONS OF APPROVAL FOR
Tree Removal Permit 07-05 at 1704 Bonita Vista Drive

Under Section 4.26.050.B.8, the following conditions apply:

1. The Tree Removal Permit to remove the subject trees as outlined in the chart above is valid for one year (twelve months) from the original date of approval. The Director of Community Development may extend the original expiration date by as much as 12 months upon receipt of a written request from the applicant prior to expiration of the original approval if the approved project and applicable zoning standards are unchanged. All work performed in removal of the tree shall be completed by a licensed California Contractor, as required by State Law. **The California Contractor must also have a business license with the City of La Cañada Flintridge which can be obtained at the City Hall.**

2. The applicant shall demonstrate that the driveway cannot be relocated and/or reasonably adjusted to save tree No. 14. The Director of Community Development shall review and approve the fact that the driveway cannot be adjusted. If it is determined that the driveway cannot be adjusted, the applicant shall make a deposit in the amount of \$9,950 to the City's tree replacement fund designated for planting trees within the public areas of the city as determined by the city. (Ord. 322 § 2 (part), 2001)

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