

CITY OF SEMINOLE NOTICE

TREE REMOVAL PERMITS

As you may be aware, the Governor signed House Bill 1159 related to tree removal permits. This law precludes local governments from requiring tree removal permits on residential property. However, if requested by the local government, the law does require a homeowner to provide to the local government, a report from a certified arborist or Florida licensed Landscape Architect that documents that the tree presents a danger to persons or property.

Although the law precludes the local governments from requiring a tree removal permit on residential property, the City's position is that residential property (single-family subdivision, apartments and condominiums) that is subject to a legally binding agreement such as a Development Agreement (DA) or Development Order (DO), does require a Tree Removal permit and may be subject to tree replacement.

Further, Tree Removal permits may be required for any multi-family developments not subject to a DA or DO such as condominiums, townhomes and apartments. In the interim, these will be reviewed on a case-by-case basis; therefore, you will need to contact the City to determine if a Tree Removal permit is required.

The following are single-family residential developments, along with their major streets, that require submitting a Tree Removal permit as their development approvals are subject to a DA or DO:

- Seminole Groves (Marmalade Lane, Pummelo Lane, Ambersweet Court, Citron Drive)
- Arabella (Arabella Lane)
- Pine Crest Villas (Pine Crest Street)
- Artisan Estates (under construction)
- Artisan Preserve (Artisan Way)
- Enclave (Lake Seminole Terrace)
- The Cove at Bay Pines (Grand Oak Circle)

Please contact the City if you have any questions, 398-3108.

HB 1159

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 163.045, Florida Statutes, is created to read:

163.045 Tree pruning, trimming, or removal on residential property. –

(1) A local government may not require a notice, application, approval, permit, fee, or mitigation for the pruning, trimming, or removal of a tree on residential property if the property owner obtains documentation from an arborist certified by the International Society of Arboriculture or a Florida licensed landscape architect that the tree presents a danger to persons or property .

(2) A local government may not require a property owner to replant a tree that was pruned, trimmed, or removed in accordance with this section.

(3) This section does not apply to the exercise of specifically delegated authority for mangrove protection pursuant to s. 403.9321-403.9333.