

MOTION

Sections 46.00 to 46.06 of the Municipal Code (*Protected Tree and Shrub Regulations*) provides the regulations, permit conditions, fees, appeal process, and provisions to withhold or revoke building permits for illegal removal or relocation of protected trees and shrubs, as defined. The Department of Public Works' Bureau of Street Services, after notice and hearing, has the authority to request the Department of Building and Safety to withhold issuance of building permits.

These Municipal Code regulations are necessary, and in fact further regulatory controls should be enacted given that some project applicants or contractors intentionally omit the replacement of relocated or removed protected trees at project sites. The property located at 11937 Addison Street in North Hollywood is one example of a project that failed to replace the required number of trees that were relocated or removed on site.

It is of utmost importance to adopt any necessary revisions to the existing protected tree or shrubs ordinance and to prevent illegal removal or relocation of our region's protected trees, and thereby enhance and enforce the Municipal Code regulatory controls.

I THEREFORE MOVE that the Council instruct the Department of Public Works' Bureau of Street Services, and the Department of Building and Safety, in consultation with the Planning Department and the City Attorney, to prepare a report with recommendations to require that to obtain a Certificate of Occupancy from the Department of Building and Safety, project applicants/contractors must provide evidence of replacement of any protected trees removed or relocated as part of a development project application, and to disallow the issuance of any future permits on the property to project applicants/contractors who intentionally omitted to replace protected trees that were relocated or removed from a project site.

I FURTHER MOVE that the Council request the City Attorney to evaluate potential misdemeanor charges, consistent with Municipal Code Section 46.03(b), against the project applicant and contractor for the property located at 11937 Addison Street, North Hollywood, CA 91607, for failing to replace the required number of protected trees that were relocated or removed from the project site.

I FURTHER MOVE that the Council instruct the Bureau of Street Services and the Bureau of Engineering to prepare a report with recommendations relative to compliance with the terms of the Protected Tree Bond in the amount of \$10,700 filed by the project applicant with the Bureau of Engineering for the property located at 11937 Addison Street, North Hollywood, CA 91607, and indicating whether the project applicant has defaulted for not complying with its provisions, and the steps that the City needs to take to collect these funds.

PRESENTED BY:

**PAUL KREKORIAN**Councilmember, 2nd District

SECONDED BY:



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