



CITY OF NEWPORT BEACH PARKS, BEACHES & RECREATION AGENDA

CITY COUNCIL CHAMBERS @ NEW CIVIC CENTER
100 Civic Center Drive
TUESDAY, July 2, 2013– 6PM

PB&R Commission Members:

Kathy Hamilton, Chair
Tom Anderson, Vice Chair
Ron Cole
Roy Englebrecht
Walter Howald
Marie Marston
Jack Tingley

Staff Members:

Laura Detweiler, Recreation & Senior Services Director
Mark Harmon, Municipal Operations Director
Sean Levin, Recreation Superintendent
Teri Craig, Administrative Assistant

1) **CONVENE MEETING OF THE PARKS BEACHES & RECREATION COMMISSION TO ORDER**

2) **ROLL CALL**

3) **NOTICE TO THE PUBLIC**

Public comments are invited on agenda items generally considered to be within the subject matter jurisdiction of the PB&R Commission. The City provides a yellow sign-in card to assist in the preparation of the minutes. The completion of the card is not required in order to address the PB&R Commission. Speakers must limit comments to three (3) minutes. Before speaking, we invite, but do not require, you to state your name for the record. The PB&R Commission has the discretion to extend or shorten the speakers' time limit on agenda or non-agenda items, provided the time limit adjustment is applied equally to all speakers. As a courtesy, please turn cell phones off or set them in the silent mode.

4) **PRESENTATION TO OUTGOING COMMISSIONER PHIL LUGAR**

5) **ELECTION OF OFFICERS**

- Chair
- Vice Chair

6) **CONSENT CALENDAR**

All matters listed under **Consent Calendar 6A-6E** are considered by the PB&R Commission to be routine and will all be enacted by one motion in the form listed below. The Commission Members have received detailed staff reports on each of the items recommending approval and there will be no separate discussion of these items prior to the time the Commission votes on the motion unless members of the Commission, staff, or the public request a specific item to be discussed and/or removed from the Consent Calendar for separate action. Members of the public who wish to discuss a Consent Calendar item should come forward to the lectern upon invitation by the Chair.

A. **Minutes of the May 7, 2013 regular meeting.**

Recommendation: Waive reading of subject minutes, approve and order filed.

B. **Parks & Operations Division Activity Report.**

Recommendation: Receive/file monthly Activity Report for activities and upcoming projects.

C. **Recreation & Seniors Services Activity Report.**

Recommendation: Receive/file monthly Activity Report for activities and upcoming projects.

This Parks, Beaches & Recreation Commission is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Parks, Beaches & Recreation Commission agenda be posted at least seventy-two (72) hours in advance of each regular meeting and that the public be allowed to comment on agenda items before the Parks, Beaches & Recreation Commission and items not on the agenda but are within the subject matter jurisdiction of the Parks, Beaches & Recreation Commission. The Parks, Beaches & Recreation Commission may limit public comments to a reasonable amount of time, generally three (3) minutes per person.

It is the intention of the City of Newport Beach to comply with the Americans with Disabilities Act ("ADA") in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Newport Beach will attempt to accommodate you in every reasonable manner. If requested, this agenda will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Please contact the Parks, Beaches & Recreation Commission Secretary at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible at (949) 644-3151 or recreation@newportbeachca.gov.

D. Reforestation Request

Recommendation: Approve reforestation request of John Byers & Monica Mazur to replace one City Chinese Elm tree and one City Rusty Leaf Fig trees located at 518 Signal Road.

E. Reforestation Request

Recommendation: Approve reforestation request from residents of the Cliff Drive Park and Santa Ana Avenue area to replace two City Sugar Gum trees within Cliff Drive Park.

7) CURRENT / NEW BUSINESS – Staff Report

A. Special Tree Removal Request Appeal — 248 Poppy Avenue

Recommendation: Deny appeal request of Al Ross to remove a Special City Tree – Neighborhood Tree from Al Ross at 248 Poppy Avenue.

B. Special Tree Removal

Recommendation: Consider removal request of Mary McCarthy of a Special City Tree — Neighborhood Tree at 300 Poppy Avenue

C. Special Tree Removal

Recommendation: Consider removal request of City staff of a Special City Tree — Neighborhood Tree at 1732 Candlestick Lane.

8) PARKS, BEACHES & RECREATION COMMISSION / STAFF ANNOUNCEMENTS, UPDATES OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)

9) PUBLIC COMMENTS ON NON-AGENDA ITEMS

Public comments are invited on **non-agenda** items generally considered to be within the subject matter jurisdiction of the PB&R Commission. Speakers must limit comments to three (3) minutes. Before speaking, we invite, but do not require, you to state your name for the record. The PB&R Commission has the discretion to extend or shorten the speakers' time limit on non-agenda items, provided the time limit adjustment is applied equally to all speakers.

10) ADJOURNMENT

CITY OF NEWPORT BEACH**Parks, Beaches & Recreation Commission
Regular Meeting Minutes
May 7, 2013 – 6pm**

1) CALL MEETING TO ORDER – 6pm.**2) ROLL CALL**

Present: Kathy Hamilton, Chair
Tom Anderson, Vice Chair
Ron Cole
Roy Englebrecht
Phillip Lugar
Marie Marston
Jack Tingley

Staff: Laura Detweiler, Recreation and Senior Services Director
Mark Harmon, Municipal Operations Director
Sean Levin, Recreation Superintendent
Teri Craig, Administrative Assistant
Pat Thomas, Deputy Public Works Director

3) NOTICE TO THE PUBLIC**4) CONSENT CALENDAR**

Jim Mosher noted that he had submitted written comments which were incorporated into the minutes.

A. Minutes of the March 5, 2013 regular meeting.

Recommendation: Waive reading of subject minutes, approve and order filed.

B. Parks & Operations Division Activity Report.

Recommendation: Receive/file monthly Activity Report for activities and upcoming projects.

C. Item pulled by Commissioner Tingley**D. Picnic Table Donation**

Recommendation: Approve donation of picnic table from the Pam O'Leary to be located at Peninsula Park.

E. Picnic Table Donation

Recommendation: Approve donation of picnic table from the Kathy Arnold to be located at Peninsula Park.

F. Pulled by member of the public**G. Reforestation Request**

Recommendation: Approve reforestation request of one City Carrotwood tree within the parkway in front of 1958 Port Locksleigh from the Newport Hills Community Association.

Motion by Chair Hamilton, seconded by Commissioner Lugar, to approve Consent Calendar items A, B, D, E and G. Motion carried by acclamation.

C. Recreation & Seniors Services Activity Report.

Recommendation: Receive/file monthly Activity Report for activities and upcoming projects.

Commissioner Tingley questioned staff if a permit had been issued for the Persian New Year event held at the CdM State Beach that over 3000 people attended.

Director Detweiler reported that no permit was processed and fees were not assessed with the gathering. She explained that there is no event organizer and the beach use is in recognition of a holiday and users are in compliance with the beach rules.

Discussion continued regarding the process for regulating use at the beach and it was noted that this particular use is considered "drop-in" use and a non-commercial activity therefore not requiring a permit.

Chair Hamilton opened the public discussion; seeing none the discussion was closed.

Motion by Commissioner Lugar, seconded by Commissioner Marston to approve Item 4C – Recreation & Senior Services Activity Report. Motion carried by acclamation.

F. Tree Donation

Recommendation: Approve donation of one Pine tree from Sharon Wright to be located at Castaways Park

Chair Hamilton opened the public discussion

Jim Mosher commented on policies regarding the donation of trees and dedicated trees.

Chair Hamilton closed the public discussion

Motion by Commissioner Lugar, seconded by Commissioner Cole to approve Item 4F – Tree Donation. Motion carried by acclamation.

5) CURRENT / NEW BUSINESS – Staff Report

A. Sunset View Park – A Discussion of the Conceptual Plans of Sunset View Park

Recommendation: Review and provide feedback of the conceptual plans for Sunset View Park

It was noted that this item was noticed to property owners within 300 feet of Sunset View Park.

Deputy Public Works Director Pat Thomas provided details of the report addressing location, surrounding properties, initiation for the project, funding by Hoag Hospital and details of the conceptual landscaping plan. He reported meeting with the nearby Villa Balboa Homeowners' Association to receive comments and that they were incorporated into the revised concept. Deputy Director Thomas reported that the park will be a passive site and addressed plant materials, a plant material guide, a proposed walkway, planned improvements, relocation of the park sign and some additional features. He added that staff prepared an environmental assessment of the property and determined that there are no sensitive species located on the site and noted exemption for CEQA. He stated that the site is within the Coastal Zone and will need a Coastal Development Permit in order to move forward with the proposed improvements and addressed the expected timeline.

Discussion followed regarding ADA compliance efforts, relocation of the existing gate, the emergency access road, parking, proposed location for the installation of a bench and allowing for future bench donations.

Deputy Director Thomas stated that the park is not intended for active use but rather a passive turf areas.

Discussion continued regarding placement of benches on the turf in an area with access to views and blocking views for adjacent residential areas, proposed low shrub planting areas as well as the height of the proposed shrubs, identifying the location for future public art and possibly increasing the turf area.

The Commission advised Deputy Director Thomas to consider increasing the turf area where feasible, adding a picnic bench, addressing ADA access and defining locations for opportunities for public art.

Chair Hamilton opened the public discussion

Larry Welton Private Civil Engineer, reported that he had been retained by some of the property owners of the nearby residential complex to review the plans and provide recommendations. He stated that their it appears that the entire area has been raised over the years but that no records or approved permits relative to the grading can be found. Mr. Welton stated that the homeowners are concerned that their views of the ocean will be blocked and would like to the grading reduced to the levels of the 1990's. He added that he has only photographs that reveal that the grade was lower. He estimated that two to three feet would need to be removed from the top of the slope.

Phil Bias, resident of Villa Balboa, Member of the Board of Directors and Landscape Designer, reported meeting with Deputy Director Thomas and that he and Members of the Board are in favor of the proposed plans discussed tonight. He reported that this is not a new park but rather a continuation and "finishing off" of the existing Sunset View Park constructed in the early 1990's. He addressed existing conditions and donations by Hoag Hospital for construction of the park. He reported that no parking is provided for the park and stated that the existing gate does not extend the full width of the concrete drive and that there is ADA access. Mr. Bias reported that maintaining views is a major concern for the homeowners and commented on placement of benches and possible public art.

Jim Mosher commented on the planned uses of the park and questioned the type of surfacing of the tot lot.

Director Detweiler stated that a tot lot is not planned for the site and that any reference to it is an error.

Discussion followed regarding providing ADA parking.

Dick Grady, Villa Balboa resident, noted that he is not impacted by views and commented on the safety and use of the park. He noted that this project involves completion of the park and that the park is widely used. He indicated support for replacing the sod without compromising the safety.

Ryan Ross spoke in support of the project and addressed the issue of safety noting that the bluff ramps up from the concrete sidewalk to the proposed shrubs. He addressed the increase of the slope and wondered how that could have happened. He suggested that staff consider reducing the bluff slope to improve safety and views.

Chair Hamilton closed the public discussion

B. Special Tree Removal

Recommendation: Consider removal of 13 Special City Landmark trees along the Groves Bike Trail.

Director Harmon reported on previous action taken by the Commission, the status update, replacement of removed trees and acceptance by the public. He commented that after the removal of the first 54

trees that an arborist was tasked with assessing the remaining trees and his concerns were noted in the report recommending removal of an additional 13 trees. He noted that when these trees are removed, replacement trees will be planted soon after.

Chair Hamilton opened the public discussion

Jim Mosher reported that these 13 “elderly” trees are special trees that that there are policies requiring accommodations and/or alternatives for saving these trees. He stated that one of the trees is in a location where it could not possibly pose a threat; and commented on the need for the approval of the type of replacement trees. He noted that he believes the project will need a Coastal Development Permit and referenced his written comments that were submitted to the Commission.

Chair Hamilton closed the public discussion

Director Harmon noted that the tree Mr Mosher mentioned could pose a threat and that Council has commented on their approval of replacement trees. He stated that the area looks great and that the Commission has done a great job on the project and that staff has worked with the Coastal Commission and received the "go-ahead" to complete the work.

Motion by Commissioner Lugar, seconded by Commissioner Englebrecht, to approve the removal of the 13 Special City Landmark trees along the Groves Bike Trail. Motion carried by acclamation.

C. Special Tree Removal

Recommendation: *Consider removal of three Special City Neighborhood Trees from 207, 301 and 302 Marine Avenue.*

Director Harmon addressed the locations, significant problems with the trees, the need for the emergency removal of a tree at 324 Marine Avenue, community outreach and calls of support by residents. He recommended the removal of these trees for safety reasons and that they will be replaced with 36” box trees and should be planted within a week of their removal.

Brief discussion followed regarding the deteriorated condition of the existing trees.

Chair Hamilton opened the public discussion

Gene Giannulli reported that he has the same variety of eucalyptus tree in front of his property and referenced a previous conversation regarding removal of his tree for safety reasons with Urban Forester Conway. He stated that Mr. Conway had suggested that he write a letter requesting removal but has not received a response. He stated that recently a card was placed on the tree in front of his property; but when he returned later, the card was gone. He asked why his tree is not on this list for removal. He stated that his tree is diseased, a nuisance and that a man recently fell due to the roots of the tree and then stressed that the tree must be removed. Mr. Giannulli stated that his address is 224 Marine Avenue.

Director Harmon commented that he was unsure why his tree was tagged and apologized for the confusion. He committed to assess the tree within one week and return with recommendations for removal to the Commission at a later date.

Jack Herdman Balboa Island Improvement Association President noted their full endorsement of the removal and replacement of the trees. He asked staff to ensure that the turf and bricks in the tree wells are replaced when the trees are planted.

Director Harmon stated that turf and bricks will be replaced in the tree wells.

Chair Hamilton closed the public discussion

Motion by Commissioner Englebrecht, seconded by Commissioner Anderson, to approve the removal of three Special City Neighborhood Trees from 207, 301 and 302 Marine Avenue. Motion carried by acclamation.

D. Special Tree Removal

Recommendation: Consider removal of one Special City Neighborhood tree adjacent from 541 Hazel Drive.

Director Harmon presented details of the report and pictures of the tree and that the homeowner supports the removal of the tree. He presented staff recommendations noting that the tree exhibits signs of failure.

Brief discussion followed regarding the proximity of the tree to the utility lines.

Chair Hamilton opened the public discussion; seeing none the discussion was closed.

Motion by Commissioner Lugar, seconded by Commissioner Anderson, to approve the removal of one Special City Neighborhood tree adjacent from 541 Hazel Drive. Motion carried by acclamation.

6) PARKS, BEACHES & RECREATION COMMISSION / STAFF ANNOUNCEMENTS, UPDATES OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)

Commissioner Tingley stated that he would like to discuss how drop-in use of beach and parks are managed to include commercial use.

Director Detweiler updated the Commission on the feasibility of synthetic turf and reported that a line item now appears on the City Council's Facility Financing Plan for FY 2014/15 to fund installation at Bonita Creek Park. Further Council approval would be required to allocate CIP funding during the FY 2014/15 process.

Commissioner Anderson commented that some of the Palm Trees on Irvine Avenue will need to be replaced. Director Harmon affirmed that a claim has been submitted to the contractor for replacement of those trees.

7) PUBLIC COMMENTS ON NON-AGENDA ITEMS

Jim Mosher provided an update regarding a tree in Corona del Mar that was blocking the marquee of the New Port Theater. Additionally, Mr. Mosher commented on changes in parking at the Corona del Mar State Beach and the Balboa Pier.

8) ADJOURNMENT at 7:26pm.

Submitted by: _____
Teri Craig, Admin Assistant

Approved by: _____
Kathy Hamilton, Chair



Municipal Operations Department

PB&R Commission Agenda
Item No. 6B
July 2, 2013

TO: Parks, Beaches and Recreation Commission

FROM: Parks and Trees Maintenance Superintendent
Operations Support Superintendent *JLA*



SUBJECT: *April & May Parks and Trees, and Operations Support Divisions Activity Report*

Operations Support Activities

In April, Department crews started the annual spring and summer preparations as we anticipate the large crowds of visitors to area beaches and ocean front shops. Preparation activities included:

- Removing winter wind fencing
- Pushing back wind-blown sand
- Installing new phone poles for Lifeguard stations
- Grooming and detailing oceanfront beaches
- Pulling forward lifeguard towers

In May, the Beach Maintenance Crew switched to the summer work schedule with a start time of 5:00 AM to ensure a safe work environment while providing increased maintenance coverage. In addition, high profile commercial districts also receive increased maintenance attention. These maintenance schedules will remain in effect until after the Labor Day weekend.

Over the Memorial Day weekend, MOD staff members performed litter picking, beach cleaning, fire ring maintenance, hand sweeping, and street sweeping duties. Over 22 tons of trash was emptied from the beach area trash containers, which was performed by our two refuse contractors. Three cubic yards of trash and other debris were picked up by litter pickers and mechanical beach cleaning equipment, and four cubic yards of trash were collected by street sweeping equipment and hand sweepers.

During the summer months, these weekend activities are performed daily to ensure that the beaches and surrounding high-profile commercial districts are cleaned, detailed, and presentable for the tens of thousands of daily visitors and area residents.

The contract weekend cleaning of the beach area restroom facilities also started over the holiday weekend. The program entails having contract porters/attendants on site making sure the beach facilities at Newport Pier, 15th Street, Balboa Pier, Washington

Street, Corona Del Mar State Beach and Little Corona/Buck Gully are repeatedly cleaned and stocked with paper products, graffiti removed, and litter picking. This supplemental contract cleaning will be done on weekends until June 17th, at which time it will be performed daily through the Labor Day weekend.

Parks Maintenance Division Activities

Parks Maintenance Division staff continues working with the Public Works and the Recreation and Senior Services Departments on numerous projects in the planning and construction phases.

- Integrated Pest Management Seminar

Recently, Parks Maintenance Supervisor Kevin Pekar attended an Integrated Pest Management (IPM) seminar hosted by the California Association of Pest Control Advisors (CAPCA) and the University of California Extension Center (UCCE). Topics ranged from incorporating IPM strategies into landscape contracts to diagnosing symptoms of new pests important to the local landscape and nursery industries. The seminar concluded with a tour of the South Coast Research and Extension Center's agricultural test plots.

- Kings Road Park Renovation

Last month, Parks Maintenance Crewmembers Marty Colver, John Gemme, Harold Link, and Daniel Tovar completed the renovation of Kings Road Park. This beautification project included installing new plant material and sod.



- Irrigation Training

In June, crews and contractors attended the Irrigation Training at the Corporation Yard provided by staff members Tom Diaz and Anthony Petrarca. Topics included: filling out program change sheets, programming controllers, trouble shooting valves, and field scenarios.



Trees Division Activities

Month of:	Trees Trimmed	Trees Removed	Trees Planted
April	1,430	34	54
May	1,602	44	58

As part of the City's overall grid and annual trimming schedule, the City's tree service contractor pruned trees within the Spyglass Hills, Buffalo Ranch, Newport Coast, and Newport Heights areas. Additionally, annual pruning of Ficus trees are occurring throughout the City.

As part of the tree removal program for the Groves Bike Trail, 13 large Blue Gum trees were removed. Several replacement trees have already been planted, with a goal of 60 48" box Oak, Sycamore, and Pine trees installed by the end of June. In conjunction with the planting, a bubbler irrigation system will be added to each tree.

**Recreation Services
Monthly Activities Report**

To: Parks, Beaches & Recreation Commission

From: Sean Levin, Recreation Superintendent

Re: Recreation Division Monthly Activities Report



TENNIS COURTS GET A FACELIFT!

The tennis courts at Mariners Park and San Joaquin Hills Park received new windscreens and new nets. The new upgrades help protect players from windy conditions which can interfere with play. We have received calls from residents that regularly play tennis at Mariners, praising the improvements.



NEWPORT COAST COMMUNITY CENTER

Three of the eight Queen Palm trees that were donated for the Civic Center Grand Opening on May 4 have found a permanent home at the Newport Coast Community Center. The trees provide a wonderful addition to the landscaping behind the NCCC sign on the corner of San Joaquin Hills Rd and Newport Coast Drive.

IT'S OFFICIAL — CITY PARKS MAKE US HAPPY!!

A recent scientific study links parks to happiness. Below is an excerpt from the article:

“Spending time with nature in our cities' parks and gardens can improve individual satisfaction in life and make us less aggressive, anxious and stressed. So isn't it time we placed access to nature alongside good health, feeling secure, satisfying employment and positive social relationships as key routes to happiness?”

*A recent study from the University of Exeter **links green space to happiness**. Earlier studies indicating the **importance of urban nature for general and psychological health** were unable to control individual personality differences that affect happiness.”*

Here is a link to the article theconversation.com/its-official-city-parks-make-us-happy-14696 to learn more.

1ST ANNUAL DANCE RECITAL IS A HIT!

Recreation partnered with contract instructor Reina Rivera, to put on a successful dance recital. The event took place June 14 at the OASIS Senior Center with 100 dancers featured in the performance. All were enrolled in Reina's dance classes through the *Newport Navigator*. They showcased their talents to a packed crowd of 300. Feedback from parents has been tremendous and we look forward to having this event again next year!



CDM SCENIC 5K CELEBRATES ITS 32ND YEAR

The thunder of running feet... the stirring sounds of "Eye of the Tiger" at the Finish Line... the colorful balloon arch swaying in the light breeze... these are all memories of the recent Corona del Mar Scenic 5K, run on Saturday, June 1, 2013.

The event was coordinated by co-hosts Recreation & Senior Services and the Corona del Mar Chamber of Commerce, and featured a new partnership, a new run category, and new awards. The CdM 5K partnered with the Spirit Run to form the inaugural Newport Beach Road Racing Series, which offered a discount to adult participants for signing up for both runs, and to youth who signed up for the Spirit Run, the City's Track & Field Championship, and the CdM 5K. In order to attract more youthful running enthusiasts to the CdM 5K, a new event was added: a 2-Mile competitive run for the kids. Special gifts were issued to all Series participants. The children received commemorative medals, and adults received a special high-quality dri-fit Series shirt. The result of the Series was additional early promotion and an increase of approximately 300 people to the CdM Scenic 5K.

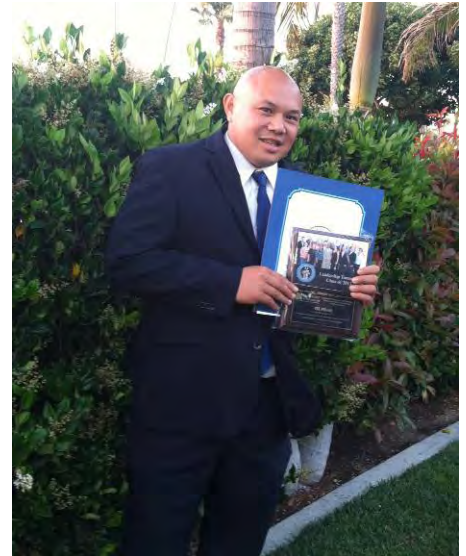
Thanks to everyone involved in producing the event: the Police, Fire and Municipal Operations departments for their set up and clean up of cones, barricades, signs, inspections, etc; to GIS for new maps; to the OASIS staff for allowing us to use their library one last time for registration & packet pick-up; to Council Member Gardner and PB&R Commissioner Anderson for starting races; and especially to our staff for their unflinching cheerful willingness to organize supplies, take registrations, answer numerous inquiries, set up, take down, clean up tables, chairs, canopies, and equipment – it takes all of us to stage a signature community event of this size!



RECREATION CELEBRATES TWO LEADERSHIP TOMORROW GRADUATES

Assistant Recreation Coordinator Tu Phan graduated this year – as a member of the 2013 Leadership Tomorrow class! Tu attended the once-a-month leadership sessions, during which he learned more about the community he’s worked in for the past seven years. The sessions focused on different aspects, such as government, health services, the judicial system, the business community, water resources, and the arts. Tu’s favorite session was the business community which focused on how tourism benefits the Newport Beach community.

Recreation Superintendent Sean Levin, “graduated” from the Leadership Tomorrow Board of Directors this year. Sean served four years on the Board.



MARINE PROTECTION SUPERVISOR FEATURED ON KOCI



You may have been surprised to hear a familiar voice on the radio Saturday morning, June 15, if you were listening to KOCI!

The voice belonged to Marine Protection Supervisor, Michelle Clemente, as she talked about Estuary Awareness Day, which was being held concurrent to the radio program at the Back Bay Science Center. Michelle outlined the activities that were featured that day, including a visit from the Wyland Foundation’s Clean Water Mobile Learning Center, the open touch tanks, visits to the native plant nursery, discussions on water sample analysis and marine protected areas, and even pontoon boat tours of Upper Newport Bay!

Michelle did a terrific job on-air, and her staff of hardworking Marine Naturalist Interpreters did the same at Estuary Awareness Day.

PARK PATROL

Requested calls are assigned visits by staff or schedule or phone requests. Customer Contacts are the number of times they stopped and spoke to customers other than requested calls. Due to the timing of the meeting, these monthly summaries will be two months behind (i.e. in June you will receive April summary). During the month of **April/May**, Park Patrol had the following number of contacts:

1. Requested Calls

- 82 with Youth Sports Groups
- 19 Field related issues/checks
- 10 Park/Picnic/reservation issues/checks
- 75 Community Center issues/checks
- 34 Playground checks
- 47 other
- Event Checks
 - 7 Pre Event
 - 1 Post Event
- CdM Beach Contacts
 - 20 BBQ
 - 14 Charcoal
 - 15 Tents

2. Public Contacts

- 209 Education
- 16 Alcohol
- 197 Dog related

NOV Written Warnings Issued – 9 for parking violations, smoking, commercial activity and dogs off leash

Citations Issued – 4 issued for parking violations; smoking on the beach.

FACILITY RENTALS & SPECIAL EVENT PERMITS

During the period of April 16 – June 15, 2013 there were:

- 27 Picnic/Park Area Rentals
- 13 Room Rentals
- 1 Field Rentals
- 1 Gym Rentals

There was one wedding reservation @ Peninsula Park — 4/13; 70 guests

As of June 15, 2013, there were 145 Special Event Permits processed and issued for the year.

Those events of note for this period are:

Spirit 40th Annual NB Show: Newport Harbor, April 18-21 - Attendance: 2400

NB Film Festival: Theaters in NB, April 25-May 2 - Attendance: 2500

March for Babies: Fashion Island, April 28 - Attendance: 7000

Civic Center Celebration: City Hall, May 4 - Attendance: 3000

OC Marathon: Fashion Island, May 5 - Attendance: 12000

Volcom: 54th Street Beach, May 8-11 - Attendance: 300 per day

Magic Shoe 5K: CdMHS & Eastbluff Streets, May 18 - Attendance: 1500

Balboa Island Artwalk: Balboa Island, May 19 - Attendance: 4000

CdM 5k: CdM, June 1 - Attendance: 3000

Balboa Island Parade: Balboa Island, June 2- Attendance: 5000

Senior Services Monthly Activities Report

To: Parks, Beaches & Recreation Commission

From: Celeste Jardine-Haug, Senior Services Manager

Re: Senior Services Division Monthly Activities Report

OASIS SENIOR CENTER

Fun and educational programs are always happening at OASIS to keep our participants informed and entertained. This week we had two fantastic programs. The first was the Sing and Pick Hootenanny group who did a performance for anyone who wanted to attend. The OASIS Hootenanny group put on their first ever Spring Sing and Pick Event. The group encouraged other senior musicians at OASIS to bring out their instruments and play along. Fifteen musicians participated including a stand up bass player, three ukulele players, a banjo player, eight guitar players and a fiddle player. The musicians entertained a group of about 30 who sang along with a variety of favorite folk and country songs.



**THREE PERSPECTIVES ON
MEMORY LOSS AND AGING**

May 22, 2013
1:00 p.m. to 3:30 p.m.

A psychologist, scientist, and caregiver share their perspectives on Alzheimer's disease and respond to audience questions in this interactive workshop.

Developing Alzheimer's Disease: Is It Inevitable?
A psychologist, Corinda DaK-Moshke, Ph.D., Director of Education at UCI MIND, explains the progression from normal aging to dementia.

Testing Alzheimer's Disease: The Role of Stem Cells
A neuroscientist, Marlow Elliott Jones, Ph.D., UCI MIND, shares his hope on future treatment of Alzheimer's disease with stem cells.

Caring for a Loved One with Alzheimer's
Alzheimer's expert & Caregiver, Vic Mazzamanti, shares his personal journey of caring for his mother with Alzheimer's disease.

RSVP by May 21, 2013 to (949) 326-8747

OASIS SENIOR CENTER
(Oasis Room 1)
881 Nicasio Ave.
Corona del Mar, CA 92625
(949) 644-3244
Please RSVP to Vic Mazzamanti:
(949) 326-8747

In partnership with:
MIND • HEART • SOUL
UCI MIND

The above information about the Mind Heart Soul Memory will be available on the website www.oasiscenter.com or call (949) 326-8747.

The second program was a terrific seminar on Alzheimer's disease. To the right is the flyer giving the details of the program. This program was very informative, professionally organized, as well as well attended.

Intergenerational Programming — For the last two years OASIS has facilitated a volunteer computer tutoring program partnering with student volunteers from Corona del Mar high School in which they offer assistance with cell phones, desktop computers, laptops and e-readers. This past year we completed 150 appointments. The seniors enjoy learning from these student volunteers and have high praise for the program.

New Programs for Seniors —Bunco night was held June 17 at 5:00pm and lots of laughter and fun could be heard throughout the facility as 48 participants learned to play the exciting dice game. Prizes were raffled off at the end of the event, and boxed dinners from Jay's Catering were provided. It was a great summer evening event to host.



Pickleball Demo Day Overview — On June 9 a free, 3-hour Pickleball Demo Day was held at San Joaquin Hills Tennis Courts to gauge the interest and need for Pickleball in the City. Volunteers from the Crown Valley Pickleball Club (CVPC) and Senior Services Division staff taped down temporarily lines, set up nets for five Pickleball courts and provided paddles and balls.

Over 75 residents from Newport Beach and a few neighboring cities attended the demonstration, all with varying abilities and knowledge of the game. CVPC volunteers directed the event and taught participants rules, demonstrated proper technique, led drills and simulated play. After an hour of instruction, all five courts broke out into doubles matches for participants to put their newly acquired skills to the test and get a better feel for live play.

Match play continued for over two hours as the new group of novice Pickleballers practiced and competed in a friendly and social atmosphere. The vibe was so social in fact, one woman suggested that the City offer Pickleball classes that included going out to Happy Hour afterwards. At the end of the event many asked if the courts would be permanent, when the next event was, and where they could play in the future.



2013 OASIS FITNESS CONFERENCE — DEVELOPING A HEALTHY YOU

OASIS Fitness Center will host its second annual fitness conference on Friday, June 28th from 8am-noon. *Developing a Healthy You* consists of five health and wellness experts who will speak on various topics that focus on developing a healthier and more functional approach to fitness and an active lifestyle for older adults. Tickets are \$7 presale or \$10 at the door, and include a continental breakfast. Conference topics include:

- The Strong and Healthy Shoulder — Kathryn C. Rollins, RN, BSN, PMA-CPT
- Finding a Passion for Life — Joe Taricani, Marathon Show Host
- Health Benefits of Eating Whole Foods — Stephanie Strauss, OASIS Personal Trainer
- Core Essentials — Robert Keller, OASIS Personal Trainer
- Injury Recovery and Transition Back to Exercise — Kern Haug, MS PT

FACILITY RENTALS

During the period of Apr 16 – Jun 15, 2013 there were:

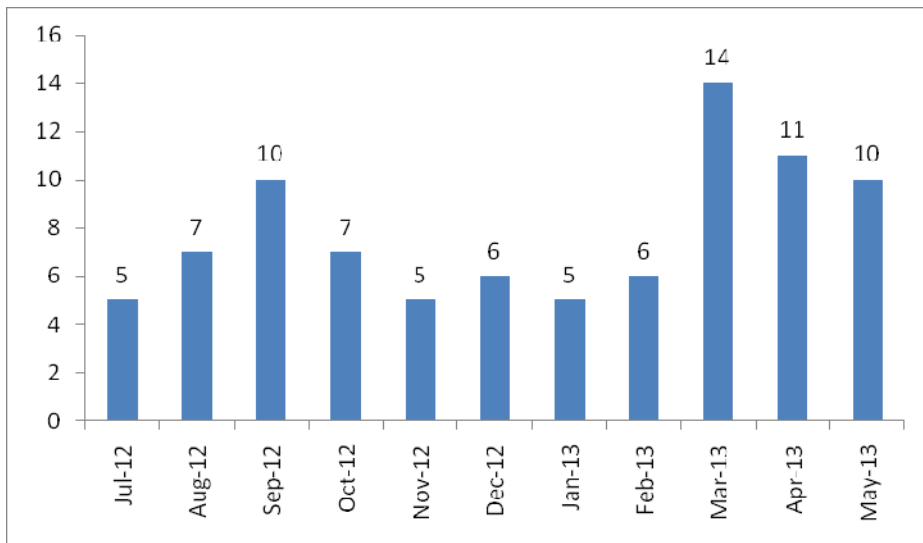
- 7 rental of the Event Center
- 12 rentals of classrooms

ACTIVITIES @ THE OASIS

- **BUNCO Night** — Participants enjoyed an evening filled with the fun dice game, along with an opportunity to win prizes at the end on June 17. A boxed dinner was included.
- **Upcoming Summer Activities** — A Concert in the Courtyard in July with a Beatle's Cover Band, a BBQ and movie, and the third annual Talent Show in August.
- **Getting Your Affairs in Order Legal/Financial Workshops** — Staff has put together a four-week series that began this week to provide help people get their legal and financial matters in order that will assist their loved ones in the future. The workshops are 1) The Basics of Estate Planning, 2) Workshop for Parents and Grandparents of Children with Special Needs, 3) Successful Financial Management during Retirement, and 4) Charitable Giving and Planning: Integrating personal, financial and estate planning goals through charitable giving. Each participant will be giving A Personal Planning Folder that can be used to put all their financial and estate matters information in one location.
- **Mind Fitness Fun** — The Friends of OASIS have agreed to pay for a yearlong class called Mind Fitness Fun that will use neurobic challenges (new and unique activities that utilize your senses) to improve mental fitness and memory development. This is a free class, but limited to 30 people.

SPECIAL EVENTS @ THE OASIS

The OASIS continues to be a great venue for the community to use for their special events. Between the Event Center, classrooms and the beautiful courtyard, there is a lot to choose from. We rent the facility during the days and hours that the Senior Center is not in full operation. This includes weekends and nights. The Center has held weddings, fundraising events for non-profits, memorial services, high school banquets and community meetings. Below is a display for this fiscal year that charts the rentals for each month.



Note:

- *Chart reflects events held during fiscal year of July 2012 through May 31, 2013.*
- *Includes paid rentals, discounted rentals, and City events (no charge, those which occur during evenings and on weekends)*

April/May 2013 OASIS UTILIZATION REPORT

PARTICIPANTS ATTENDING

23,048 CUSTOMERS

RECREATIONAL CLASSES

This number will be reported quarterly

FITNESS CENTER

12,085 CUSTOMERS

PERSONALIZED SERVICES PROVIDED

3,899 CUSTOMERS

Includes:

Blood Pressure	133	Medical Equipment Rentals	70
Counseling-Persons	120	Rental Inquiries	54
Eldercare	4	Rentals (Paid)	20
Employment	40	Senior Assessment(hrs)	90
HICAP	10	Telephone Reassurance	465
Housing Counseling	70	Visual Screening	3
Information and Referral	2750	Taxes (Seasonal)	55
Legal Assistance	15		

SENIORS RECEIVING TRANSPORTATION SERVICES

2,418 RIDERS

Care-A-Van/Shuttle

CUSTOMERS RECEIVING NOON MEALS @ OASIS

3,546 CUSTOMERS

*includes meals on wheels

VOLUNTEER SERVICES PROVIDED AT THE CENTER

1,078 HOURS

Includes:	Kitchen & Home Delivered Meals	(*equiv. to 9 full-time employees)
Front Office	Travel Office	
Gift Shop	Library	
Instructors	President	
Treasurer	Vice President	
Bookkeeper	Taxes	

PARTICIPANTS IN FRIENDS OF OASIS TRAVEL

246 CUSTOMERS

Day Trips

Lotusland Santa Barbara	44
Barona Resort & Casino	54
Endeavour Space Shuttle	50
Diana: A Royal Exhibition	46
Annenbert Sunnyland	52

Long Trips

SPECIAL EVENTS/SCREENINGS/LECTURES

854 PERSONS

Volunteer Recognition Lunch	170	Self Publishing Presentation	30
Movies:	105	UCI Lecture: Melanoma	25
Wartime Radio Concert	250	Housing Foundation	25
Big Band Music Seminar	125	Melanoma Screening	35
		3 Perspectives on Memory Loss	65
		Hearing Screening	24



Municipal Operations Department

PB&R Commission Agenda
Item No. 6D
July 2, 2013

TO: Parks, Beaches and Recreation Commission
FROM: Municipal Operations Director
SUBJECT: *Reforestation Request*

A handwritten signature in blue ink, appearing to be "M. Mazur", written over the subject line.

Recommendation

Staff recommends that the Parks, Beaches and Recreation Commission approve the reforestation request of Mr. John Byers and Ms. Monica Mazur to remove and replace one City Chinese Elm tree and one City Rusty Leaf Fig tree at 518 Signal Road.

Discussion

City Council Policy G-1, Reforestation of City Trees requires that individual property owners living within an area with no formally recognized homeowners association to petition adjacent homeowners within 500 feet of the proposed area and receive a 60% approval of the petitioned.

Staff received a request from the applicants to remove one City Chinese Elm and one City Rusty Leaf Fig trees at 518 Signal Road. In addition to removing two trees, the applicants, Mr. Byers and Ms. Mazur, agree to incur the cost for the planting of two 36-inch box trees, species to be determined, within the right-of-way.

Mr. Byers and Ms. Mazur have complied with the requirements of Policy G-1, and have agree to assume the full cost of the removal and replacement of the City trees, approximately \$1,953 (\$1,550 for the required 36-inch box replacement trees, and \$403 for the removals). Staff agrees with the applicants that the current trees, Chinese Elm and Rusty Leaf Fig, are the incorrect species for the area.

Staff has attached a Tree Inspection Report, Tree Inventory Detail, Reforestation Check List, and photographs related to the request.

The applicants and Mayor Pro Tem Rush Hill have received a copy of this report and a notice of the Commission meeting.

Attachments

- (A) Tree Removal Request Application
- (B) Tree Inspection Report
- (C) Reforestation Checklist
- (D) Photos
- (E) Area Map



CITY OF NEWPORT BEACH Municipal Operations Department

Tree Removal or Reforestation Application

Received
MAY 28 2013
M.O.D.

Per City Council Policy G-1 (Retention or Removal of City Trees), I am **requesting** a tree removal(s) to be reviewed by staff and submitted to either the Parks, Beaches, and Recreation Commission for consideration at a future meeting or the appropriate City approving authority. Commission meetings are held on the first Tuesday of each month (except for holidays) at 6:00 p.m. in the Council Chambers.

Indicate the number and specie(s), (if known) of tree(s).

Located at: 518 Signal Road

Please be as specific as possible

Requestor

- Property Owner
- Community Association
- Other

Address/ Phone (Daytime) / Email

518 Signal Rd NB 92663
949/845-7569
mmazur1@adelphia.net

Signature: [Handwritten Signature]

Date: 27 May 2013

Print Name: John M. Byers

If this is a reforestation request proceed to the reverse side of this form

Section A. For Tree Removal Requests Only

Removal Criteria (Check one or more)

Please provide copies of photos, bills, documents or any other related material that will verify the checked items.

- Proven and repeated history of **damaging** public or *private, sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities or foundations.
(*Greater than \$500)
- Repeated history** of **significant interference** with street or sidewalk drainage.
- Dying** Has no prospect of recovery.
- Diseased** Cannot be cured by current arboricultural methods.
- Hazardous** In advanced state of decline with no prospect of recovery. Defective, potential to fail, could cause damage to persons/property upon failure. Assessment by Urban Forester will identify structural defects, parts likely to fail, targets-if fails, procedures and actions to abate.
- Beautification Project** In conjunction with a City Council-approved City, commercial, neighborhood, or community association beautification program.

Section B. For Reforestation Requests Only

Reforestation is the concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of tree(s) for the planted location.

As initiated by:

- Property Owner
- Community Association
- Other _____

Check all items applicable:

- Tree(s) causing curb, gutter, sidewalk or underground utilities damage.
- Wrong tree species for location
- View encroachment
- Area has clearly defined contiguous boundaries that include the tree(s) proposed.
- Residential communities, neighborhoods, or business organizations who apply for reforestation must submit a petition signed by a minimum of 60% of the property owners within the area defined.
- Areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation.
- Individual property owners must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site) as well as the endorsement of the appropriate homeowners' association, if applicable.

*A request for reforestation requires a written agreement submitted to the Parks, Beaches, and Recreation Commission by the petitioning sponsor (Individual private property owner(s) or group) to pay 100% of the costs of the removal and replacement of the public tree(s) in advance of any removal activity. The actual removal and replanting will be coordinated by the General Services Department using the City tree maintenance contractor.

*There shall be a minimum of a one-for-one replacement of all tree(s) removed in reforestation projects. Replacement tree(s) shall be a minimum size of 36" boxed tree and cost \$575 per typical tree or \$775 per specialty tree, unless the parkway space will not accommodate a 36" boxed tree or a tree cannot be planted due to planting restrictions contained in City Council Policy G-6.

This form does not replace the requirements of any of the City tree policies. Its use is intended to expedite the tree removal or reforestation requests and to ensure compliance with all City requirements. Please refer to individual City Council Policy G-1 for additional information.

Requestor Comments:

Removals, except emergency, will be subject to the notification processes, time frames and authority as specified in the City Council G-1 Policy.

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

May 8, 2013

Property Owner First and Last Name (please print): Duncan McIntosh

Business Name (if applicable): -

Address: 701 E. 15th Street

Phone #: 949/660-10150 x211

[Signature]
Signature

13 May 2013
Date

In favor of tree removal [Initials] (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Bobba Lewis

Business Name (if applicable): -

Address: 515 Signal Road

Phone #: 949 2515 2383

[Signature]
Signature

18 May 2013
Date

In favor of tree removal [Initials] (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Jenny Brosnan

Business Name (if applicable): -

Address: 412 Signal Road

Phone #: 949/631-5581

[Signature]
Signature

19 May 2013
Date

In favor of tree removal [Initials] (initial)

Oppose tree removal _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)


May 8, 2013

Property Owner First and Last Name (please print): Timothy Harold

Business Name (if applicable): —

Address: 515 Kings Place

Phone #: 949/270-0669


Signature

5-13-13
Date

In favor of tree removal TH (initial) Oppose tree removal _____ (initial)

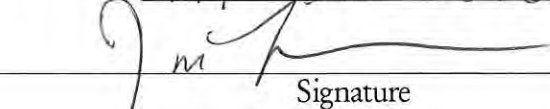
Comments: _____

Property Owner First and Last Name (please print): Joseph Flanagan

Business Name (if applicable): —

Address: 512/506 Signal Road

Phone #: 949-533-3840


Signature

5/11/13
Date

In favor of tree removal JF (initial) Oppose tree removal _____ (initial)

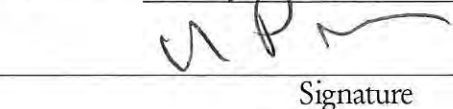
Comments: _____

Property Owner First and Last Name (please print): Richard Guess

Business Name (if applicable): —

Address: 500 Signal Road

Phone #: 949-650-2292


Signature

5/20/13
Date

In favor of tree removal RG (initial) Oppose tree removal _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

May 8, 2013

Property Owner First and Last Name (please print): GERI TAYLOR

Business Name (if applicable): _____

Address: 505 SIGNAL RD, NEWPORT BEACH

Phone #: 714-323-3769

Geri Taylor
Signature

5-11-13
Date

In favor of tree removal GT (initial) Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Lynn Hertel

Business Name (if applicable): _____

Address: 415 Signal Road

Phone #: 949/5842 1900

Lynn Hertel
Signature

5/13/2013
Date

In favor of tree removal LH (initial) Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Mike Talbot

Business Name (if applicable): 324 S

Address: 324 Signal Road

Phone #: 949/795-9900

M. D. Talbot
Signature

13 May 2013
Date

In favor of tree removal MT (initial) Oppose tree removal _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

May 8, 2013

Property Owner First and Last Name (please print): Steve & Linda Case

Business Name (if applicable): —

Address: 419 Signal Rd

Phone #: 949/642-2723

Linda Case
Signature

11 May 2013
Date

In favor of tree removal LC (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Dean Valeriano

Business Name (if applicable): —

Address: 407 Signal Road

Phone #: 949/648-7355

Dean Valeriano
Signature

11 May 2013
Date

In favor of tree removal DV (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Berry McMenus

Business Name (if applicable): —

Address: 406 Signal Road

Phone #: 909/322-4128

Berry McMenus
Signature

11 May 2013
Date

In favor of tree removal BM (initial)

Oppose tree removal _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

May 8, 2013

Property Owner First and Last Name (please print): Ann Strutner

Business Name (if applicable): —

Address: 400 Signal Road

Phone #: 946/285-0608

[Signature]
Signature

11 May 2013
Date

In favor of tree removal as (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Ben Lee

Business Name (if applicable): —

Address: 401 Signal Road

Phone #: 415/260-4546

[Signature]
Signature

11 May 2013
Date

In favor of tree removal BL (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Craig Hudson

Business Name (if applicable): —

Address: 333 Signal Road

Phone #: 949-212-3316

[Signature]
Signature

11 May 2013
Date

In favor of tree removal CH (initial)

Oppose tree removal _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

May 8, 2013

Property Owner First and Last Name (please print): Amalia Edmon

Business Name (if applicable): —

Address: 501 Signal

Phone #: 949/645-5125

Amalia Edmon
Signature

11 May 2013
Date

In favor of tree removal AE (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): William Schaefer

Business Name (if applicable): —

Address: 519 Signal Road

Phone #: 949/200-7644

WS
Signature

11 May 2013
Date

In favor of tree removal WS (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Elouise Gogerty

Business Name (if applicable): —

Address: 511 Signal Road

Phone #: _____

Elouise R. Gogerty
Signature

11 May 2013
Date

In favor of tree removal ERG (initial)

Oppose tree removal _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

May 8, 2013

Property Owner First and Last Name (please print): Bardlay Butera

Business Name (if applicable): —

Address: 700 15th Street

Phone #: 212/ 752 1285

[Signature]
Signature

_____ Date

In favor of tree removal [Initials] (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Paul Kohne

Business Name (if applicable): —

Address: 600 15th Street

Phone #: 949-584-0957

[Signature]
Signature

23 May 2013
Date

In favor of tree removal [Initials] (initial)

Oppose tree removal _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Ed Troy

Business Name (if applicable): —

Address: 601 ~~15th~~ Kings Place

Phone #: 949 642-5988

[Signature]
Signature

13 May 2013
Date

In favor of tree removal [Initials] (initial)

Oppose tree removal _____ (initial)

Comments: _____



Municipal Operations Department

M.O.D.

June 6, 2013

JUN 5 2013

Human Resources

TO: Municipal Operations Deputy Director

FROM: Parks and Trees Maintenance Superintendent and Urban Forester

Received by: CML

SUBJECT: *Tree Removal Review – Potential Liability*

PROPERTY OWNER(S) INFORMATION:	Name:	Mr. John Byers Ms. Monica Mazur
	Tree	518 Signal Road / Front 2,
	Location:	Front 3

On behalf of Mr. John Byers and Ms. Monica Mazur, staff is requesting removal of a City Chinese Elm and Rusty Leaf Fig trees based on the criteria of the City Council Policy G-1, Reforestation of City Trees. Mr. Byers and Ms. Mazur have agreed to incur the cost of City tree removals and replacements with 36" box trees, species to be determined by staff and homeowners.

REPLACEMENT TREE: YES NO
DESIGNATED TREE: Species to be determined.

MUNICIPAL OPERATIONS DEPUTY DIRECTOR'S
COMMENTS/RECOMMENDATIONS:

If approved by P.B. & R. Comm., remove trees to allow reforestation to occur.

Signature: *WR* Date: 6.13.13

RISK MANAGER'S COMMENTS/RECOMMENDATIONS:

Risk mgmt concurs with tree removal, if approved.

Signature: *Shen Anderson* Date: 6/20/13

CITY MANAGER'S COMMENTS/RECOMMENDATIONS:

OK. Disclosure: John + Monica are friends of mine.

City Manager: *[Signature]* Date: 6/24/13

Attachments



Municipal Operations Department

TREE INSPECTION REPORT

Name: Mr. John Byers
Ms. Monica Mazur

Tree Location: 518 Signal Road / Front 2, Front 3

Request: On behalf of Mr. Byers and Ms. Mazur, staff is requesting removal of one City Chinese Elm and one City Rusty Leaf Fig trees based on the criteria of the City Council Policy G-1, Reforestation of City Trees. Mr. Byers and Ms. Mazur agreed to incur the cost of the two tree removals and replacements with 36" box size trees.

Tree Species: Ulmus parvifolia – Chinese Elm
Ficus rubiginosa – Rusty Leaf Fig

Designated Street Tree: Species to be determined.

Estimated Tree Value: \$4,640 (2 trees)

Damage: N/A

Parkway: Concrete Brick Turf (X) Other

Comments: A field inspection confirmed the City trees are within the City parkway.

Inspected by:  _____ **Date:** June 6, 2013
John Conway, Urban Forester

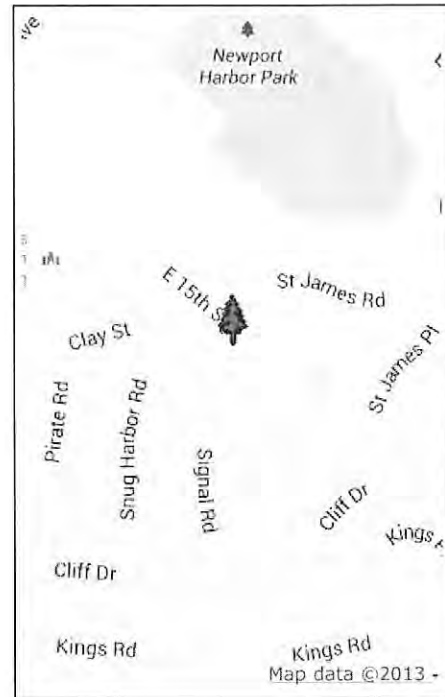
Recommendation: Forward reforestation request to the Parks, Beaches, and Recreation Commission for review and approval.

Reviewed by:  _____ **Date:** June 6, 2013
Dan P. Sereno, Parks and Trees Superintendent

Show/Hide Map Print Report

Inventory Detail

Dist: 18
 Address: 518 SIGNAL RD
 Fictitious: No
 Location: Front-2
 On Address: 518 SIGNAL RD
 Species: *Ulmus parvifolia*, CHINESE ELM
 DBH/Height: 07-12 / 30-45
 Parkway Size: 99
 Utility Overhead: No
 Sidewalk Damage: No
 Recommended Maintenance: Grid Trim
 Estimated Value \$1,380



WCA Work History

Date	Work Type	Amount	Job#
6/16/2009	Grid Pruning	\$39.00	12665
5/27/2008	Service Request Pruning	\$39.00	11060
2/27/2007	Grid Pruning	\$39.00	9762
8/27/2002	Grid Trimming	\$39.00	5154
4/21/2000	Grid Trimming	\$39.00	2866

Other Work History

Date	Work Type	Crew	Acct#	Min
------	-----------	------	-------	-----

Show/Hide Map

Print Report

Inventory Detail

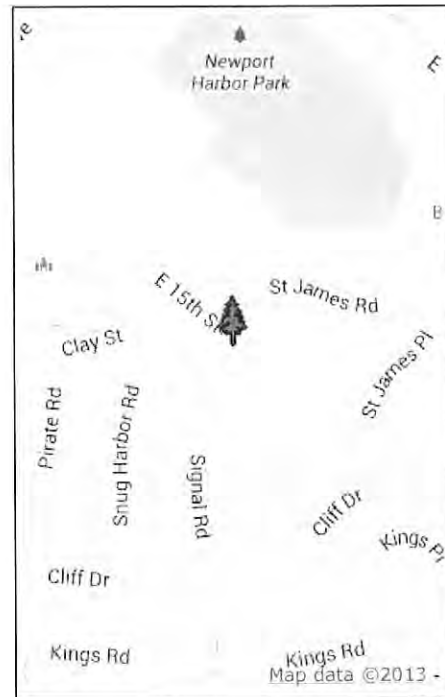
Dist: 18
 Address: 518 SIGNAL RD
 Fictitious: No
 Location: Front-3
 On Address: 518 SIGNAL RD
 Species: *Ficus rubiginosa*, RUSTY LEAF FIG
 DBH/Height: 13-18 / 15-30
 Parkway Size: 99
 Utility Overhead: No
 Sidewalk Damage: No
 Recommended Maintenance: Grid Trim
 Estimated Value \$3,260

WCA Work History

Date	Work Type	Amount	Job#
7/21/2011	Prune Backup - Crew	\$0.00	19262
7/20/2011	Service Request Pruning	\$39.00	19262
6/16/2009	Grid Pruning	\$39.00	12665
2/28/2007	Grid Pruning	\$39.00	9762

Other Work History

Date	Work Type	Crew	Acct#	Min
------	-----------	------	-------	-----



Print Report

Close

City of Newport Beach - ArborAccess Online

Inventory Report - 518 Signal Rd.

DIST	STREET ADDRESS	SIDE	TREE ON STREET ADDRESS	BOTANICAL NAME	DBH	HEIGHT
18	518 SIGNAL RD	FRONT	1	Vacant site	---	---
18	518 SIGNAL RD	FRONT	2	Ulmus parvifolia	07-12	30-45
18	518 SIGNAL RD	FRONT	3	Ficus rubiginosa	13-18	15-30
18	518 SIGNAL RD	SIDE	1 601 X 15TH ST	Eucalyptus ficifolia	13-18	15-30
18	518 SIGNAL RD	SIDE	2 601 X 15TH ST	Pinus torreyana	07-12	15-30
18	518 SIGNAL RD	SIDE	3 601 X 15TH ST	Vacant site	---	---

Total # of
Tree Sites: 4
Total # of
Vacant &
Non-tree
Sites: 2
Total # of
sites: 6



← Rusty leaf Fig
chinese elm →
518 Signal Rd.















Municipal Operations Department

PB&R Commission Agenda

Item No. 6E

July 2, 2013

TO: Parks, Beaches and Recreation Commission

FROM: Municipal Operations Director

SUBJECT: *Reforestation Request*

A handwritten signature in blue ink, appearing to be "M. J. ...", written over a horizontal line.

Recommendation

Staff recommends that the Parks, Beaches and Recreation Commission approve the reforestation request from residents of the Cliff Drive Park and Santa Ana Avenue area to remove and replace two City Sugar Gum trees within Cliff Drive Park.

Discussion

City Council Policy G-1, Reforestation of City Trees requires individual property owners living within an area with no formally recognized homeowners association to petition adjacent homeowners within 500 feet of the proposed area and receive a 60% approval of the petition.

Staff received a request from the applicants to remove two City Sugar Gum trees within the Park. As required by the Policy, the applicants would pay for the removal of two trees and the planting of two 36-inch box Water Gum trees (*Tristania laurina*) within the Park.

The applicants have complied with the requirements of Policy G-1, and have agreed to assume the full cost of the removal and replacement of the City trees, approximately \$2,122 (\$1,550 for the required two 36-inch box replacement trees, and \$572 for two removals). Staff and the applicants agree that the current trees have been topped and over-pruned for many years to maintain the view plane. These types of trees grow rapidly in vertical shape, requiring annual pruning. The Water Gum is broad-shaped, has a slower growth rate, and will not require annual pruning to maintain the view plane.

Staff has attached a Tree Inspection Report, Tree Inventory Detail, Reforestation Check List, and photographs related to the request.

The applicants received a copy of this report and a notice of the Commission meeting.

Attachments

- (A) Tree Removal Request Applications
- (B) Tree Inspection Report
- (C) Reforestation Checklist
- (D) Photos
- (E) Area Map



CITY OF NEWPORT BEACH Municipal Operations Department

Tree Removal or Reforestation Application

M.O.D.
MAY 24 2013
Received

Per City Council Policy G-1 (Retention or Removal of City Trees), I am **requesting** a tree removal(s) to be reviewed by staff and submitted to either the Parks, Beaches, and Recreation Commission for consideration at a future meeting or the appropriate City approving authority. Commission meetings are held on the first Tuesday of each month (except for holidays) at 6:00 p.m. in the Council Chambers.

ONE (1) Eucalyptus / TWO (2) Eucalyptus IF CITY APPROVES
Indicate the number and specie(s), (if known) of tree(s).

Located at: CLIFF DR. PARK (IN Front of 2940 CLIFF DR.)

Please be as specific as possible

Requestor

- Property Owner
- Community Association
- Other

Address/ Phone (Daytime) / Email

2940 CLIFF DR
N.B. CA 92663
garyUECKER@att.net

Signature: [Handwritten Signature]

Date: _____

Print Name: GARY UECKER

If this is a reforestation request proceed to the reverse side of this form

Section A. For Tree Removal Requests Only

Removal Criteria (Check one or more)

Please provide copies of photos, bills, documents or any other related material that will verify the checked items.

- Proven and repeated history of **damaging** public or *private, sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities or foundations.
(*Greater than \$500)
- Repeated history** of **significant interference** with street or sidewalk drainage.
- Dying** Has no prospect of recovery.
- Diseased** Cannot be cured by current arboricultural methods.
In advanced state of decline with no prospect of recovery.
- Hazardous** Defective, potential to fail, could cause damage to persons/property upon failure. Assessment by Urban Forester will identify structural defects, parts likely to fail, targets-if fails, procedures and actions to abate.
- Beautification Project** In conjunction with a City Council-approved City, commercial, neighborhood, or community association beautification program.

Section B. For Reforestation Requests Only

Reforestation is the concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of tree(s) for the planted location.

As initiated by:

<input type="checkbox"/>	Property Owner
<input type="checkbox"/>	Community Association
<input type="checkbox"/>	Other _____

Check all items applicable:

<input type="checkbox"/>	Tree(s) causing curb, gutter, sidewalk or underground utilities damage.
<input type="checkbox"/>	Wrong tree species for location
<input type="checkbox"/>	View encroachment
<input type="checkbox"/>	Area has clearly defined contiguous boundaries that include the tree(s) proposed.
<input type="checkbox"/>	Residential communities, neighborhoods, or business organizations who apply for reforestation must submit a petition signed by a minimum of 60% of the property owners within the area defined.
<input type="checkbox"/>	Areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation.
<input type="checkbox"/>	Individual property owners must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site) as well as the endorsement of the appropriate homeowners' association, if applicable.

*A request for reforestation requires a written agreement submitted to the Parks, Beaches, and Recreation Commission by the petitioning sponsor (Individual private property owner(s) or group) to pay 100% of the costs of the removal and replacement of the public tree(s) in advance of any removal activity. The actual removal and replanting will be coordinated by the General Services Department using the City tree maintenance contractor.

*There shall be a minimum of a one-for-one replacement of all tree(s) removed in reforestation projects. Replacement tree(s) shall be a minimum size of 36" boxed tree and cost \$575 per typical tree or \$775 per specialty tree, unless the parkway space will not accommodate a 36" boxed tree or a tree cannot be planted due to planting restrictions contained in City Council Policy G-6.

This form does not replace the requirements of any of the City tree policies. Its use is intended to expedite the tree removal or reforestation requests and to ensure compliance with all City requirements. Please refer to individual City Council Policy G-1 for additional information.

Requestor Comments: Trees in question are the two that are closest
to the cliff DR STREET

Removals, except emergency, will be subject to the notification processes, time frames and authority as specified in the City Council G-1 Policy.



Municipal Operations Department

June 2, 2013

TO: Deputy Municipal Operations Director

FROM: Parks/Trees Superintendent

SUBJECT: *Tree Removal Review - Reforestation*

M.O.D.

JUN 25 2013

PROPERTY OWNER(S) / REQUESTER INFORMATION:

Name: Mr. Gary Uecker

Received

Tree Location(s): 2940 Cliff Drive

On behalf of Mr. Gary Uecker, staff requests the removal of two City Sugar Gum trees based on the criteria of the City Council Policy G-1, Reforestation of City Trees. Mr. Uecker has agreed to incur the cost of the two City tree removals and replacements with two 36" box size Water Gum trees within the park. The Reforestation application will be discussed by PB&R Commission at July meeting.

REPLACEMENT TREE(S): **YES** **NO**
DESIGNATED TREE(S):

Tristania laurina - Water Gum

DEPUTY MUNICIPAL OPERATIONS DIRECTOR - COMMENTS / RECOMMENDATIONS:

Proceed with reforestation if approved by P.B. & R Commission

Signature: *[Signature]*

Date: 6.12.13

RISK MANAGER - COMMENTS / RECOMMENDATIONS:

Risk Mgmt. concurs with reforestation if approved by P.B. & R

Signature: *[Signature]*

Date: 6/20/13

CITY MANAGER - COMMENTS / RECOMMENDATIONS:

OK

Signature: *[Signature]*

Date: 6/23/13



Municipal Operations Department

TREE INSPECTION REPORT

Name: Mr. Gary Uecker

Tree Locations: 2940 Cliff Drive

Request: Mr. Uecker is requesting the Municipal Operations Department staff to remove two City Sugar Gum trees based on the criteria of the City Council Policy G-1, Reforestation of City Trees. Mr. Uecker agrees to incur the cost of the two tree removals and replacement of two 36" box size Water Gum trees within the park.

Botanical/Common Names: *Eucalyptus cladocalyx* – Sugar Gum

Designated Street Tree: *Tristania Laurina* – Water Gum

Estimated Trees Value: \$15,910

Damage: N/A

Parkway: Concrete Brick Turf Other

Comments: A field inspection confirmed the City trees are within the City park.

Inspected by: _____

Handwritten signature of John Conway in black ink.

John Conway, Urban Forester

Date: _____

6-10-13

Recommendation: Forward the reforestation request to the Parks, Beaches and Recreation Commission for review and approval.

Reviewed by: _____

Handwritten signature of Dan P. Sereno in blue ink.

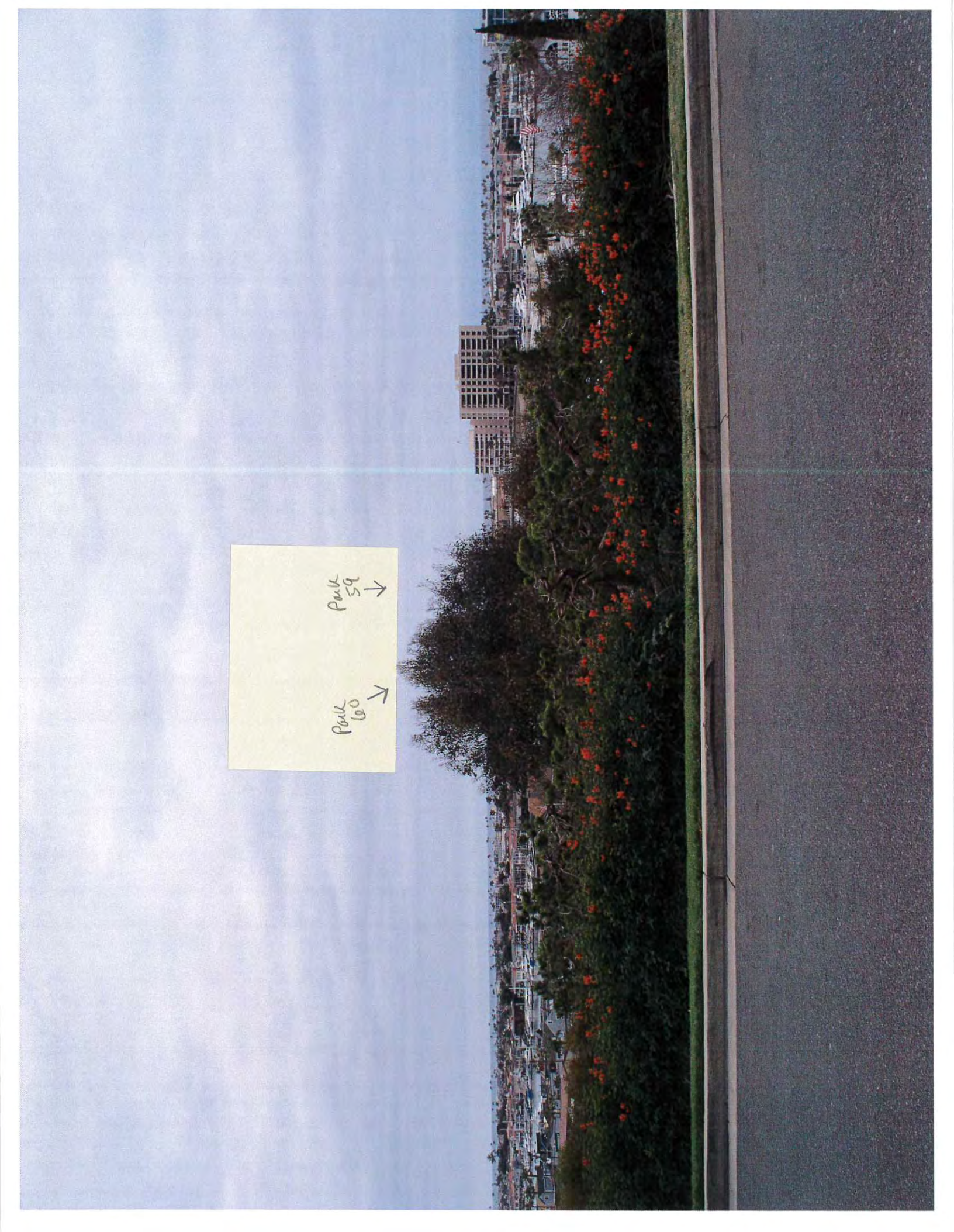
Dan P. Sereno, Parks and Trees Superintendent

Date: _____

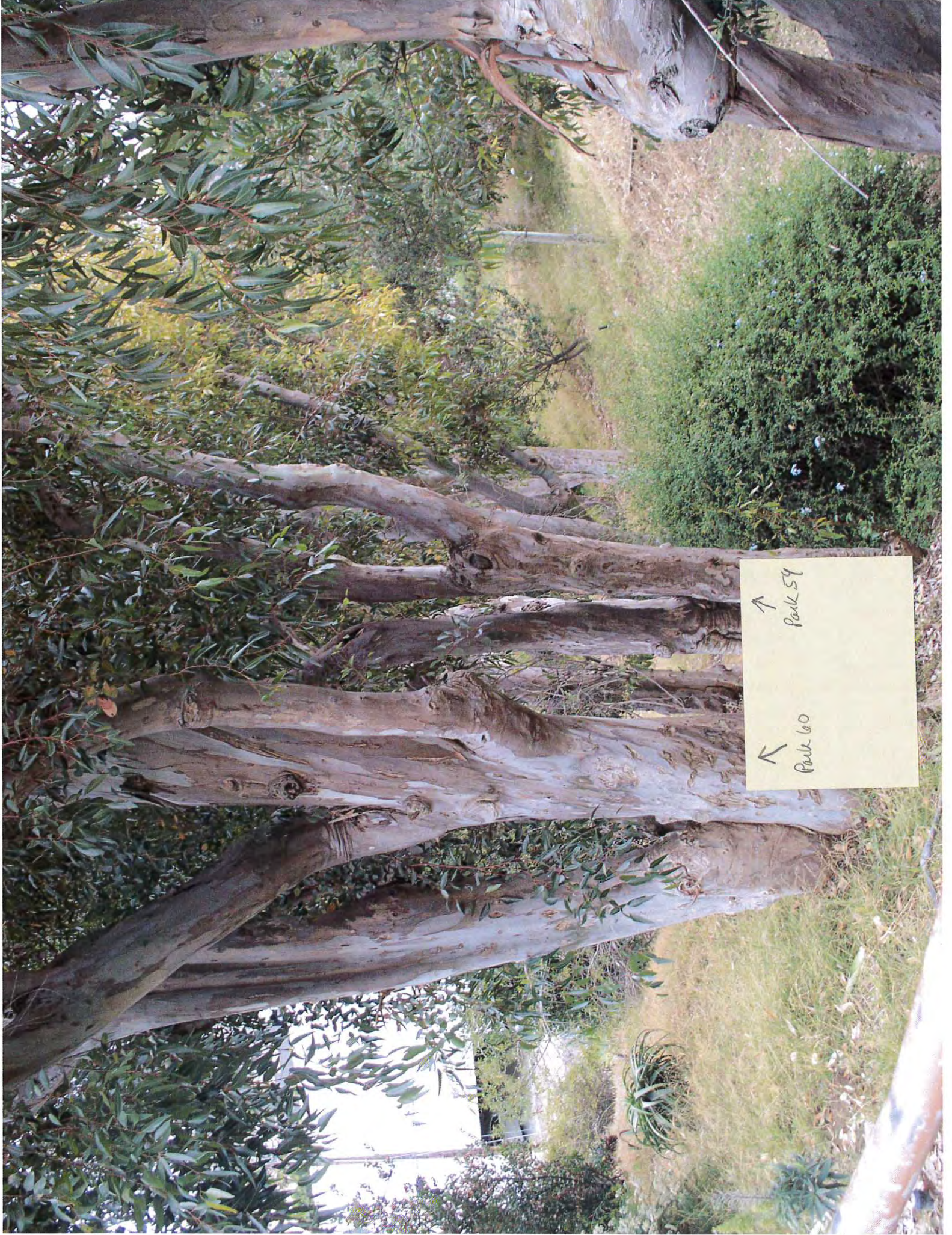
6-10-13

Park 59 →

Park 60 →







↑ Park 59

↙ Park 60



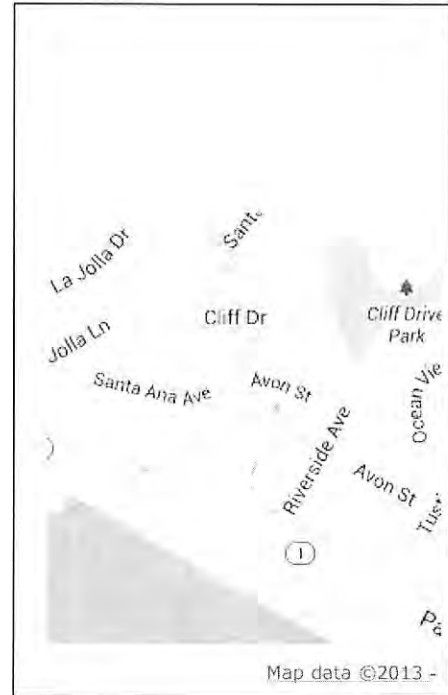


59 ± 60

Show/Hide Map Print Report

Inventory Detail

Dist: 18
 Address: 2 CLIFF DRIVE PARK
 Fictitious: Yes
 Location: Park-59
 On Address: 2 CLIFF DRIVE PARK
 Species: *Eucalyptus cladocalyx*, SUGAR GUM
 DBH/Height: 19-24 / 30-45
 Parkway Size: 99
 Utility Overhead: No
 Sidewalk Damage: No
 Recommended Maintenance: Grid Trim
 Estimated Value: \$6,080



WCA Work History

Date	Work Type	Amount	Job#
8/25/2011	Service Request Pruning	\$39.00	19265
10/28/2010	Service Request Pruning	\$39.00	16790
5/21/2009	Prune Backup - Crew	\$0.00	12673
8/2/2006	Grid Pruning	\$39.00	9771
8/19/2002	Grid Trimming	\$39.00	5154
4/26/2000	Grid Trimming	\$39.00	2866

Other Work History

Date	Work Type	Crew	Acct#	Min
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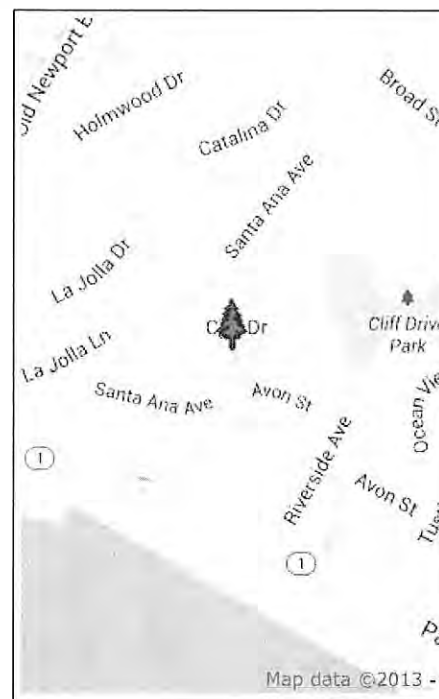
Show/Hide Map Print Report

Inventory Detail

Dist: 18
 Address: 2 CLIFF DRIVE PARK
 Fictitious: Yes
 Location: Park-60
 On Address: 2 CLIFF DRIVE PARK
 Species: *Eucalyptus cladocalyx*, SUGAR GUM
 DBH/Height: 25-30 / 30-45
 Parkway Size: 99
 Utility Overhead: No
 Sidewalk Damage: No
 Recommended Maintenance: Grid Trim
 Estimated Value: \$9,830

WCA Work History

Date	Work Type	Amount	Job#
8/25/2011	Service Request Pruning	\$39.00	19265
10/29/2010	Service Request Pruning	\$39.00	16790
5/21/2009	Prune Backup - Crew	\$0.00	12673
8/2/2006	Grid Pruning	\$39.00	9771
8/19/2002	Grid Trimming	\$39.00	5154
4/26/2000	Grid Trimming	\$39.00	2866



Other Work History

Date Work Type Crew Acct# Min



Municipal Operations Department

PB&R Commission Agenda

Item No. 7A

July 2, 2013

TO: Parks, Beaches and Recreation Commission

FROM: Municipal Operations Director

SUBJECT: *Denial of Special Tree Removal Request – 248 Poppy Avenue*

A handwritten signature in blue ink, likely of the Municipal Operations Director, written over the "FROM:" line.

Recommendation

Staff recommends that the Parks, Beaches and Recreation (PB&R) Commission deny the removal request from Mr. Al Ross of a Special City Tree, Neighborhood Tree at 248 Poppy Avenue.

Discussion

City Council Policy G-1, Retention or Removal of City Trees, Special City Trees, Neighborhood Trees, requires that the PB&R Commission approve the removal of a Special Tree (Attachment A).

Staff is requesting denial of the removal request from Mr. Al Ross of a City Eucalyptus rudis (Desert Gum) tree located adjacent to 248 Poppy Avenue. The tree is listed as a Special City Tree under Neighborhood Trees.

In 2011, Mr. Ross initially contacted City staff about removing the tree due to damage to his parkway hardscape. In August 2012, Mr. Ross filed a claim against the City for \$1,000 for property damage which was denied on November 1, 2012 (see Report 4 – status, Attachment B).

On March 11, 2013, staff met on site with Mr. Ross to discuss the removal of an uplifted, unpermitted stone parkway installed adjacent to the tree. Mr. Ross insisted upon removal of the uplifted stone parkway.

The Urban Forester, Field Maintenance Superintendent, and Parks and Trees Superintendent determined the tree could be safely root pruned without incurring additional liability and possible tree failure. Minimal surface tree roots were removed, and City staff removed a portion of the damaged parkway at his request. Mr. Ross then replaced the damaged hardscape. The tree removal report from March 2011 and current photographs of the parkway and subject tree are shown in Attachment C.

Additionally, Mr. Ross claims the City tree is diseased and has severe leaf drop which destroys his property. Like many Eucalyptus trees, the tree is affected with an insect, Lerp Psyllid, causing the leaf drop. The tree is annually treated with an insecticide to control the insect infestation. Staff also prunes the tree each year to minimize the leaf drop.

City Council Policy G-1 requires that Special Trees be retained, "unless there are overriding problems, such as disease, or creation of a hazardous situation, which requires their removal." Further, the Policy requires staff to undertake necessary treatment to retain Special Trees prior to considering removal. Pruning roots and annually treating and pruning this Special Tree are actions consistent with the G-1 Policy and the tree should be retained.

Mr. Ross, Council Member Nancy Gardner, and the Corona del Mar Residents Association have received a copy of this report and a notice of the Commission meeting. Additionally, notification letters related to this removal request were sent out to the surrounding property owners (Attachment D).

Attachments

- (A) G-1 Policy
- (B) Report 4 – Status
- (C) Tree Removal Report and photographs
- (D) Map (highlighting the surrounding property owners)

RETENTION OR REMOVAL OF CITY TREES

GOAL OF POLICY

To establish and maintain appropriate diversity in tree species and age classes to provide a stable and sustainable urban forest with an inventory that the City can reasonably maintain in a healthy and non-hazardous condition. To require that in approving any tree removal or reforestation request the PB&R Commission shall find that the tree removal request will not adversely impact the overall inventory, diversity and age of the City's Urban Forest.

PURPOSE

The purpose of this policy is to establish definitive standards for the retention, removal, maintenance, reforestation, tree trimming standards, and supplemental trimming of City trees. City trees are an important part of the character and charm of the entire City and provide environmental benefits as well. Regular care, trimming, root pruning, maintenance, and programmed replacement are necessary to preserve this charm while at the same time protecting views consistent with Council Policy G-3 and preventing public and private property damage.

The City classifies public trees in one of three categories: Special Trees, Problem Trees, and All Other Trees.

SPECIAL CITY TREES

It is the City's policy to retain City trees categorized as Landmark, Dedicated, or Neighborhood trees, which have historical significance, and/or contribute to and give character to a location or to an entire neighborhood. Landmark, Dedicated, and Neighborhood trees are identified by species by Attachment 1, and shall hereinafter be referred to as Special Trees. Trees within these categories shall be identified, mapped, recorded and administered by staff for the Parks, Beaches & Recreation Commission ("Commission"). The Commission shall review the Special Tree list on an as needed basis and forward recommendations for additions or deletions to the City Council for approval.

Landmark Trees are identified as those individual Special Trees that possess historical significance by virtue of their size, age, location, or species.

Dedicated Trees are Special Trees donated for or in the memory of specific individuals or organizations.

Neighborhood Trees are Special Trees that by their unusual size, number, species, or location lend a special character to a residential, commercial, or business area.

Special Trees shall be retained, unless there are overriding problems, such as death, disease, or the creation of a hazardous situation, which require their removal. Prior to consideration for any removal of a Special Tree(s), the General Services Director, or designee, shall prepare a report identifying and implementing specific treatment to retain the tree(s). If specific treatment is unsuccessful or impractical in retaining a tree(s) then a full staff report shall be made to the Commission before any further action considering removal is taken. Prior to any removal of Special Tree(s), the City must comply with the noticing provisions of the Removal of City Trees section set forth in this Policy, unless a Special Tree is considered hazardous that necessitates an emergency removal. Any such removal must be recommended by the General Services Director and the Risk Manager and approved by the City Manager.

During normal sidewalk, curb, and street repair activity requiring root pruning, all steps shall be taken to retain Special Trees. If tree roots are to be pruned in association with sidewalk, curb, and gutter improvements, sufficient timing in advance must be planned to ensure that pruning will not destabilize or kill the tree. If both sides of a Special Tree's roots are to be pruned, one side should be pruned 6 months to a year in advance of the other side depending upon the species and other related factors. If root pruning methods are not practical and/or critical to the health of the tree, then alternate or special hardscape improvements should be considered by the City in order to retain the tree providing that costs are reasonable. All proposed root pruning or other tree treatment shall be assessed and approved by the Urban Forester.

Special Trees may be considered for removal in conjunction with a City Council approved beautification project utilizing the Removal of City Trees procedures noted in a subsequent section of the Policy.

PROBLEM TREES

A Problem Tree is defined as a tree that by virtue of its species causes excessive hardscape or utility damage due to its excessive root system. The following trees are defined as Problem Trees:

- Ficus nitida (Indian Laurel Fig)
- Ficus rubiginosa (Rusty Leaf Fig)
- Ficus benjamina (Weeping Fig)
- Erythrina caffra (Kaffirboom Coral Tree)
- Fraxinus uhdei (Shamel Ash)
- Cupaniopsis anacardioides (Carrotwood)
- Liquidambar styraciflua (American Sweet Gum)
- Schinus terebinthifolius (Brazilian Pepper)

Problem Trees shall not be designated as parkway trees on the Designated Street Tree List.

Problem Trees that are not designated Special Trees may be removed for the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant documented private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had repeated history of significant interference with street or sidewalk drainage, despite specific treatment by the City to alleviate repeated damage.
- C. The City tree has created, in the opinion of the Urban Forester, a view impediment that cannot be resolved by normal nor alternative tree trimming procedures.

Problem Trees may be proposed for removal by either staff or private property owners. The authority to remove Problem Trees rests with the City Manager. No more than 250 Problem Trees may be removed per year by staff under these criteria without special approval of the Parks, Beaches, and Recreation Commission. In removals under Sections A & B above, no more than one of three parkway trees in a continuous row may be removed in a three year period without a hearing before the Commission. Replacement trees of a 24-inch box size may be planted if funding permits. Staff is responsible for notifying the adjacent property owner, the legally established homeowners association, and the Councilperson of the district where the removal is

proposed, if applicable, of the intent to remove a Problem Tree. The decision by the City Manager to remove a problem tree is final unless called up by at least one Councilperson. The Urban Forester shall report the removal of Problem Trees on a monthly basis to the Commission. The cost to remove and replace Problem Trees will be the sole responsibility of the City based on availability of funding, with the exception of Category C (view), which is the sole responsibility of the applicant.

ALL OTHER CITY TREES

A City tree which is not designated as a Special or Problem Tree is designated as an All Other Tree. It is the City's policy to retain All Other Trees unless removal is necessary for one of the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant public or private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had a repeated history - of significant interference with street or sidewalk drainage.
- C. The City tree is dead, diseased, dying, or hazardous, and presents a liability to the City. A dead tree is one that has been assessed by the Urban Forester and found to have deceased. Diseased trees are defined as those trees that cannot be cured by current arboricultural methods, are in an advanced state of decline, and have no prospect of recovery. Dying trees are those that have no prospect of recovery. Hazardous trees are defined as those that are defective, have a potential to fail, and would cause damage to persons and property upon failure. The Urban Forester will perform a hazard assessment whenever a tree is identified as hazardous. The assessment will identify: structural defects of the tree, parts of the tree most likely to fail, targets where imminent personal injury or property damage may result with tree failure, and procedures or actions necessary to abate the hazard. After assessment, the Urban Forester will expeditiously convey his written findings and recommendations to the Risk Manager for evaluation. If the Risk Manager agrees with the Urban Forester findings to remove a tree, the hazardous tree will be removed without further delay. In the case of imminent tree failure, the Parks and Trees Maintenance

Superintendent or the Urban Forester shall have the authority to direct the removal of a hazardous tree.

- D. The tree(s) have been requested to be removed in conjunction with a City Council-approved City, commercial, neighborhood, or community association beautification program.
- E. The City Manager, upon the advice of the General Services Director, City Attorney, Risk Manager or the Traffic Engineer, shall have the authority to remove individual Problem or All Other Trees to resolve claims or safety issues.

REMOVAL OF CITY TREES

The initiation to remove (Special or All Other) City tree(s) may be made by the staff of the General Services, and/or Public Works Departments, a legally established community association, or a private property owner by making application to the General Services Director, utilizing the City tree removal form. The provisions and procedures of this Section of the Policy do not apply to the Problem Tree nor Reforestation tree removal processes, which are described in other sections of this Policy. Special Trees may be considered for removal under the provisions of this Section provided a special report by the General Services Director is provided to the Commission detailing the necessity of removal and any specific previous treatment of the tree.

After receipt of the application, a Tree Inspection Report shall be prepared by the City's Urban Forester (Attachment 2) to determine if the tree(s) meets the criteria outlined in the above All Other City Trees section for consideration for removal. Simultaneously, the Urban Forester shall provide a notice of the proposed tree removal to the adjacent property owner (if not the applicant), the private property owners immediately adjacent to the applicant's property, and the appropriate community association if applicable, (not applicable to the emergency removal of hazardous trees under Item C nor to trees that meet the criteria of Item E in the preceding All Other City Trees section). The Urban Forester shall determine whether in his/her judgment additional specific treatment can be initiated to retain the tree provided the costs are reasonable. If a tree(s) is to be removed, the tree(s) will be posted at least 30 days prior to the removal with a sign notifying the public that they have the right of appeal. The sign shall also note a staff contact. Once a recommendation is made by the Urban Forester and the Parks and Trees Maintenance Superintendent to the General Services Director and the General Services Director or designee concurs, then the applicant, the adjoining owners,

private property owners on either side of the street within 500' in each direction of the tree location and a legally established community association, if applicable, shall be notified of the decision to remove or retain the tree within 30 days of the proposed removal. A legally established community association is responsible for notification of all association members pursuant to their established procedure. The General Services Director, or a designee, shall prepare a staff report for a regularly scheduled PB&R Commission meeting of all trees recommended for removal, except for those trees categorized in Paragraph C. (dead, diseased, or dying trees) or Paragraph E (claims and safety issues) in the preceding section on All Other City Trees. Only an applicant, an adjoining property owner, or a legally established community association, the City Manager, a PB&R Commissioner, or a Councilmember may appeal the decision of the General Services Director not to remove a tree to the Commission. The Commission, in considering any appeal, shall determine whether the removal meets the criteria outlined in this Policy, as well as any unique factors which may be pertinent to the removal or retention of tree(s). The decision of the Commission will be considered final unless called up by at least one Councilmember or the City Manager.

The General Services Department will delay any tree removal(s) for at least 14 calendar days following the date of the Commission decision in order to allow time for a Councilmember or the City Manager to call the item.

The City will replace all trees removed in accordance with the All Other City Trees removal criteria on a one for one basis. Replacement trees will be a minimum of a 36" boxed size. If 36" boxed trees are not available, or funding, or space constraints prevent planting of a large tree, then a minimum of a 24" boxed tree will be planted. The full costs of removal and replacement of Special or All Other Tree(s) will be the sole responsibility of the City, unless an applicant voluntarily pays for a new tree(s).

REFORESTATION OF CITY TREES

The concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of trees for the planted location is referred to as reforestation. The Urban Forester shall make a finding for the latter category of inappropriate tree species for a specific location. His determination may be appealed to the General Services Director whose decision will be final.

It is recognized and acknowledged that City trees were planted many years ago and in some cases were planted with specific species that when fully mature cause damage to curb, gutter, sidewalk or underground utilities. Within the geographical boundaries of certain view neighborhoods, City street trees may encroach into blue water views from public and private property depending on the length of time since the trees were last trimmed, or the age and height of the trees. In other cases, the wrong species of tree was planted originally and simply does not conform to the current treescape or represents a safety hazard.

Arborists continue to develop lists of tree species which will grow in restricted parkway areas without causing significant damage to curb, gutter, sidewalk, utilities or loss of views. The City Street Tree Designation List, which specifies a species for each City street reflects an effort by the City to prescribe appropriate tree species that will not cause future problems.

As a City which understands the importance of trees and the beauty they bring to a community, the City desires to continually improve the urban forest through reforestation. In areas where City trees have been removed through City initiation, the City will endeavor to replace the trees with the appropriate designated City tree.

Individual private property owners, as well as legally established community associations, may apply for single or multiple tree reforestations in their respective area by submitting a request to the General Services Director for consideration by the Commission that meets the following requirements:

- A. The proposed area must have clearly defined contiguous geographical boundaries that include the tree(s) proposed for removal and replacement, street address(es), block number(s), or other geographical information. This section applies to individual and group requests.
- B. Residential communities, neighborhoods, or business organizations who apply for reforestation must submit a petition signed by a minimum of 60% of the property owners within the area defined for reforestation. The petition content must be approved and dated by City staff prior to distribution by the petitioner. The staff-approved petition must be distributed by the petitioner to a maximum of 30 private property owners (up to 15 contiguous private property owners on both sides of the street up to 500' in either direction from the location of the proposed reforestation). Signatures by non-property owners are not acceptable for petition purposes. All petition signatures shall be verified by City staff for property owner status of the person(s) signing the petition. As an alternative to

the above requirements, areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation with a statement that all members of the community association having their residential views affected, have been officially notified and given an appropriate opportunity to respond before the Board voted on the request. Individual private property owners living within a legally established community association area with mandatory association membership must petition for reforestation through their respective association.

- C. Individual private property owners not residing within a legally established community association area may submit individual requests for single or multiple tree reforestations. The applicant must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site) as well as the endorsement of the appropriate homeowners' association, if applicable. The petition content must be approved and dated by staff prior to distribution. All petition signatures shall be verified by City staff for private property owner status of the person(s) signing the petition.
- D. A written agreement must be submitted to the Parks, Beaches, and Recreation Commission by the petitioning sponsor (individual private property owner(s) or group) to pay 100% of the costs of the removal and replacement of the public tree(s) in advance of any removal activity. The actual removal and replanting will be coordinated by the General Services Department. The total costs shall include only the contractor's removal and replacement costs and be paid in advance of any removal actions.
- E. The replacement tree(s) for reforestation shall be the Designated Street Tree(s) as prescribed by City Council Policy G-6, or the organization must request and obtain approval from the Commission of the designation of a different tree species prior to submitting any reforestation request for a tree species other than the designated street tree. This section applies to individual or group requests.
- F. There shall be a minimum of a one-for-one replacement of all trees removed in reforestation projects. Replacement trees shall be a minimum size of 36" boxed trees, unless the parkway space will not accommodate a 36" boxed tree or a tree cannot be planted due to planting restrictions contained in Council Policy G-6. If there is not room for the replacement tree(s) at a specific site as prescribed by City Council Policy G-6, then the replacement tree(s) shall be planted in a public

area in the same neighborhood at the option of the petitioner. This section applies to individual or group requests.

- G. Reforestation requests must be completed and submitted in a timely manner by the petitioner. Petitions that are dated more than 90 days in arrears from date stamped by staff before distribution will not be forwarded to the PB&R Commission for consideration.

The decision of the Commission on reforestation requests will be considered final unless called up by at least one Councilmember or the City Manager.

TREE MAINTENANCE

The City shall require the proper care and watering of replacement trees by the reforestation petitioner to ensure their proper growth and development as outlined in City Council Policy G-6. Furthermore, no person shall tamper with City trees in violation of Section 13.08.040 of the Municipal Code. Further, the City will endeavor to fund the care of the Urban Forest to the highest level possible through the efficient use of regular tree trimming, root pruning, root barrier and pesticide programs.

ENCROACHMENT AND DEMOLITION PERMITS

All encroachment permits (permits for private property development which are proposed to encroach upon the City right of way) or demolition permits that involve the removal or replacement of City tree(s) must be specifically noticed by the property owner to City staff prior to the building and/or demolition permit process whenever possible. The proposed construction plans must indicate preservation of existing City trees wherever possible (exempt: dead, dying, or in an advanced state of decline). If the proposed development, as deemed by the General Services Director, requires the removal of City trees, the property owner must submit a tree removal request to the General Services Director, shall pay all related tree removal and replacement costs (one for one replacement) and meet all provisions of Council Policies L-2 and L-6 and City Ordinances 13.08 and 13.09. Approval or disapproval of all tree removal/replacement requests associated with encroachment and demolition permits will be the responsibility of the General Services Director or a designee.

TREE TRIMMING STANDARDS

The City Council has adopted tree trimming cycles for trees of different ages and species. Tree trimming cycles and trimming standards shall represent the maximum feasible frequency given current fiscal conditions. Except as provided in the Supplemental Trimming Section below, trimming shall be in accordance with the standards of the International Society of Arboriculture (ISA). In those communities with a legally established community association, periodical tree trimming with an emphasis on height reduction will be considered by the City Urban Forester upon written request by the association.

SUPPLEMENTAL TREE TRIMMING

The City will consider, and as a general rule approve, requests to trim certain trees more frequently or to trim trees consistent with practices applied prior to the adoption of ISA standards (to enhance public and private views, preserve required sight/distance standards, or other public purposes) which are submitted by affected private property owners or the board of a legally established community association and the request is accompanied by a completed "Supplemental Tree Trimming Form" and full payment for the requested tree trimming. However, since these practices often require 'topping' or possible disfiguring of a tree(s) and are often aesthetically displeasing and injurious to a tree, reforestation shall only be considered when supplemental tree trimming is impractical or infeasible as determined by the Urban Forester.

The General Services Director shall establish procedures to implement the supplemental trimming provisions of this Policy. An approval must be obtained from a legally established association by the requestor of supplemental tree trimming in areas with an active homeowners' association if the requested trimming is to be undertaken within the association area.

[Attachment 1- Special Trees]

[Attachment 2- Tree Inspection Report]

Adopted - May 9, 1966
Amended - August 14, 1967
Amended - November 9, 1976
Amended - November 12, 1985
Amended - November 28, 1988
Amended - March 14, 1994

Amended - April 11, 1994
Amended - February 26, 1996
Amended - July 14, 1997
Amended (Administratively) -
November 24, 1997
Amended - August 10, 1998
Amended - February 22, 2000
Amended - April 27, 2004
Amended - October 11, 2011

Formerly I-9

ATTACHMENT 1

SPECIAL TREESLANDMARK
TREES

Balboa Library	Eucalyptus globulus (3)
Balboa Library	Phoenix canariensis (2)
West Jetty View Park (near Historical Marker)	Phoenix canariensis (2)
Dover Drive at Westcliff	Liquidambar styraciflua (4)
Ocean Blvd. Corona del Mar	Phoenix canariensis (5)
Westcliff & Dover (Groves) Bike Trail	Eucalyptus globulus (134)
Main Street	Ficus microcarpa 'Nitida' (1)
City Hall	Ficus microcarpa 'Nitida' (2)
Balboa Boulevard Median	Araucaria heterophylla (1)
Ensign View Park	Erythrina caffra (1)
Lido Isle Medians	Pinus pinea (4)
Bob Henry Park	Ficus rubiginosa (1)
Castaways Park	Phoenix canariensis (1)
Wedge Area	Myoporum laetum (6)
Dover Drive east of Irvine Avenue	Erythrina caffra (1)

DEDICATED
TREES

No. Mariners Park (Marcie Schrouder)	Pinus radiata
Mariners Park (Frank Tallman)	Pinus radiata
No. City Hall grounds (Billy Covert)	Ficus benjamina
City Hall grounds (Walter Knott)	Pinus halepensis
City Hall grounds (Calif. Bicentennial)	Pinus halepensis
Las Arenas Park (Ed Healy)	Melaleuca linarifolia
Mariners Park (Isy Pease)	Pinus halepensis
City Hall grounds (U.S. Bicentennial Freedom Tree)	Harpephyllum kaffrum
Buffalo Hills Park (Bahia Community Earth Day Celebration)	Erythrina caffra
Peninsula Park (Gray Lunde Tree)	Chamaerops humilis
Cliff Drive Park (Gary Lovell)	Quercus agrifolia

DEDICATED
TREES (contd.)

Begonia Park (Cheryl Bailey Ringwald)	<i>Prunus cerasifera</i>
Castaways Park (Jan Vandersloot) (Jean Watt)	<i>Quercus agrifolia</i>
Peninsula Park (Don Perdue)	<i>Ravenea rivularis</i>
Grant Howald Park (Pete Munro) (Mark Munro)	<i>Metrosideros excelsus</i>
Bob Henry Park (Bob Henry)	<i>Ficus rubiginosa</i>
Cliff Drive Park (Dr. Vandersloot)	<i>Quercus agrifolia</i>
Veterans Park (Rosemary Rae Hill Hansen)	<i>Lagenstroemia indica faueri</i>
Mariners Park (N. Beach Sunrise Rotary Club) (Christopher & Marisha Thomposn) (Meghan & Camielle Thompson)	<i>Stenocarpus sinuatus</i> <i>Pinus eldarica</i> <i>Pinus eldarica</i>
West Newport Park (Brownie Girl Scout Troop 2072)	<i>Spathodea campanulata</i>
Buffalo Hills Park (N. Beach Sunrise Rotary Club)	<i>Stenocarpus sinuatus</i>
Castaways Park (Nancy & Jack Skinner) (Bob & Susan Caustin)	<i>Quercus agrifolia</i>
Bayside Park (Newport-Irvine Rotary Club)	<i>Pyrus calleryana</i>
Castaways Park (Eva Victoria Najera)	<i>Quercus agrifolia</i>
Begonia Park (Dr. Leo V. Turgeon)	<i>Bauhinia blakeana</i>
L Street Park (Tim Van Ostenbridge)	<i>Cassia leptophylla</i>
Castaways Park (John D. Woodruff)	<i>Platanus racemosa</i>
Grant Howald Park (Jean & Coalson Morris)	<i>Cassia leptophylla</i>

DEDICATED
TREES (contd.)

Old School Park (Jean & Coalson Morris)	<i>Cassia leptophylla</i>
Mariners Park (Sierra Beth)	<i>Bauhinia variegata</i>
Cliff Drive Park (Francis P. Hemenway)	<i>Cassia leptophylla</i>
Grant Howald Park (Skipper Mark Howes)	<i>Hymenosporum flavum</i>
Castaways Park (Michael F. Gustin)	<i>Platanus racemosa</i>
(Yen Chu Kuo)	<i>Quercus agrifolia</i>
(Grover Stephens, PH.D.)	<i>Platanus racemosa</i>
(Logan David Burley)	<i>Quercus agrifolia</i>
(Sawyer Dean Burley)	<i>Quercus agrifolia</i>
(Virginia Najera)	<i>Quercus agrifolia</i>
(Joe Clarkson)	<i>Quercus agrifolia</i>
(Sawyer Dean Burley)	<i>Quercus agrifolia</i>
Eastbluff Park (Lucy Huntsman)	<i>Hymenosporum flavum</i>
Irvine Terrace Park (Dana Harmon)	<i>Liquidambar styraciflua</i>
(Sister City of Okazaki)	<i>Pinus nigra</i>
Bonita Canyon Sports Park (Fern Pirkle)	<i>Melaleuca linariifolia</i>
Gateway Park (Virgina Herberts)	<i>Cassia leptophylla</i>
West Coast Highway & Superior Ave City Parking Lot (Louise Greeley)	<i>Cassia leptophylla</i>
Bayview Park (Gene Atherton)	<i>Cinnamomum camphora</i>
West Newport Park (Russell Marc Beaumont)	<i>Erythrina caffra</i>
(Jeff Steven Reinker)	<i>Erythrina caffra</i>

NEIGHBORHOOD

TREES

Shorecliffs Entrance	<i>Erythrina caffra</i> (51)
Marguerite Avenue	<i>Phoenix canariensis</i> (109)
Goldenrod Avenue	<i>Washingtonia robusta</i> (144)
Dover Drive (Mariners to Irvine)	<i>Eucalyptus globulus</i> (3)
15th Street (Newport Heights)	<i>Eucalyptus cladocalyx</i> (29)
Irvine Avenue Median	<i>Eucalyptus globulus</i> (130)
Holiday Road	<i>Eucalyptus globulus</i> (18)
(between Irvine Ave & Tustin Ave)	
Along Avon Avenue	<i>Eucalyptus globulus</i> (8)
Via Lido Bridge	<i>Eucalyptus globulus</i> (14)
Marine Avenue (Balboa Island)	<i>Eucalyptus</i> (Various Species) (34)
Seaview Avenue (Corona del Mar)	<i>Pinus radiata</i> (19)
Poppy Avenue (Corona del Mar)	<i>Eucalyptus rudis</i> (73)
Heliotrope Avenue (Corona del Mar)	<i>Pinus radiata</i> (18)
Candlestick Lane (Baycrest)	<i>Eucalyptus citriodora</i> (21)
Commodore Road	<i>Eucalyptus citriodora</i> (2)
Starlight Circle	<i>Eucalyptus citriodora</i> (11)
Glenwood Lane	<i>Eucalyptus citriodora</i> (7)
Sandalwood Lane	<i>Eucalyptus citriodora</i> (7)
Newport Center Drive	<i>Washingtonia robusta</i> (363)
Fourth Avenue	<i>Eucalyptus globulus</i> (48)
Clay Street	<i>Ficus microcarpa</i> 'Nitida' (21)
(Irvine Ave to St. Andrews Road)	
Leeward Lane	<i>Fraxinus uhdei</i> "Tomlinson" (43)
L Street Park	<i>Quercus suber</i> (39)
M Street Park	<i>Pinus pinea</i> (1)
West Newport Park	<i>Metrosideros excelsus</i> (55)
Santa Ana Avenue	<i>Eucalyptus robusta</i> (33)
Eastbluff Park	<i>Ficus macrophylla</i> (1)
Vista Del Oro Median	<i>Erythrina caffra</i> (6)
Rhine Wharf Park	<i>Archontophoenix cunninghamiana</i> (12)
Mariners Drive	<i>Jacaranda mimosifolia</i> (52)
Along Riverside Avenue	<i>Schinus terebinthefolius</i> (12)
(adjacent to Cliff Drive Park)	
Cliff Drive Park	
(Scout House)	<i>Ficus benjamina</i> (1)
Buena Vista and Lindo Avenue	
128 Kings Road	<i>Erythrina caffra</i> (1)
128 Kings Road	<i>Roystonea regia</i> (1)
	<i>Pseudobombax ellipticum</i> (1)

NEIGHBORHOOD

TREES (contd.) Cliff Drive
 (north side, west of Dover Drive)
 725 St. James Road
 601 Dover Drive
 Margaret Drive Median
 Corona Del Mar State Beach

Agathus robusta (4)

Eucalyptus ficifolia (1)
Eucalyptus ficifolia (1)
Erythrina caffra (1)
Washingtonia robusta (74)

Adopted - May 9, 1966
Amended - November 9, 1976
Amended - November 28, 1988
Amended - October, 1993
Amended - July 14, 1997
Amended - January 25, 1999
Amended - February 22, 2002
Amended - April, 23, 2002
Amended - April 27, 2004
Amended - May 10, 2005

SIDEWALKS, CURBS, GUTTERS AND CITY OWNED UTILITIES

GENERAL

- A. Nothing herein shall relieve the property owner from the burden of initially installing concrete sidewalks, curbs, and gutters.
- B. Nothing herein shall relieve the property owner of his obligation under Section 13.01.100 of the Newport Beach Municipal Code.
- C. Nothing herein shall prevent the City from performing any repair work within the public right-of-way when it is in the best interest of the City to do so.

COST SHARING OF REPAIRING SIDEWALKS, CURBS, AND GUTTERS AND OTHER CITY OWNED UTILITIES

- A. The City will pay 100% of the cost of repairing concrete curbs and gutters.
- B. The City will pay 100% for approaches at alley intersections.
- C. The City will pay 100% of the cost of repairing standard concrete sidewalk adjoining private property where damage is caused by other than the adjacent property owner, including damage caused by City parkway trees.
- D. Property owner shall pay 100% of the cost of repairs to sidewalks, water services, water mains, sewer mains and laterals where the damage was caused by trees on private property, and/or where the damage was caused by acts of omissions of the property owner.
- E. Property owner shall pay 100% the cost of repairs to non-standard improvements installed in the public right-of-way by the property owner or his predecessors in accordance with the terms of the non-standard improvement agreement, regardless of cause of damage.
- F. Property owner shall pay 100% of the cost of repairs to non-standard improvements installed without a permit in the public right-of-way by the property owner or his predecessors, regardless of cause of damage.

- G. Where ground cover and sprinkler systems, or standard flatwork installed in accordance with City policy and pursuant to an approved encroachment permit, are damaged as a result of City construction work the repairs will be performed by the Contractor and/or by City forces, as provided for in the contract.
- H. The City will not pay for the cost of repairing private concrete driveway approaches, including the sidewalk areas; except that the City will pay such costs if the damage was caused by City parkway trees (for standard approaches, only).
- I. A list to prioritize the locations where work will be done with annual appropriations based on need, benefit to the public, and date of application shall be established by the General Services Department.
- J. Property owners requesting their projects to be advanced to the top of the priority list shall be requested to contribute 50% of the cost.
- K. A sum of money shall be appropriated every year to be applied to the City's share of repair work.
- L. City participation under this policy shall be subject to the availability of funds.

LIDO ISLE

The City will cooperate with the Lido Isle Community Association to replace specially colored and scored sidewalk in kind, provided that City cost will not exceed that of plain concrete with standard scoring. LICA color is "Chromix Adobe Tan No. C-21" by the L.M. Scofield Company.

Adopted - March 22, 1965
Amended - August 30, 1966
Amended - September 25, 1967
Amended - October 12, 1982
Amended - October 27, 1986
Amended - November 28, 1988

Amended - December 14, 1992
Amended - January 24, 1994
Amended - February 26, 1996
Amended - February 24, 1997
Corrected - June 9, 1997
Amended - October 10, 2006




CARL WARREN & COMPANY
Claims Management and Solutions

4/12/2013

REPORT 4 – STATUS

City of Newport Beach
P.O. Box 1768
Newport Beach, CA 92658-8915

Attention: Ms. Lauren F. Farley, Risk Manager

RE: Principal : City of Newport Beach
D/Event : 8-29-2012
Claimant : Al & Sheila Ross


REVIEW: The claimants allege roots from a diseased City parkway tree have uplifted their stone parkway hardscape. They also allege droppings from the tree damaged a private tree and other plants in their courtyard.

PRINCIPAL: City of Newport Beach – MOD – Street Trees

DATE, TIME & PLACE: The portion of this claim involving the damaged parkway hardscape is ongoing due to the root growth. Other damages may have exceeded the one year statute for filing. An incident date of 8-29-2012 was given for this claim. The incident occurred at the claimants' property located at 248 Poppy Ave., Corona Del Mar, CA 92625.

GOVERNMENT CODE REQUIREMENT:

1. Date Claim Filed: This claim was timely filed on 8-31-2012.
2. City Action: a Rejection Notice was sent on behalf of the City on 11-01-2012. A Late Claim Response letter was sent on behalf of the City on 11-01-2012.
3. Statute of Limitations: The Statute of Limitations in this matter will expire on 5-01-2013.

STATUS: The claimant has not filed an Application for Leave to Present a Late Claim.

RECOMMENDATIONS: We recommend holding this file open until 11-2-2013 pending the claimant filing an Application for Leave to Present a Late Claim.

AN EMPLOYEE-OWNED COMPANY

P O Box 25180 | Santa Ana, CA 92799-5180

www.carlwarren.com | Tel. 714-572-5200 | 800-572-6900 | Fax: 866-254-4423

CA License No. 2607290

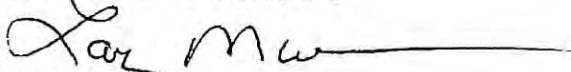
WORK TO BE COMPLETED:

1. Maintain an open file pending claimant filing an Application for Leave to Present a Late Claim.

RESERVES: Al & Sheila Ross— property damage - \$1,000.00

COMMENTS: Pending further developments, our next report will follow within 90 days.

Very Truly Yours,
Carl Warren & Company



Larry Mullen
Claims Analyst



Municipal Operations Department

MAR 29 2011

March 11, 2011

TO: Deputy Operations Department Director *Received* *Human Resources*
FROM: Parks and Trees Superintendent and Urban Forester *MAR 23 2011*
SUBJECT: *Tree Removal Request* *Received by: cmr*

PROPERTY OWNER(S) Name: **Al Ross**
 INFORMATION: Tree Location: **248 Poppy Avenue, Front 1**

The property owner is requesting the removal of a City Eucalyptus tree due to damage to his privately installed stone in the City right-of-way as a result of tree roots.

A field inspection determined the tree is a healthy specimen and there is no justification for removal.

The property owner is responsible for the repair to the privately installed stone in the parkway. This is the property owner's parkway improvement and maintenance responsibility, not City. However, the City will root prune the tree in order to accommodate the repair. See attached Policy L-1.

There is no evidence of a potential hazard or liability, and insufficient evidence of repeated work history in accordance with the removal criteria of Policy G-1. The tree should be retained at this time.

Staff recommends denying the removal of the City tree.

REPLACEMENT TREE: YES NO
 DESIGNATED TREE: N/A

DEPUTY OPERATIONS DIRECTOR'S COMMENTS/RECOMMENDATIONS:

Retain tree
 Signature: *MR* Date: *3-18-11*

RISK MANAGER'S COMMENTS/RECOMMENDATIONS:

Risk Manager concurs w/ retaining the tree
 Signature: *Shel Anderson* Date: *3/23/11*

CITY MANAGER'S COMMENTS/RECOMMENDATIONS:

or
 City Manager: *Josiah* Date: *3/23/11*

Attachments



Municipal Operations Department

TREE INSPECTION REPORT

Property Owner: Al Ross

Tree Location: 248 Poppy Avenue, Front 1

Request: The property owner is requesting removal of a City Eucalyptus tree due to damage to his privately installed stone in the City right-of-way as a result of the tree roots.

Tree Species: Eucalyptus rudis – Desert Gum

Designated Street Tree: N/A

Estimated Tree Value: \$1,630.00

Damage: Damage to privately installed stone installed in parkway

Work History: The Field Maintenance Division has no work history recorded for this site.

Parkway: Concrete Brick Turf (X) Other

Comments: A field inspection determined the tree is a healthy specimen. No justification for removal.

The property owner is responsible for the repair to the privately installed stone in the parkway. This is the property owner's parkway improvement and maintenance responsibility, not City. However, the City will root prune the tree in order to accommodate the repair. See attached Policy L-1.

There is no evidence of a potential hazard or liability, and insufficient evidence of repeated work history in accordance with the removal criteria of Policy G-1. The tree should be retained.

Inspected by: John Conway **Date:** March 11, 2011
John Conway, Urban Forester

Recommendation: Deny removal of the City tree.

Reviewed by: Dan P. Sereno **Date:** March 11, 2011
Dan P. Sereno, Parks and Trees Superintendent

Reviewed by: Mike Pisani **Date:** 3-18-11
Mike Pisani, Deputy Operations Department Director









City of Newport Beach
GIS Division
April 17, 2013

Legend

-  248 Poppy Ave.
-  Properties Notified

Tree Removal 248 Poppy Ave.





Municipal Operations Department

PB&R Commission Agenda
Item No. 7B
July 2, 2013

TO: Parks, Beaches and Recreation Commission
FROM: Municipal Operations Director
SUBJECT: *Special Tree Removal Request – 300 Poppy Avenue*

A handwritten signature in blue ink, appearing to be "M. McCarthy", written over the subject line.

Recommendation

Staff recommends that the Parks, Beaches and Recreation (PB&R) Commission consider removal of a Special City Tree, Neighborhood Tree at 300 Poppy Avenue.

Discussion

City Council Policy G-1, Retention or Removal of City Trees, Special City Trees, Neighborhood Trees, requires that the PB&R Commission approve the removal of a Special Tree (Attachment A).

Staff is requesting approval for the removal of a City *Eucalyptus rudis* (Desert Gum) tree located adjacent to 300 Poppy Avenue. The tree is listed as a Special City Tree under Neighborhood Trees.

On May 15, 2013, staff met the property owner, Ms. Mary McCarthy, on site to discuss the replacement of an uplifted sidewalk adjacent to the tree. Ms. McCarthy is insisting upon sidewalk repair and will not accept the ramped sidewalk as an alternative solution. That portion of sidewalk had previously been removed and repaired with a section of ramped concrete in the late 1980's. The Urban Forester, Field Maintenance Superintendent, and Parks and Trees Superintendent determined the tree cannot be safely root pruned without potential liability and possible tree failure. Consequently, the tree must be removed if sidewalk repairs are to occur.

If the removal is approved, a replacement tree will be planted and the sidewalk will be replaced.

Staff has attached the Tree Removal Report and photographs, and letter received from Ms. McCarthy related to the request (Attachment B).

Ms. McCarthy, Council Member Nancy Gardner, and the Corona del Mar Residents Association have received a copy of this report and a notice of the Commission meeting. Additionally, notification letters related to this removal request were sent out to the surrounding property owners (Attachment C).

Attachments

- (A) G-1 Policy
- (B) Tree Removal Report and photographs
- (C) Map (highlighting the surrounding property owners)

RETENTION OR REMOVAL OF CITY TREES

GOAL OF POLICY

To establish and maintain appropriate diversity in tree species and age classes to provide a stable and sustainable urban forest with an inventory that the City can reasonably maintain in a healthy and non-hazardous condition. To require that in approving any tree removal or reforestation request the PB&R Commission shall find that the tree removal request will not adversely impact the overall inventory, diversity and age of the City's Urban Forest.

PURPOSE

The purpose of this policy is to establish definitive standards for the retention, removal, maintenance, reforestation, tree trimming standards, and supplemental trimming of City trees. City trees are an important part of the character and charm of the entire City and provide environmental benefits as well. Regular care, trimming, root pruning, maintenance, and programmed replacement are necessary to preserve this charm while at the same time protecting views consistent with Council Policy G-3 and preventing public and private property damage.

The City classifies public trees in one of three categories: Special Trees, Problem Trees, and All Other Trees.

SPECIAL CITY TREES

It is the City's policy to retain City trees categorized as Landmark, Dedicated, or Neighborhood trees, which have historical significance, and/or contribute to and give character to a location or to an entire neighborhood. Landmark, Dedicated, and Neighborhood trees are identified by species by Attachment 1, and shall hereinafter be referred to as Special Trees. Trees within these categories shall be identified, mapped, recorded and administered by staff for the Parks, Beaches & Recreation Commission ("Commission"). The Commission shall review the Special Tree list on an as needed basis and forward recommendations for additions or deletions to the City Council for approval.

Landmark Trees are identified as those individual Special Trees that possess historical significance by virtue of their size, age, location, or species.

Dedicated Trees are Special Trees donated for or in the memory of specific individuals or organizations.

Neighborhood Trees are Special Trees that by their unusual size, number, species, or location lend a special character to a residential, commercial, or business area.

Special Trees shall be retained, unless there are overriding problems, such as death, disease, or the creation of a hazardous situation, which require their removal. Prior to consideration for any removal of a Special Tree(s), the General Services Director, or designee, shall prepare a report identifying and implementing specific treatment to retain the tree(s). If specific treatment is unsuccessful or impractical in retaining a tree(s) then a full staff report shall be made to the Commission before any further action considering removal is taken. Prior to any removal of Special Tree(s), the City must comply with the noticing provisions of the Removal of City Trees section set forth in this Policy, unless a Special Tree is considered hazardous that necessitates an emergency removal. Any such removal must be recommended by the General Services Director and the Risk Manager and approved by the City Manager.

During normal sidewalk, curb, and street repair activity requiring root pruning, all steps shall be taken to retain Special Trees. If tree roots are to be pruned in association with sidewalk, curb, and gutter improvements, sufficient timing in advance must be planned to ensure that pruning will not destabilize or kill the tree. If both sides of a Special Tree's roots are to be pruned, one side should be pruned 6 months to a year in advance of the other side depending upon the species and other related factors. If root pruning methods are not practical and/or critical to the health of the tree, then alternate or special hardscape improvements should be considered by the City in order to retain the tree providing that costs are reasonable. All proposed root pruning or other tree treatment shall be assessed and approved by the Urban Forester.

Special Trees may be considered for removal in conjunction with a City Council approved beautification project utilizing the Removal of City Trees procedures noted in a subsequent section of the Policy.

PROBLEM TREES

A Problem Tree is defined as a tree that by virtue of its species causes excessive hardscape or utility damage due to its excessive root system. The following trees are defined as Problem Trees:

- Ficus nitida (Indian Laurel Fig)
- Ficus rubiginosa (Rusty Leaf Fig)
- Ficus benjamina (Weeping Fig)
- Erythrina caffra (Kaffirboom Coral Tree)
- Fraxinus uhdei (Shamel Ash)
- Cupaniopsis anacardioides (Carrotwood)
- Liquidambar styraciflua (American Sweet Gum)
- Schinus terebinthifolius (Brazilian Pepper)

Problem Trees shall not be designated as parkway trees on the Designated Street Tree List.

Problem Trees that are not designated Special Trees may be removed for the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant documented private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had repeated history of significant interference with street or sidewalk drainage, despite specific treatment by the City to alleviate repeated damage.
- C. The City tree has created, in the opinion of the Urban Forester, a view impediment that cannot be resolved by normal nor alternative tree trimming procedures.

Problem Trees may be proposed for removal by either staff or private property owners. The authority to remove Problem Trees rests with the City Manager. No more than 250 Problem Trees may be removed per year by staff under these criteria without special approval of the Parks, Beaches, and Recreation Commission. In removals under Sections A & B above, no more than one of three parkway trees in a continuous row may be removed in a three year period without a hearing before the Commission. Replacement trees of a 24-inch box size may be planted if funding permits. Staff is responsible for notifying the adjacent property owner, the legally established homeowners association, and the Councilperson of the district where the removal is

proposed, if applicable, of the intent to remove a Problem Tree. The decision by the City Manager to remove a problem tree is final unless called up by at least one Councilperson. The Urban Forester shall report the removal of Problem Trees on a monthly basis to the Commission. The cost to remove and replace Problem Trees will be the sole responsibility of the City based on availability of funding, with the exception of Category C (view), which is the sole responsibility of the applicant.

ALL OTHER CITY TREES

A City tree which is not designated as a Special or Problem Tree is designated as an All Other Tree. It is the City's policy to retain All Other Trees unless removal is necessary for one of the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant public or private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had a repeated history - of significant interference with street or sidewalk drainage.
- C. The City tree is dead, diseased, dying, or hazardous, and presents a liability to the City. A dead tree is one that has been assessed by the Urban Forester and found to have deceased. Diseased trees are defined as those trees that cannot be cured by current arboricultural methods, are in an advanced state of decline, and have no prospect of recovery. Dying trees are those that have no prospect of recovery. Hazardous trees are defined as those that are defective, have a potential to fail, and would cause damage to persons and property upon failure. The Urban Forester will perform a hazard assessment whenever a tree is identified as hazardous. The assessment will identify: structural defects of the tree, parts of the tree most likely to fail, targets where imminent personal injury or property damage may result with tree failure, and procedures or actions necessary to abate the hazard. After assessment, the Urban Forester will expeditiously convey his written findings and recommendations to the Risk Manager for evaluation. If the Risk Manager agrees with the Urban Forester findings to remove a tree, the hazardous tree will be removed without further delay. In the case of imminent tree failure, the Parks and Trees Maintenance

Superintendent or the Urban Forester shall have the authority to direct the removal of a hazardous tree.

- D. The tree(s) have been requested to be removed in conjunction with a City Council-approved City, commercial, neighborhood, or community association beautification program.
- E. The City Manager, upon the advice of the General Services Director, City Attorney, Risk Manager or the Traffic Engineer, shall have the authority to remove individual Problem or All Other Trees to resolve claims or safety issues.

REMOVAL OF CITY TREES

The initiation to remove (Special or All Other) City tree(s) may be made by the staff of the General Services, and/or Public Works Departments, a legally established community association, or a private property owner by making application to the General Services Director, utilizing the City tree removal form. The provisions and procedures of this Section of the Policy do not apply to the Problem Tree nor Reforestation tree removal processes, which are described in other sections of this Policy. Special Trees may be considered for removal under the provisions of this Section provided a special report by the General Services Director is provided to the Commission detailing the necessity of removal and any specific previous treatment of the tree.

After receipt of the application, a Tree Inspection Report shall be prepared by the City's Urban Forester (Attachment 2) to determine if the tree(s) meets the criteria outlined in the above All Other City Trees section for consideration for removal. Simultaneously, the Urban Forester shall provide a notice of the proposed tree removal to the adjacent property owner (if not the applicant), the private property owners immediately adjacent to the applicant's property, and the appropriate community association if applicable, (not applicable to the emergency removal of hazardous trees under Item C nor to trees that meet the criteria of Item E in the preceding All Other City Trees section). The Urban Forester shall determine whether in his/her judgment additional specific treatment can be initiated to retain the tree provided the costs are reasonable. If a tree(s) is to be removed, the tree(s) will be posted at least 30 days prior to the removal with a sign notifying the public that they have the right of appeal. The sign shall also note a staff contact. Once a recommendation is made by the Urban Forester and the Parks and Trees Maintenance Superintendent to the General Services Director and the General Services Director or designee concurs, then the applicant, the adjoining owners,

private property owners on either side of the street within 500' in each direction of the tree location and a legally established community association, if applicable, shall be notified of the decision to remove or retain the tree within 30 days of the proposed removal. A legally established community association is responsible for notification of all association members pursuant to their established procedure. The General Services Director, or a designee, shall prepare a staff report for a regularly scheduled PB&R Commission meeting of all trees recommended for removal, except for those trees categorized in Paragraph C. (dead, diseased, or dying trees) or Paragraph E (claims and safety issues) in the preceding section on All Other City Trees. Only an applicant, an adjoining property owner, or a legally established community association, the City Manager, a PB&R Commissioner, or a Councilmember may appeal the decision of the General Services Director not to remove a tree to the Commission. The Commission, in considering any appeal, shall determine whether the removal meets the criteria outlined in this Policy, as well as any unique factors which may be pertinent to the removal or retention of tree(s). The decision of the Commission will be considered final unless called up by at least one Councilmember or the City Manager.

The General Services Department will delay any tree removal(s) for at least 14 calendar days following the date of the Commission decision in order to allow time for a Councilmember or the City Manager to call the item.

The City will replace all trees removed in accordance with the All Other City Trees removal criteria on a one for one basis. Replacement trees will be a minimum of a 36" boxed size. If 36" boxed trees are not available, or funding, or space constraints prevent planting of a large tree, then a minimum of a 24" boxed tree will be planted. The full costs of removal and replacement of Special or All Other Tree(s) will be the sole responsibility of the City, unless an applicant voluntarily pays for a new tree(s).

REFORESTATION OF CITY TREES

The concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of trees for the planted location is referred to as reforestation. The Urban Forester shall make a finding for the latter category of inappropriate tree species for a specific location. His determination may be appealed to the General Services Director whose decision will be final.

It is recognized and acknowledged that City trees were planted many years ago and in some cases were planted with specific species that when fully mature cause damage to curb, gutter, sidewalk or underground utilities. Within the geographical boundaries of certain view neighborhoods, City street trees may encroach into blue water views from public and private property depending on the length of time since the trees were last trimmed, or the age and height of the trees. In other cases, the wrong species of tree was planted originally and simply does not conform to the current treescape or represents a safety hazard.

Arborists continue to develop lists of tree species which will grow in restricted parkway areas without causing significant damage to curb, gutter, sidewalk, utilities or loss of views. The City Street Tree Designation List, which specifies a species for each City street reflects an effort by the City to prescribe appropriate tree species that will not cause future problems.

As a City which understands the importance of trees and the beauty they bring to a community, the City desires to continually improve the urban forest through reforestation. In areas where City trees have been removed through City initiation, the City will endeavor to replace the trees with the appropriate designated City tree.

Individual private property owners, as well as legally established community associations, may apply for single or multiple tree reforestations in their respective area by submitting a request to the General Services Director for consideration by the Commission that meets the following requirements:

- A. The proposed area must have clearly defined contiguous geographical boundaries that include the tree(s) proposed for removal and replacement, street address(es), block number(s), or other geographical information. This section applies to individual and group requests.
- B. Residential communities, neighborhoods, or business organizations who apply for reforestation must submit a petition signed by a minimum of 60% of the property owners within the area defined for reforestation. The petition content must be approved and dated by City staff prior to distribution by the petitioner. The staff-approved petition must be distributed by the petitioner to a maximum of 30 private property owners (up to 15 contiguous private property owners on both sides of the street up to 500' in either direction from the location of the proposed reforestation). Signatures by non-property owners are not acceptable for petition purposes. All petition signatures shall be verified by City staff for property owner status of the person(s) signing the petition. As an alternative to

the above requirements, areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation with a statement that all members of the community association having their residential views affected, have been officially notified and given an appropriate opportunity to respond before the Board voted on the request. Individual private property owners living within a legally established community association area with mandatory association membership must petition for reforestation through their respective association.

- C. Individual private property owners not residing within a legally established community association area may submit individual requests for single or multiple tree reforestations. The applicant must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site) as well as the endorsement of the appropriate homeowners' association, if applicable. The petition content must be approved and dated by staff prior to distribution. All petition signatures shall be verified by City staff for private property owner status of the person(s) signing the petition.
- D. A written agreement must be submitted to the Parks, Beaches, and Recreation Commission by the petitioning sponsor (individual private property owner(s) or group) to pay 100% of the costs of the removal and replacement of the public tree(s) in advance of any removal activity. The actual removal and replanting will be coordinated by the General Services Department. The total costs shall include only the contractor's removal and replacement costs and be paid in advance of any removal actions.
- E. The replacement tree(s) for reforestation shall be the Designated Street Tree(s) as prescribed by City Council Policy G-6, or the organization must request and obtain approval from the Commission of the designation of a different tree species prior to submitting any reforestation request for a tree species other than the designated street tree. This section applies to individual or group requests.
- F. There shall be a minimum of a one-for-one replacement of all trees removed in reforestation projects. Replacement trees shall be a minimum size of 36" boxed trees, unless the parkway space will not accommodate a 36" boxed tree or a tree cannot be planted due to planting restrictions contained in Council Policy G-6. If there is not room for the replacement tree(s) at a specific site as prescribed by City Council Policy G-6, then the replacement tree(s) shall be planted in a public

area in the same neighborhood at the option of the petitioner. This section applies to individual or group requests.

- G. Reforestation requests must be completed and submitted in a timely manner by the petitioner. Petitions that are dated more than 90 days in arrears from date stamped by staff before distribution will not be forwarded to the PB&R Commission for consideration.

The decision of the Commission on reforestation requests will be considered final unless called up by at least one Councilmember or the City Manager.

TREE MAINTENANCE

The City shall require the proper care and watering of replacement trees by the reforestation petitioner to ensure their proper growth and development as outlined in City Council Policy G-6. Furthermore, no person shall tamper with City trees in violation of Section 13.08.040 of the Municipal Code. Further, the City will endeavor to fund the care of the Urban Forest to the highest level possible through the efficient use of regular tree trimming, root pruning, root barrier and pesticide programs.

ENCROACHMENT AND DEMOLITION PERMITS

All encroachment permits (permits for private property development which are proposed to encroach upon the City right of way) or demolition permits that involve the removal or replacement of City tree(s) must be specifically noticed by the property owner to City staff prior to the building and/or demolition permit process whenever possible. The proposed construction plans must indicate preservation of existing City trees wherever possible (exempt: dead, dying, or in an advanced state of decline). If the proposed development, as deemed by the General Services Director, requires the removal of City trees, the property owner must submit a tree removal request to the General Services Director, shall pay all related tree removal and replacement costs (one for one replacement) and meet all provisions of Council Policies L-2 and L-6 and City Ordinances 13.08 and 13.09. Approval or disapproval of all tree removal/replacement requests associated with encroachment and demolition permits will be the responsibility of the General Services Director or a designee.

TREE TRIMMING STANDARDS

The City Council has adopted tree trimming cycles for trees of different ages and species. Tree trimming cycles and trimming standards shall represent the maximum feasible frequency given current fiscal conditions. Except as provided in the Supplemental Trimming Section below, trimming shall be in accordance with the standards of the International Society of Arboriculture (ISA). In those communities with a legally established community association, periodical tree trimming with an emphasis on height reduction will be considered by the City Urban Forester upon written request by the association.

SUPPLEMENTAL TREE TRIMMING

The City will consider, and as a general rule approve, requests to trim certain trees more frequently or to trim trees consistent with practices applied prior to the adoption of ISA standards (to enhance public and private views, preserve required sight/distance standards, or other public purposes) which are submitted by affected private property owners or the board of a legally established community association and the request is accompanied by a completed "Supplemental Tree Trimming Form" and full payment for the requested tree trimming. However, since these practices often require 'topping' or possible disfiguring of a tree(s) and are often aesthetically displeasing and injurious to a tree, reforestation shall only be considered when supplemental tree trimming is impractical or infeasible as determined by the Urban Forester.

The General Services Director shall establish procedures to implement the supplemental trimming provisions of this Policy. An approval must be obtained from a legally established association by the requestor of supplemental tree trimming in areas with an active homeowners' association if the requested trimming is to be undertaken within the association area.

[Attachment 1- Special Trees]

[Attachment 2- Tree Inspection Report]

Adopted - May 9, 1966

Amended - August 14, 1967

Amended - November 9, 1976

Amended - November 12, 1985

Amended - November 28, 1988

Amended - March 14, 1994

Amended - April 11, 1994

Amended - February 26, 1996

Amended - July 14, 1997

Amended (Administratively) -
November 24, 1997

Amended - August 10, 1998

Amended - February 22, 2000

Amended - April 27, 2004

Amended - October 11, 2011

Formerly I-9

ATTACHMENT 1

SPECIAL TREESLANDMARK
TREES

Balboa Library	Eucalyptus globulus (3)
Balboa Library	Phoenix canariensis (2)
West Jetty View Park (near Historical Marker)	Phoenix canariensis (2)
Dover Drive at Westcliff	Liquidambar styraciflua (4)
Ocean Blvd. Corona del Mar	Phoenix canariensis (5)
Westcliff & Dover (Groves) Bike Trail	Eucalyptus globulus (134)
Main Street	Ficus microcarpa 'Nitida' (1)
City Hall	Ficus microcarpa 'Nitida' (2)
Balboa Boulevard Median	Araucaria heterophylla (1)
Ensign View Park	Erythrina caffra (1)
Lido Isle Medians	Pinus pinea (4)
Bob Henry Park	Ficus rubiginosa (1)
Castaways Park	Phoenix canariensis (1)
Wedge Area	Myoporum laetum (6)
Dover Drive east of Irvine Avenue	Erythrina caffra (1)

DEDICATED
TREES

No. Mariners Park (Marcie Schrouder)	Pinus radiata
Mariners Park (Frank Tallman)	Pinus radiata
No. City Hall grounds (Billy Covert)	Ficus benjamina
City Hall grounds (Walter Knott)	Pinus halepensis
City Hall grounds (Calif. Bicentennial)	Pinus halepensis
Las Arenas Park (Ed Healy)	Melaleuca linarifolia
Mariners Park (Isy Pease)	Pinus halepensis
City Hall grounds (U.S. Bicentennial Freedom Tree)	Harpephyllum kaffrum
Buffalo Hills Park (Bahia Community Earth Day Celebration)	Erythrina caffra
Peninsula Park (Gray Lunde Tree)	Chamaerops humilis
Cliff Drive Park (Gary Lovell)	Quercus agrifolia

DEDICATED
TREES (contd.)

Begonia Park (Cheryl Bailey Ringwald)	<i>Prunus cerasifera</i>
Castaways Park (Jan Vandersloot) (Jean Watt)	<i>Quercus agrifolia</i>
Peninsula Park (Don Perdue)	<i>Ravenea rivularis</i>
Grant Howald Park (Pete Munro) (Mark Munro)	<i>Metrosideros excelsus</i>
Bob Henry Park (Bob Henry)	<i>Ficus rubiginosa</i>
Cliff Drive Park (Dr. Vandersloot)	<i>Quercus agrifolia</i>
Veterans Park (Rosemary Rae Hill Hansen)	<i>Lagenstroemia indica faueri</i>
Mariners Park (N. Beach Sunrise Rotary Club) (Christopher & Marisha Thomposn) (Meghan & Camielle Thompson)	<i>Stenocarpus sinuatus</i> <i>Pinus eldarica</i> <i>Pinus eldarica</i>
West Newport Park (Brownie Girl Scout Troop 2072)	<i>Spathodea campanulata</i>
Buffalo Hills Park (N. Beach Sunrise Rotary Club)	<i>Stenocarpus sinuatus</i>
Castaways Park (Nancy & Jack Skinner) (Bob & Susan Caustin)	<i>Quercus agrifolia</i>
Bayside Park (Newport-Irvine Rotary Club)	<i>Pyrus calleryana</i>
Castaways Park (Eva Victoria Najera)	<i>Quercus agrifolia</i>
Begonia Park (Dr. Leo V. Turgeon)	<i>Bauhinia blakeana</i>
L Street Park (Tim Van Ostenbridge)	<i>Cassia leptophylla</i>
Castaways Park (John D. Woodruff)	<i>Platanus racemosa</i>
Grant Howald Park (Jean & Coalson Morris)	<i>Cassia leptophylla</i>

DEDICATED
TREES (contd.)

Old School Park (Jean & Coalson Morris)	<i>Cassia leptophylla</i>
Mariners Park (Sierra Beth)	<i>Bauhinia variegata</i>
Cliff Drive Park (Francis P. Hemenway)	<i>Cassia leptophylla</i>
Grant Howald Park (Skipper Mark Howes)	<i>Hymenosporum flavum</i>
Castaways Park (Michael F. Gustin)	<i>Platanus racemosa</i>
(Yen Chu Kuo)	<i>Quercus agrifolia</i>
(Grover Stephens, PH.D.)	<i>Platanus racemosa</i>
(Logan David Burley)	<i>Quercus agrifolia</i>
(Sawyer Dean Burley)	<i>Quercus agrifolia</i>
(Virginia Najera)	<i>Quercus agrifolia</i>
(Joe Clarkson)	<i>Quercus agrifolia</i>
(Sawyer Dean Burley)	<i>Quercus agrifolia</i>
Eastbluff Park (Lucy Huntsman)	<i>Hymenosporum flavum</i>
Irvine Terrace Park (Dana Harmon)	<i>Liquidambar styraciflua</i>
(Sister City of Okazaki)	<i>Pinus nigra</i>
Bonita Canyon Sports Park (Fern Pirkle)	<i>Melaleuca linariifolia</i>
Gateway Park (Virginia Herberts)	<i>Cassia leptophylla</i>
West Coast Highway & Superior Ave City Parking Lot (Louise Greeley)	<i>Cassia leptophylla</i>
Bayview Park (Gene Atherton)	<i>Cinnamomum camphora</i>
West Newport Park (Russell Marc Beaumont)	<i>Erythrina caffra</i>
(Jeff Steven Reinker)	<i>Erythrina caffra</i>

NEIGHBORHOOD

TREES

Shorecliffs Entrance	<i>Erythrina caffra</i> (51)
Marguerite Avenue	<i>Phoenix canariensis</i> (109)
Goldenrod Avenue	<i>Washingtonia robusta</i> (144)
Dover Drive (Mariners to Irvine)	<i>Eucalyptus globulus</i> (3)
15th Street (Newport Heights)	<i>Eucalyptus cladocalyx</i> (29)
Irvine Avenue Median	<i>Eucalyptus globulus</i> (130)
Holiday Road	<i>Eucalyptus globulus</i> (18)
(between Irvine Ave & Tustin Ave)	
Along Avon Avenue	<i>Eucalyptus globulus</i> (8)
Via Lido Bridge	<i>Eucalyptus globulus</i> (14)
Marine Avenue (Balboa Island)	<i>Eucalyptus</i> (Various Species) (34)
Seaview Avenue (Corona del Mar)	<i>Pinus radiata</i> (19)
Poppy Avenue (Corona del Mar)	<i>Eucalyptus rudis</i> (73)
Heliotrope Avenue (Corona del Mar)	<i>Pinus radiata</i> (18)
Candlestick Lane (Baycrest)	<i>Eucalyptus citriodora</i> (21)
Commodore Road	<i>Eucalyptus citriodora</i> (2)
Starlight Circle	<i>Eucalyptus citriodora</i> (11)
Glenwood Lane	<i>Eucalyptus citriodora</i> (7)
Sandalwood Lane	<i>Eucalyptus citriodora</i> (7)
Newport Center Drive	<i>Washingtonia robusta</i> (363)
Fourth Avenue	<i>Eucalyptus globulus</i> (48)
Clay Street	<i>Ficus microcarpa</i> 'Nitida' (21)
(Irvine Ave to St. Andrews Road)	
Leeward Lane	<i>Fraxinus uhdei</i> "Tomlinson" (43)
L Street Park	<i>Quercus suber</i> (39)
M Street Park	<i>Pinus pinea</i> (1)
West Newport Park	<i>Metrosideros excelsus</i> (55)
Santa Ana Avenue	<i>Eucalyptus robusta</i> (33)
Eastbluff Park	<i>Ficus macrophylla</i> (1)
Vista Del Oro Median	<i>Erythrina caffra</i> (6)
Rhine Wharf Park	<i>Archontophoenix cunninghamiana</i> (12)
Mariners Drive	<i>Jacaranda mimosifolia</i> (52)
Along Riverside Avenue	<i>Schinus terebinthefolius</i> (12)
(adjacent to Cliff Drive Park)	
Cliff Drive Park	
(Scout House)	<i>Ficus benjamina</i> (1)
Buena Vista and Lindo Avenue	
128 Kings Road	<i>Erythrina caffra</i> (1)
128 Kings Road	<i>Roystonea regia</i> (1)
	<i>Pseudobombax ellipticum</i> (1)

NEIGHBORHOOD

TREES (contd.)

Cliff Drive
(north side, west of Dover Drive)
725 St. James Road
601 Dover Drive
Margaret Drive Median
Corona Del Mar State Beach

Agathus robusta (4)
Eucalyptus ficifolia (1)
Eucalyptus ficifolia (1)
Erythrina caffra (1)
Washingtonia robusta (74)

- Adopted - May 9, 1966
- Amended - November 9, 1976
- Amended - November 28, 1988
- Amended - October, 1993
- Amended - July 14, 1997
- Amended - January 25, 1999
- Amended - February 22, 2002
- Amended - April, 23, 2002
- Amended - April 27, 2004
- Amended - May 10, 2005



Municipal Operations Department

October 10, 2012

TO: Deputy Municipal Operations Director

Human Resources

FROM: Parks/Trees Superintendent

SUBJECT: *Tree Removal Review - Special Trees*

RECEIVED BY: CML

PROPERTY OWNER(S) / REQUESTER INFORMATION:

Name: City Urban Forester

Tree Location(s): 300 Poppy Avenue

JUN 25 2013

Received

The Urban Forester is requesting removal of a City Desert Gum tree creating a potential liability.

REPLACEMENT TREE(S): **YES** **NO**
DESIGNATED TREE(S):

DEPUTY MUNICIPAL OPERATIONS DIRECTOR - COMMENTS / RECOMMENDATIONS:

If approved by the PB&R Comm, remove tree to allow concrete work to proceed.

Signature: *[Signature]* Date: 6-13-13

RISK MANAGER - COMMENTS / RECOMMENDATIONS:

Risk Mgmt concurs with removal if approved by PB&R.

Signature: *[Signature]* Date: 6/20/13

CITY MANAGER - COMMENTS / RECOMMENDATIONS:

OK

Signature: *[Signature]* Date: 6/24/13



Municipal Operations Department

TREE INSPECTION REPORT

Name: Parks and Trees Division
Tree Locations: 300 Poppy Avenue
Request: The City's Urban Forester is requesting removal of a City Desert Gum tree that is creating a potential liability. In addition, the property owner has brought to staff's attention that the tree has lifted the sidewalk (see attached letter).

Botanical/Common Names: *Eucalyptus rudis/Desert Gum*

Designated Street Tree: To be determined

Estimated Trees Value: \$4,920

Damage: Sidewalk uplift.

Parkway: Concrete Brick Turf Other

Comments: In order to accommodate any concrete repairs, the City tree must be removed due to extensive root pruning that would be required.

The tree is listed as Special Trees, Neighborhood Trees. Prior to tree removal, Policy G-1 (page 2, paragraph 3) requires **recommendation** of the Municipal Operations Director and Risk Manager; **approval** of the City Manager; followed by Parks, Beaches and Recreation Commission **review and approval**.

Inspected by: John Conway **Date:** 6-11-13
John Conway, Urban Forester

Recommendation: Forward reforestation request to the Parks, Beaches and Recreation Commission for review and approval.

Reviewed by: Dan P. Sereno **Date:** 6-11-13
Dan P. Sereno, Parks and Trees Superintendent

Show/Hide Map Print Report

Inventory Detail

Dist: 12
 Address: 300 POPPY AV
 Fictitious: No
 Location: Front-1
 On Address: 300 POPPY AV
 Species: *Eucalyptus rudis*, DESERT GUM
 DBH/Height: 25-30 / 45-60
 Parkway Size: 2
 Utility Overhead: No
 Sidewalk Damage: Yes
 Recommended Maintenance: Grid Trim
 Estimated Value \$4,920



WCA Work History

Date	Work Type	Amount	Job#
7/10/2011	Service Request Pruning	\$39.00	19265
9/16/2010	Grid Pruning	\$39.00	16789
12/7/2009	Service Request Pruning	\$39.00	14397
9/15/2008	Service Request Pruning	\$39.00	12668
8/13/2007	Grid Pruning	\$39.00	11060
11/14/2005	Service Request Pruning	\$39.00	8474
7/20/2004	Grid Pruning	\$39.00	7334
8/25/2003	Service Request	\$39.00	6076
10/7/2002	Service Request	\$39.00	5154
9/2/2002	Service Request	\$39.00	5154
12/20/2001	Service Request	\$39.00	4184
1/10/2001	Grid Trimming	\$39.00	3581
8/19/1999	Grid Trimming	\$39.00	2866

Other Work History

Date Work Type Crew Acct# Min

In order to accommodate any concrete repairs, the tree must be removed due to extensive root pruning that would be required. Since this is a Special Tree, public notification & discussion before the PBR Comm. is required.

5-21-13 *[Signature]*

MRS. McCarthy
644-4342

[Signature] 5-23-13

Don → Grow or Disagree?





**CAUTION
UNEVEN
SIDEWALK**





STOP

STOP

SEVEN
POPPY

**300 Poppy Avenue
Corona del Mar, CA 92625
May 15, 2013**

**John F. Conway, Fr.
P.O. Box 1768
Newport Beach, CA
92658-8915**

Dear Mr. Conway

The tree at 300 Poppy has become a dangerous nuisance, as I am sure you will agree.

Every skateboarder in the area -- not to mention out-of-area friends who visit or go to the beach -- loves to skate it. Often skateboarders arrive after dark with big cameras and special lights to video one another being challenged by the sidewalk! I have had teenagers and I know how much they enjoy something like this, but the problem of the splitting cement and ragged edges, etc., has become so much worse that I am afraid that this is an accident waiting to happen.

People taking walks and listening to their Ipods are taken unaware by the abrupt change in the sidewalk; I have recently had a knee replacement and have to go out in the street to get around the base of the tree.

Last but not least, the roots have come into my yard and are causing problems with my water lines!

My neighbors, the Dodds, feel exactly the same; this tree must be removed.

Please help before the beach season starts; you have no idea how many families with little children walk down to the beach on this sidewalk.

Sincerely,

A handwritten signature in black ink that reads "Mary G. McCarthy". The signature is written in a cursive style with a large, prominent "M" and "C".



City of Newport Beach
GIS Division
June 05, 2013

- 300 Poppy Ave.
- Properties Notified

300 Poppy Ave.





Municipal Operations Department

PB&R Commission Agenda
Item No. 7C
July 2, 2013

TO: Parks, Beaches and Recreation Commission
FROM: Municipal Operations Director
SUBJECT: *Special Tree Removal Request – 1732 Candlestick Lane*

Recommendation

Staff recommends that the Parks, Beaches and Recreation (PB&R) Commission consider removal of a Special City Tree, Neighborhood Tree at 1732 Candlestick Lane.

Discussion

City Council Policy G-1, Retention or Removal of City Trees, Special City Trees, Neighborhood Trees, requires that the PB&R Commission approve the removal of a Special Tree (Attachment A).

Staff is requesting approval for the removal of a City Eucalyptus citriodora (Lemon-Scented Gum) tree located in the parkway at 1732 Candlestick Lane. The tree is listed as a Special City Tree under Neighborhood Trees.

On May 29, 2013, staff met on site to discuss curb, gutter and street work needed adjacent to the tree. The Urban Forester, Field Maintenance Superintendent, and Parks and Trees Superintendent determined the tree cannot be safely root pruned without potential liability and possible tree failure. Consequently, the tree must be removed for asphalt and concrete repairs to occur.

If the removal is approved, a replacement tree will be planted elsewhere in the community since this tree site is too close to the driveway approach at the residence.

Staff has attached the Tree Removal Report and photographs related to the request (Attachment B).

Mayor Pro Tem Rush Hill, and the Mariners Community Association have received a copy of this report and a notice of the Commission meeting. Additionally, notification letters related to this removal request were mailed out to surrounding property owners (Attachment C).

Attachments

- (A) G-1 Policy
- (B) Tree Removal Report and photographs
- (C) Map (highlighting the surrounding property owners)

RETENTION OR REMOVAL OF CITY TREES

GOAL OF POLICY

To establish and maintain appropriate diversity in tree species and age classes to provide a stable and sustainable urban forest with an inventory that the City can reasonably maintain in a healthy and non-hazardous condition. To require that in approving any tree removal or reforestation request the PB&R Commission shall find that the tree removal request will not adversely impact the overall inventory, diversity and age of the City's Urban Forest.

PURPOSE

The purpose of this policy is to establish definitive standards for the retention, removal, maintenance, reforestation, tree trimming standards, and supplemental trimming of City trees. City trees are an important part of the character and charm of the entire City and provide environmental benefits as well. Regular care, trimming, root pruning, maintenance, and programmed replacement are necessary to preserve this charm while at the same time protecting views consistent with Council Policy G-3 and preventing public and private property damage.

The City classifies public trees in one of three categories: Special Trees, Problem Trees, and All Other Trees.

SPECIAL CITY TREES

It is the City's policy to retain City trees categorized as Landmark, Dedicated, or Neighborhood trees, which have historical significance, and/or contribute to and give character to a location or to an entire neighborhood. Landmark, Dedicated, and Neighborhood trees are identified by species by Attachment 1, and shall hereinafter be referred to as Special Trees. Trees within these categories shall be identified, mapped, recorded and administered by staff for the Parks, Beaches & Recreation Commission ("Commission"). The Commission shall review the Special Tree list on an as needed basis and forward recommendations for additions or deletions to the City Council for approval.

Landmark Trees are identified as those individual Special Trees that possess historical significance by virtue of their size, age, location, or species.

Dedicated Trees are Special Trees donated for or in the memory of specific individuals or organizations.

Neighborhood Trees are Special Trees that by their unusual size, number, species, or location lend a special character to a residential, commercial, or business area.

Special Trees shall be retained, unless there are overriding problems, such as death, disease, or the creation of a hazardous situation, which require their removal. Prior to consideration for any removal of a Special Tree(s), the General Services Director, or designee, shall prepare a report identifying and implementing specific treatment to retain the tree(s). If specific treatment is unsuccessful or impractical in retaining a tree(s) then a full staff report shall be made to the Commission before any further action considering removal is taken. Prior to any removal of Special Tree(s), the City must comply with the noticing provisions of the Removal of City Trees section set forth in this Policy, unless a Special Tree is considered hazardous that necessitates an emergency removal. Any such removal must be recommended by the General Services Director and the Risk Manager and approved by the City Manager.

During normal sidewalk, curb, and street repair activity requiring root pruning, all steps shall be taken to retain Special Trees. If tree roots are to be pruned in association with sidewalk, curb, and gutter improvements, sufficient timing in advance must be planned to ensure that pruning will not destabilize or kill the tree. If both sides of a Special Tree's roots are to be pruned, one side should be pruned 6 months to a year in advance of the other side depending upon the species and other related factors. If root pruning methods are not practical and/or critical to the health of the tree, then alternate or special hardscape improvements should be considered by the City in order to retain the tree providing that costs are reasonable. All proposed root pruning or other tree treatment shall be assessed and approved by the Urban Forester.

Special Trees may be considered for removal in conjunction with a City Council approved beautification project utilizing the Removal of City Trees procedures noted in a subsequent section of the Policy.

PROBLEM TREES

A Problem Tree is defined as a tree that by virtue of its species causes excessive hardscape or utility damage due to its excessive root system. The following trees are defined as Problem Trees:

- Ficus nitida (Indian Laurel Fig)
- Ficus rubiginosa (Rusty Leaf Fig)
- Ficus benjamina (Weeping Fig)
- Erythrina caffra (Kaffirboom Coral Tree)
- Fraxinus uhdei (Shamel Ash)
- Cupaniopsis anacardioides (Carrotwood)
- Liquidambar styraciflua (American Sweet Gum)
- Schinus terebinthifolius (Brazilian Pepper)

Problem Trees shall not be designated as parkway trees on the Designated Street Tree List.

Problem Trees that are not designated Special Trees may be removed for the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant documented private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had repeated history of significant interference with street or sidewalk drainage, despite specific treatment by the City to alleviate repeated damage.
- C. The City tree has created, in the opinion of the Urban Forester, a view impediment that cannot be resolved by normal nor alternative tree trimming procedures.

Problem Trees may be proposed for removal by either staff or private property owners. The authority to remove Problem Trees rests with the City Manager. No more than 250 Problem Trees may be removed per year by staff under these criteria without special approval of the Parks, Beaches, and Recreation Commission. In removals under Sections A & B above, no more than one of three parkway trees in a continuous row may be removed in a three year period without a hearing before the Commission. Replacement trees of a 24-inch box size may be planted if funding permits. Staff is responsible for notifying the adjacent property owner, the legally established homeowners association, and the Councilperson of the district where the removal is

proposed, if applicable, of the intent to remove a Problem Tree. The decision by the City Manager to remove a problem tree is final unless called up by at least one Councilperson. The Urban Forester shall report the removal of Problem Trees on a monthly basis to the Commission. The cost to remove and replace Problem Trees will be the sole responsibility of the City based on availability of funding, with the exception of Category C (view), which is the sole responsibility of the applicant.

ALL OTHER CITY TREES

A City tree which is not designated as a Special or Problem Tree is designated as an All Other Tree. It is the City's policy to retain All Other Trees unless removal is necessary for one of the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant public or private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had a repeated history - of significant interference with street or sidewalk drainage.
- C. The City tree is dead, diseased, dying, or hazardous, and presents a liability to the City. A dead tree is one that has been assessed by the Urban Forester and found to have deceased. Diseased trees are defined as those trees that cannot be cured by current arboricultural methods, are in an advanced state of decline, and have no prospect of recovery. Dying trees are those that have no prospect of recovery. Hazardous trees are defined as those that are defective, have a potential to fail, and would cause damage to persons and property upon failure. The Urban Forester will perform a hazard assessment whenever a tree is identified as hazardous. The assessment will identify: structural defects of the tree, parts of the tree most likely to fail, targets where imminent personal injury or property damage may result with tree failure, and procedures or actions necessary to abate the hazard. After assessment, the Urban Forester will expeditiously convey his written findings and recommendations to the Risk Manager for evaluation. If the Risk Manager agrees with the Urban Forester findings to remove a tree, the hazardous tree will be removed without further delay. In the case of imminent tree failure, the Parks and Trees Maintenance

Superintendent or the Urban Forester shall have the authority to direct the removal of a hazardous tree.

- D. The tree(s) have been requested to be removed in conjunction with a City Council-approved City, commercial, neighborhood, or community association beautification program.
- E. The City Manager, upon the advice of the General Services Director, City Attorney, Risk Manager or the Traffic Engineer, shall have the authority to remove individual Problem or All Other Trees to resolve claims or safety issues.

REMOVAL OF CITY TREES

The initiation to remove (Special or All Other) City tree(s) may be made by the staff of the General Services, and/or Public Works Departments, a legally established community association, or a private property owner by making application to the General Services Director, utilizing the City tree removal form. The provisions and procedures of this Section of the Policy do not apply to the Problem Tree nor Reforestation tree removal processes, which are described in other sections of this Policy. Special Trees may be considered for removal under the provisions of this Section provided a special report by the General Services Director is provided to the Commission detailing the necessity of removal and any specific previous treatment of the tree.

After receipt of the application, a Tree Inspection Report shall be prepared by the City's Urban Forester (Attachment 2) to determine if the tree(s) meets the criteria outlined in the above All Other City Trees section for consideration for removal. Simultaneously, the Urban Forester shall provide a notice of the proposed tree removal to the adjacent property owner (if not the applicant), the private property owners immediately adjacent to the applicant's property, and the appropriate community association if applicable, (not applicable to the emergency removal of hazardous trees under Item C nor to trees that meet the criteria of Item E in the preceding All Other City Trees section). The Urban Forester shall determine whether in his/her judgment additional specific treatment can be initiated to retain the tree provided the costs are reasonable. If a tree(s) is to be removed, the tree(s) will be posted at least 30 days prior to the removal with a sign notifying the public that they have the right of appeal. The sign shall also note a staff contact. Once a recommendation is made by the Urban Forester and the Parks and Trees Maintenance Superintendent to the General Services Director and the General Services Director or designee concurs, then the applicant, the adjoining owners,

private property owners on either side of the street within 500' in each direction of the tree location and a legally established community association, if applicable, shall be notified of the decision to remove or retain the tree within 30 days of the proposed removal. A legally established community association is responsible for notification of all association members pursuant to their established procedure. The General Services Director, or a designee, shall prepare a staff report for a regularly scheduled PB&R Commission meeting of all trees recommended for removal, except for those trees categorized in Paragraph C. (dead, diseased, or dying trees) or Paragraph E (claims and safety issues) in the preceding section on All Other City Trees. Only an applicant, an adjoining property owner, or a legally established community association, the City Manager, a PB&R Commissioner, or a Councilmember may appeal the decision of the General Services Director not to remove a tree to the Commission. The Commission, in considering any appeal, shall determine whether the removal meets the criteria outlined in this Policy, as well as any unique factors which may be pertinent to the removal or retention of tree(s). The decision of the Commission will be considered final unless called up by at least one Councilmember or the City Manager.

The General Services Department will delay any tree removal(s) for at least 14 calendar days following the date of the Commission decision in order to allow time for a Councilmember or the City Manager to call the item.

The City will replace all trees removed in accordance with the All Other City Trees removal criteria on a one for one basis. Replacement trees will be a minimum of a 36" boxed size. If 36" boxed trees are not available, or funding, or space constraints prevent planting of a large tree, then a minimum of a 24" boxed tree will be planted. The full costs of removal and replacement of Special or All Other Tree(s) will be the sole responsibility of the City, unless an applicant voluntarily pays for a new tree(s).

REFORESTATION OF CITY TREES

The concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of trees for the planted location is referred to as reforestation. The Urban Forester shall make a finding for the latter category of inappropriate tree species for a specific location. His determination may be appealed to the General Services Director whose decision will be final.

It is recognized and acknowledged that City trees were planted many years ago and in some cases were planted with specific species that when fully mature cause damage to curb, gutter, sidewalk or underground utilities. Within the geographical boundaries of certain view neighborhoods, City street trees may encroach into blue water views from public and private property depending on the length of time since the trees were last trimmed, or the age and height of the trees. In other cases, the wrong species of tree was planted originally and simply does not conform to the current treescape or represents a safety hazard.

Arborists continue to develop lists of tree species which will grow in restricted parkway areas without causing significant damage to curb, gutter, sidewalk, utilities or loss of views. The City Street Tree Designation List, which specifies a species for each City street reflects an effort by the City to prescribe appropriate tree species that will not cause future problems.

As a City which understands the importance of trees and the beauty they bring to a community, the City desires to continually improve the urban forest through reforestation. In areas where City trees have been removed through City initiation, the City will endeavor to replace the trees with the appropriate designated City tree.

Individual private property owners, as well as legally established community associations, may apply for single or multiple tree reforestations in their respective area by submitting a request to the General Services Director for consideration by the Commission that meets the following requirements:

- A. The proposed area must have clearly defined contiguous geographical boundaries that include the tree(s) proposed for removal and replacement, street address(es), block number(s), or other geographical information. This section applies to individual and group requests.
- B. Residential communities, neighborhoods, or business organizations who apply for reforestation must submit a petition signed by a minimum of 60% of the property owners within the area defined for reforestation. The petition content must be approved and dated by City staff prior to distribution by the petitioner. The staff-approved petition must be distributed by the petitioner to a maximum of 30 private property owners (up to 15 contiguous private property owners on both sides of the street up to 500' in either direction from the location of the proposed reforestation). Signatures by non-property owners are not acceptable for petition purposes. All petition signatures shall be verified by City staff for property owner status of the person(s) signing the petition. As an alternative to

the above requirements, areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation with a statement that all members of the community association having their residential views affected, have been officially notified and given an appropriate opportunity to respond before the Board voted on the request. Individual private property owners living within a legally established community association area with mandatory association membership must petition for reforestation through their respective association.

- C. Individual private property owners not residing within a legally established community association area may submit individual requests for single or multiple tree reforestations. The applicant must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site) as well as the endorsement of the appropriate homeowners' association, if applicable. The petition content must be approved and dated by staff prior to distribution. All petition signatures shall be verified by City staff for private property owner status of the person(s) signing the petition.
- D. A written agreement must be submitted to the Parks, Beaches, and Recreation Commission by the petitioning sponsor (individual private property owner(s) or group) to pay 100% of the costs of the removal and replacement of the public tree(s) in advance of any removal activity. The actual removal and replanting will be coordinated by the General Services Department. The total costs shall include only the contractor's removal and replacement costs and be paid in advance of any removal actions.
- E. The replacement tree(s) for reforestation shall be the Designated Street Tree(s) as prescribed by City Council Policy G-6, or the organization must request and obtain approval from the Commission of the designation of a different tree species prior to submitting any reforestation request for a tree species other than the designated street tree. This section applies to individual or group requests.
- F. There shall be a minimum of a one-for-one replacement of all trees removed in reforestation projects. Replacement trees shall be a minimum size of 36" boxed trees, unless the parkway space will not accommodate a 36" boxed tree or a tree cannot be planted due to planting restrictions contained in Council Policy G-6. If there is not room for the replacement tree(s) at a specific site as prescribed by City Council Policy G-6, then the replacement tree(s) shall be planted in a public

area in the same neighborhood at the option of the petitioner. This section applies to individual or group requests.

- G. Reforestation requests must be completed and submitted in a timely manner by the petitioner. Petitions that are dated more than 90 days in arrears from date stamped by staff before distribution will not be forwarded to the PB&R Commission for consideration.

The decision of the Commission on reforestation requests will be considered final unless called up by at least one Councilmember or the City Manager.

TREE MAINTENANCE

The City shall require the proper care and watering of replacement trees by the reforestation petitioner to ensure their proper growth and development as outlined in City Council Policy G-6. Furthermore, no person shall tamper with City trees in violation of Section 13.08.040 of the Municipal Code. Further, the City will endeavor to fund the care of the Urban Forest to the highest level possible through the efficient use of regular tree trimming, root pruning, root barrier and pesticide programs.

ENCROACHMENT AND DEMOLITION PERMITS

All encroachment permits (permits for private property development which are proposed to encroach upon the City right of way) or demolition permits that involve the removal or replacement of City tree(s) must be specifically noticed by the property owner to City staff prior to the building and/or demolition permit process whenever possible. The proposed construction plans must indicate preservation of existing City trees wherever possible (exempt: dead, dying, or in an advanced state of decline). If the proposed development, as deemed by the General Services Director, requires the removal of City trees, the property owner must submit a tree removal request to the General Services Director, shall pay all related tree removal and replacement costs (one for one replacement) and meet all provisions of Council Policies L-2 and L-6 and City Ordinances 13.08 and 13.09. Approval or disapproval of all tree removal/replacement requests associated with encroachment and demolition permits will be the responsibility of the General Services Director or a designee.

TREE TRIMMING STANDARDS

The City Council has adopted tree trimming cycles for trees of different ages and species. Tree trimming cycles and trimming standards shall represent the maximum feasible frequency given current fiscal conditions. Except as provided in the Supplemental Trimming Section below, trimming shall be in accordance with the standards of the International Society of Arboriculture (ISA). In those communities with a legally established community association, periodical tree trimming with an emphasis on height reduction will be considered by the City Urban Forester upon written request by the association.

SUPPLEMENTAL TREE TRIMMING

The City will consider, and as a general rule approve, requests to trim certain trees more frequently or to trim trees consistent with practices applied prior to the adoption of ISA standards (to enhance public and private views, preserve required sight/distance standards, or other public purposes) which are submitted by affected private property owners or the board of a legally established community association and the request is accompanied by a completed "Supplemental Tree Trimming Form" and full payment for the requested tree trimming. However, since these practices often require 'topping' or possible disfiguring of a tree(s) and are often aesthetically displeasing and injurious to a tree, reforestation shall only be considered when supplemental tree trimming is impractical or infeasible as determined by the Urban Forester.

The General Services Director shall establish procedures to implement the supplemental trimming provisions of this Policy. An approval must be obtained from a legally established association by the requestor of supplemental tree trimming in areas with an active homeowners' association if the requested trimming is to be undertaken within the association area.

[Attachment 1- Special Trees]

[Attachment 2- Tree Inspection Report]

Adopted - May 9, 1966
Amended - August 14, 1967
Amended - November 9, 1976
Amended - November 12, 1985
Amended - November 28, 1988
Amended - March 14, 1994

Amended - April 11, 1994
Amended - February 26, 1996
Amended - July 14, 1997
Amended (Administratively) -
November 24, 1997
Amended - August 10, 1998
Amended - February 22, 2000
Amended - April 27, 2004
Amended - October 11, 2011

Formerly I-9

ATTACHMENT 1

SPECIAL TREESLANDMARK
TREES

Balboa Library	Eucalyptus globulus (3)
Balboa Library	Phoenix canariensis (2)
West Jetty View Park (near Historical Marker)	Phoenix canariensis (2)
Dover Drive at Westcliff	Liquidambar styraciflua (4)
Ocean Blvd. Corona del Mar	Phoenix canariensis (5)
Westcliff & Dover (Groves) Bike Trail	Eucalyptus globulus (134)
Main Street	Ficus microcarpa 'Nitida' (1)
City Hall	Ficus microcarpa 'Nitida' (2)
Balboa Boulevard Median	Araucaria heterophylla (1)
Ensign View Park	Erythrina caffra (1)
Lido Isle Medians	Pinus pinea (4)
Bob Henry Park	Ficus rubiginosa (1)
Castaways Park	Phoenix canariensis (1)
Wedge Area	Myoporum laetum (6)
Dover Drive east of Irvine Avenue	Erythrina caffra (1)

DEDICATED
TREES

No. Mariners Park (Marcie Schrouder)	Pinus radiata
Mariners Park (Frank Tallman)	Pinus radiata
No. City Hall grounds (Billy Covert)	Ficus benjamina
City Hall grounds (Walter Knott)	Pinus halepensis
City Hall grounds (Calif. Bicentennial)	Pinus halepensis
Las Arenas Park (Ed Healy)	Melaleuca linarifolia
Mariners Park (Isy Pease)	Pinus halepensis
City Hall grounds (U.S. Bicentennial Freedom Tree)	Harpephyllum kaffrum
Buffalo Hills Park (Bahia Community Earth Day Celebration)	Erythrina caffra
Peninsula Park (Gray Lunde Tree)	Chamaerops humilis
Cliff Drive Park (Gary Lovell)	Quercus agrifolia

DEDICATED
TREES (contd.)

Begonia Park (Cheryl Bailey Ringwald)	<i>Prunus cerasifera</i>
Castaways Park (Jan Vandersloot) (Jean Watt)	<i>Quercus agrifolia</i>
Peninsula Park (Don Perdue)	<i>Ravenea rivularis</i>
Grant Howald Park (Pete Munro) (Mark Munro)	<i>Metrosideros excelsus</i>
Bob Henry Park (Bob Henry)	<i>Ficus rubiginosa</i>
Cliff Drive Park (Dr. Vandersloot)	<i>Quercus agrifolia</i>
Veterans Park (Rosemary Rae Hill Hansen)	<i>Lagenstroemia indica faueri</i>
Mariners Park (N. Beach Sunrise Rotary Club) (Christopher & Marisha Thomposn) (Meghan & Camielle Thompson)	<i>Stenocarpus sinuatus</i> <i>Pinus eldarica</i> <i>Pinus eldarica</i>
West Newport Park (Brownie Girl Scout Troop 2072)	<i>Spathodea campanulata</i>
Buffalo Hills Park (N. Beach Sunrise Rotary Club)	<i>Stenocarpus sinuatus</i>
Castaways Park (Nancy & Jack Skinner) (Bob & Susan Caustin)	<i>Quercus agrifolia</i>
Bayside Park (Newport-Irvine Rotary Club)	<i>Pyrus calleryana</i>
Castaways Park (Eva Victoria Najera)	<i>Quercus agrifolia</i>
Begonia Park (Dr. Leo V. Turgeon)	<i>Bauhinia blakeana</i>
L Street Park (Tim Van Ostenbridge)	<i>Cassia leptophylla</i>
Castaways Park (John D. Woodruff)	<i>Platanus racemosa</i>
Grant Howald Park (Jean & Coalson Morris)	<i>Cassia leptophylla</i>

DEDICATED
TREES (contd.)

Old School Park (Jean & Coalson Morris)	<i>Cassia leptophylla</i>
Mariners Park (Sierra Beth)	<i>Bauhinia variegata</i>
Cliff Drive Park (Francis P. Hemenway)	<i>Cassia leptophylla</i>
Grant Howald Park (Skipper Mark Howes)	<i>Hymenosporum flavum</i>
Castaways Park (Michael F. Gustin)	<i>Platanus racemosa</i>
(Yen Chu Kuo)	<i>Quercus agrifolia</i>
(Grover Stephens, PH.D.)	<i>Platanus racemosa</i>
(Logan David Burley)	<i>Quercus agrifolia</i>
(Sawyer Dean Burley)	<i>Quercus agrifolia</i>
(Virginia Najera)	<i>Quercus agrifolia</i>
(Joe Clarkson)	<i>Quercus agrifolia</i>
(Sawyer Dean Burley)	<i>Quercus agrifolia</i>
Eastbluff Park (Lucy Huntsman)	<i>Hymenosporum flavum</i>
Irvine Terrace Park (Dana Harmon)	<i>Liquidambar styraciflua</i>
(Sister City of Okazaki)	<i>Pinus nigra</i>
Bonita Canyon Sports Park (Fern Pirkle)	<i>Melaleuca linariifolia</i>
Gateway Park (Virginia Herberts)	<i>Cassia leptophylla</i>
West Coast Highway & Superior Ave City Parking Lot (Louise Greeley)	<i>Cassia leptophylla</i>
Bayview Park (Gene Atherton)	<i>Cinnamomum camphora</i>
West Newport Park (Russell Marc Beaumont)	<i>Erythrina caffra</i>
(Jeff Steven Reinker)	<i>Erythrina caffra</i>

NEIGHBORHOOD

TREES

Shorecliffs Entrance	<i>Erythrina caffra</i> (51)
Marguerite Avenue	<i>Phoenix canariensis</i> (109)
Goldenrod Avenue	<i>Washingtonia robusta</i> (144)
Dover Drive (Mariners to Irvine)	<i>Eucalyptus globulus</i> (3)
15th Street (Newport Heights)	<i>Eucalyptus cladocalyx</i> (29)
Irvine Avenue Median	<i>Eucalyptus globulus</i> (130)
Holiday Road	<i>Eucalyptus globulus</i> (18)
(between Irvine Ave & Tustin Ave)	
Along Avon Avenue	<i>Eucalyptus globulus</i> (8)
Via Lido Bridge	<i>Eucalyptus globulus</i> (14)
Marine Avenue (Balboa Island)	<i>Eucalyptus</i> (Various Species) (34)
Seaview Avenue (Corona del Mar)	<i>Pinus radiata</i> (19)
Poppy Avenue (Corona del Mar)	<i>Eucalyptus rudis</i> (73)
Heliotrope Avenue (Corona del Mar)	<i>Pinus radiata</i> (18)
Candlestick Lane (Baycrest)	<i>Eucalyptus citriodora</i> (21)
Commodore Road	<i>Eucalyptus citriodora</i> (2)
Starlight Circle	<i>Eucalyptus citriodora</i> (11)
Glenwood Lane	<i>Eucalyptus citriodora</i> (7)
Sandalwood Lane	<i>Eucalyptus citriodora</i> (7)
Newport Center Drive	<i>Washingtonia robusta</i> (363)
Fourth Avenue	<i>Eucalyptus globulus</i> (48)
Clay Street	<i>Ficus microcarpa</i> 'Nitida' (21)
(Irvine Ave to St. Andrews Road)	
Leeward Lane	<i>Fraxinus uhdei</i> "Tomlinson" (43)
L Street Park	<i>Quercus suber</i> (39)
M Street Park	<i>Pinus pinea</i> (1)
West Newport Park	<i>Metrosideros excelsus</i> (55)
Santa Ana Avenue	<i>Eucalyptus robusta</i> (33)
Eastbluff Park	<i>Ficus macrophylla</i> (1)
Vista Del Oro Median	<i>Erythrina caffra</i> (6)
Rhine Wharf Park	<i>Archontophoenix cunninghamiana</i> (12)
Mariners Drive	<i>Jacaranda mimosifolia</i> (52)
Along Riverside Avenue	<i>Schinus terebinthefolius</i> (12)
(adjacent to Cliff Drive Park)	
Cliff Drive Park	
(Scout House)	<i>Ficus benjamina</i> (1)
Buena Vista and Lindo Avenue	
128 Kings Road	<i>Erythrina caffra</i> (1)
128 Kings Road	<i>Roystonea regia</i> (1)
	<i>Pseudobombax ellipticum</i> (1)

NEIGHBORHOOD

TREES (contd.)

Cliff Drive
(north side, west of Dover Drive)
725 St. James Road
601 Dover Drive
Margaret Drive Median
Corona Del Mar State Beach

Agathus robusta (4)
Eucalyptus ficifolia (1)
Eucalyptus ficifolia (1)
Erythrina caffra (1)
Washingtonia robusta (74)

- Adopted - May 9, 1966
- Amended - November 9, 1976
- Amended - November 28, 1988
- Amended - October, 1993
- Amended - July 14, 1997
- Amended - January 25, 1999
- Amended - February 22, 2002
- Amended - April, 23, 2002
- Amended - April 27, 2004
- Amended - May 10, 2005



Municipal Operations Department

May 29, 2013

TO: Deputy Municipal Operations Director

Human Resources

FROM: Parks/Trees Superintendent

SUBJECT: *Tree Removal Review - Special Trees*

Received by: kek

PROPERTY OWNER(S) / REQUESTER INFORMATION:

Name: City Urban Forester

Tree Location(s): **Marine Avenue:** 1732 Candlestick Lane / Front 1

The Urban Forester is requesting removal of one City tree to allow street and curb/gutter repairs to proceed. The tree has previously had roots removed on the sidewalk side to allow for repair and is currently showing signs of decay.

REPLACEMENT TREE(S): **YES** **NO**
DESIGNATED TREE(S):

DEPUTY MUNICIPAL OPERATIONS DIRECTOR - COMMENTS / RECOMMENDATIONS:

Remove If approved by PB&R Comm, remove tree to allow concrete work to proceed.

Signature: *MR* Date: 6-3-13

RISK MANAGER - COMMENTS / RECOMMENDATIONS:

Risk Mgmt concurs with staff recommendation

Signature: *Alexi Anderson* Date: 6/12/13

CITY MANAGER - COMMENTS / RECOMMENDATIONS:

DL

Signature: *Joe Kelly* Date: 6/13/13



Municipal Operations Department

TREE INSPECTION REPORT

Name: Parks and Trees Division

Tree Locations: 1732 Candlestick Lane

Request: The City's Urban Forester is requesting removal of one City tree that is decaying and creating a potential liability.

Botanical/Common Names: Eucalyptus citriodora/Lemon-scented Gum

Designated Street Tree:

Estimated Trees Value: \$9,830

Damage:

Parkway: **Concrete** **Brick** **Turf** **(X) Other**

Comments: A field inspection determined the tree is scheduled for curb/gutter and street work, which will require severe root pruning to accommodate repairs. There is evidence of root loss and decay on the sidewalk side due to prior concrete repairs.

The tree is listed as Special Trees, Neighborhood Trees, which necessitates the recommendation of the Municipal Operations Director and Risk Manager, and the approval of the City Manager prior to removal (Policy G-1, page 2 paragraph 3).

Inspected by: _____

Handwritten signature of John Conway in black ink.

John Conway, Urban Forester

Date: March 27, 2013

Recommendation: Staff recommends removal of the City tree in order to mitigate a potential liability.

Reviewed by: _____

Handwritten signature of Dan P. Sereno in blue ink.

Dan P. Sereno, Parks and Trees Superintendent

Date: March 27, 2013



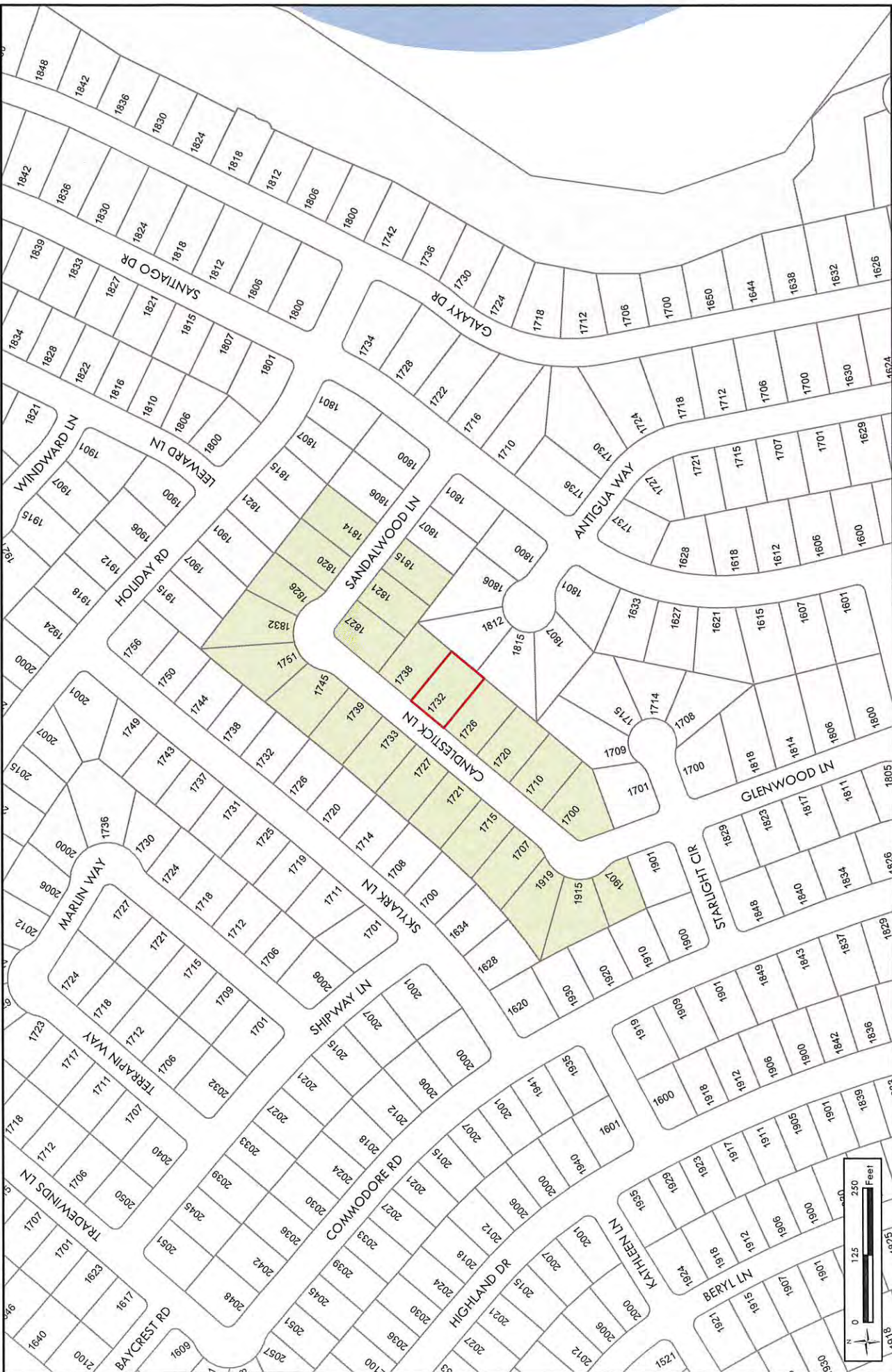
Scheduled street
curb/gutter repairs,
↓



↑
On-Site of Prunus
root pruning







- 1732 Candlestick Lane
- Properties Notified

1732 Candlestick Lane

