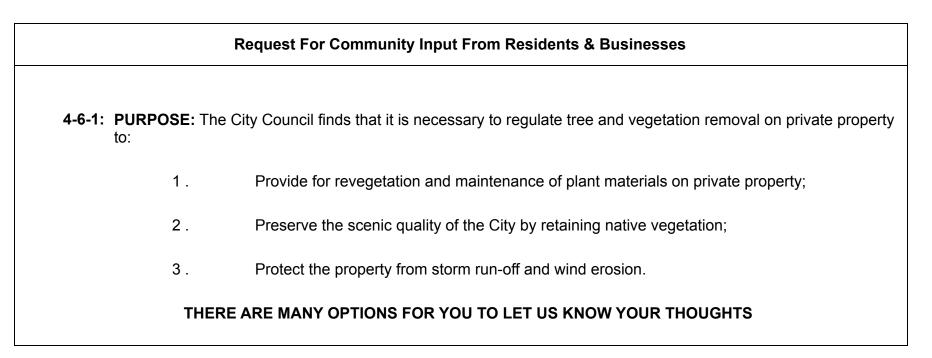
## BACKGROUND & SUMMARY OF ACTIVITIES THRU JUNE 14, 2022

Sub-Committee Membership						
Environmental Management Advisory Committee (EMAC)		Florence Planning Commission (PC)				
Lisa Walter-Sedlacek		Phil Tarvin				
Erick Oshel		Eric Hauptman				
Sub-Committee Meetings & Communications						
	*	Two In-Person Meetings				
	*	Numerous Group Emails				
Identified Early Tasks & Priorities						
*	Request For Businesses	Community Input From Residents &				
*	Florence City	/ Code 4-6 / First Round Modifications				
*	•	ive Vegetation Replanting & Soil Guidelines/Requirements				
*		mit Application Guidelines/Requirements For Pre-Existing Native Vegetation				
*		delines/Requirements for Clearing Control Trespassing & Camping				

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Florence C	ity Code 4-6 / First Round Modifications				
4-6-2: DEFINITIONS:					
4-6-2: DEFINITIONS: As us	ed in this Chapter, the following definitions apply:				
CLEAR CUTTING definition needed ??	The use of manual or mechanical equipment to remove vegetation material and root mass necessary to the survival of the vegetation.				
FELL	To remove or sever a tree or the intentional use of any procedure to cause the death or substantial destruction of the tree. Fell does not include normal pruning, trimming or topping of trees.				
NATIVE VEGETATION	Those woody plant species native to this region including, Shorepine, Fir, Hemlock, Spruce, Cedar, Rhododendron, Wax Myrtle, Manzanita, Madrone, Kinikinic, Salal and other associated plants.				
OCCUPIED PARCEL Phrase not in this chapter but may be	Real property within the boundaries of a tax lot as found in the Lane County, Oregon, tax records, with one or more structures thereon, or a parcel that has been approved for a dwelling.				
PARCEL	Real estate within the boundaries of a tax lot as found in the Lane County,				
REMOVE definition needed ??	Oregon, tax records.				
TREE	A living, standing, woody plant having a trunk 25 inches in circumference				
TRIMMNG definition needed ??	(approximately eight inches in diameter) measured at a point 4½ feet above mean ground level at the base of the trunk.				

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#### BACKGROUND & SUMMARY OF ACTIVITIES THRU JUNE 14, 2022

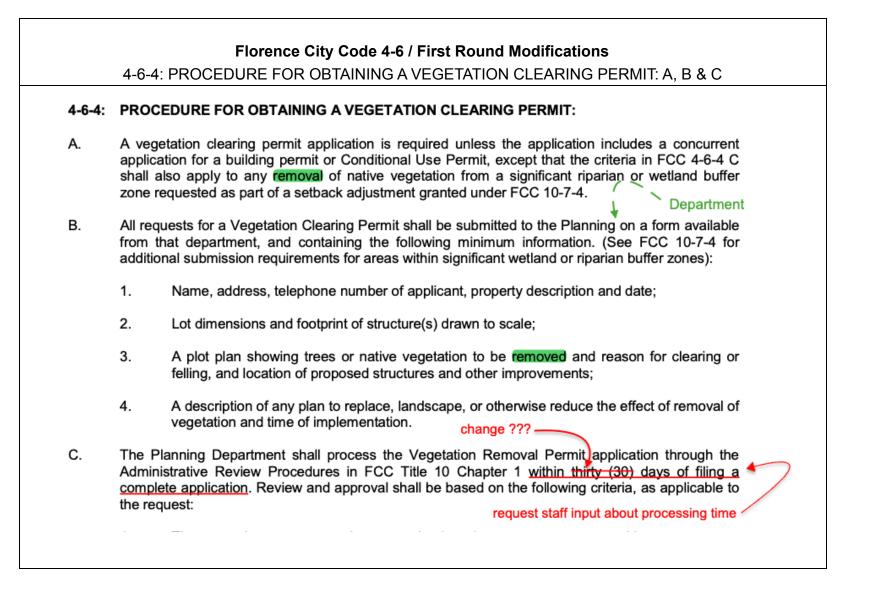
#### Florence City Code 4-6 / First Round Modifications 4-6-3: VEGETATION CLEARING PERMIT REQUIRED: A

- A. A vegetation clearing permit shall be required in any of the following circumstances:
  - 1. Clearing native vegetation from any property within 120 feet or within the direct line of sight from Highway 101, Highway 126, Munsel Lake Road, 9th Street, Bay Street, Rhododendron Drive, and areas which have been designated by the City as a significant riparian corridor, significant wetland buffer zone, greenbelt, or view corridor.
  - 2. Removing native vegetation from any parcel for which a valid building permit has not been issued: that includes approved plans/application materials satisfying requirements of FCC 4-6-4.
  - 3. When the Planning Commission or Design Review Board has required such a permit as a condition of approval for land development.

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		Florence City Code 4-6 / First Round Modifications 4-6-3: VEGETATION CLEARING PERMIT REQUIRED: B			
В.	Exemptions: Subsection A of this section does not apply to removal or clearing of native vegetation under the following conditions:				
	1.	Action by a public employee by an employee of a corporation holding a public franchise which allows clearing or removal of vegetation or an authorized contractor to protect human life or property; install or restore services; improve deeded rights-of-way; or to maintain or restore vision clearance at street or alley intersections.			
	2.	Clearing or felling of native vegetation in conjunction with development of a single-family or duplex dwelling on a parcel located within a zoning district which permits such use outright, except in locations specified in Section 4-6-3-A-1.			
	3.	Clearing or felling of native vegetation on a residential building lot within an approved Planned Unit Development (PUD), except in locations specified in Section 4-6-3-A-1.			
	4.	Cutting and trimming of native vegetation necessary for site surveying or topographical mapping.			
	4 <del>5</del> .	<b>Removal</b> or <b>trimming</b> of trees and shrubs required by Code Section 8-4-2. (This section amended by Ordinance No. <u>22</u> Series 1994).			
. Develop an	explicit	exemption for "occupied parcels" with existing lawful dwelling structures (single family only ???)			

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### BACKGROUND & SUMMARY OF ACTIVITIES THRU JUNE 14, 2022

#### Florence City Code 4-6 / First Round Modifications 4-6-4: PROCEDURE FOR OBTAINING A VEGETATION CLEARING PERMIT: C / 1 & 2

For reference ..... No modifications proposed for these three subparts

1. The necessity to remove native vegetation in order to construct proposed improvements or otherwise utilize the property in a reasonable manner consistent with the City Code and policies;

2. The environmental and physical impacts such clearing may have, including visual drainage, wind erosion, protection of adjoining property and structures, and impacts on significant riparian corridors or wetland buffer zones. Impacts on any affected significant wetland or riparian buffer zones shall be supported by a qualified professional or through consultation with staff from the Soil and Water Conservation District, Siuslaw Watershed Council, Oregon Department of Fish and Wildlife (ODFW), Oregon State University (OSU), or another person or agency with knowledge or experience with the affected resource.

3. The adequacy of the applicant's proposed landscaping or revegetation plan, including plant selection, staking, irrigation, and other maintenance provisions. (This section amended by Ordinance No. 22 Series 1994).

Florence City Code 4-6 / First Round Modifications						
4-6-6: PENALTIES						
4-6-6: PENALTIES: Failure to obtain a permit, or comply with a condition or requirement of this Chapter shall be deemed a violation of City Code and subject to one or more of the following penalties:						
A: Replacement of damaged or removed vegetation which approximates the site condition prior to the offense;						
B. Replacement of damaged or removed vegetation which has been determined by the Planning Commission to provide sufficient mitigation of the offense within a reasonable time-frame;						
C. Pursuant to the General Penalty clause contained in Code Section 1-4-1, each offense shall be punishable by a fine not to exceed five hundred dollars (\$500.00), each day constituting a separate offense.						

D. Withholding or revocation of a business license, final PUD or subdivision approval, building permits, and suspension of building inspections until each offense has been satisfactorily mitigated. (This section amended by Ordinance No. <u>22</u> Series 1994).

#### Florence City Code 4-6 / First Round Modifications

#### 4-6-6: PENALTIES (SUGGESTED COMPLETE REVISION)

- A. Violation: Failure of a person, firm or corporation to obtain a permit required under, or, comply with a condition or requirement of this Chapter [Code] shall be unlawful and deemed a violation of City Code and subject to one or more of the following penalties:
- B. Penalties:
  - 1 Replacement of damaged or removed vegetation which approximates the site condition prior to the offense;
  - 2 Replacement of damaged or removed vegetation which has been determined by the Planning Commission to provide sufficient mitigation of the offense within a reasonable time-frame;
  - 3 Violation of a provision of this chapter [code] shall be subject to an administrative civil penalty not to exceed \$5,000 for each offense, or in the case of a continuing offense, not more than \$5,000 for each offense plus \$1,000 for the second and each subsequent day of the offense, and shall be processed in accordance with the procedures set forth in this Title within FCC 4-1-5: Building Regulations / Organization And Enforcement.
  - 4 Withholding or revocation of a business license, final PUD or subdivision approval, building permits, and suspension of building inspections until each offense has been satisfactorily mitigated. (This section amended by Ordinance No. 22 Series 1994).
- C. Cumulative Remedies: The penalties and remedies provided in this section are not exclusive and are in addition to other penalties and remedies available under this code, other applicable City ordinances, and state law.

# Develop Native Vegetation Replanting & Soil Remediation Guidelines/Requirements \* Procedures and Practices To Be Used in Re-establishing Native Vegetation In Cases Such As; \* Development Activities Delayed Indefinitely or For An Extended Period \* Development Is Permanently Canceled or Abandoned \* Damage/Destruction of Native Vegetation By Construction Activity In Violation of Permits or Applicable Regulations

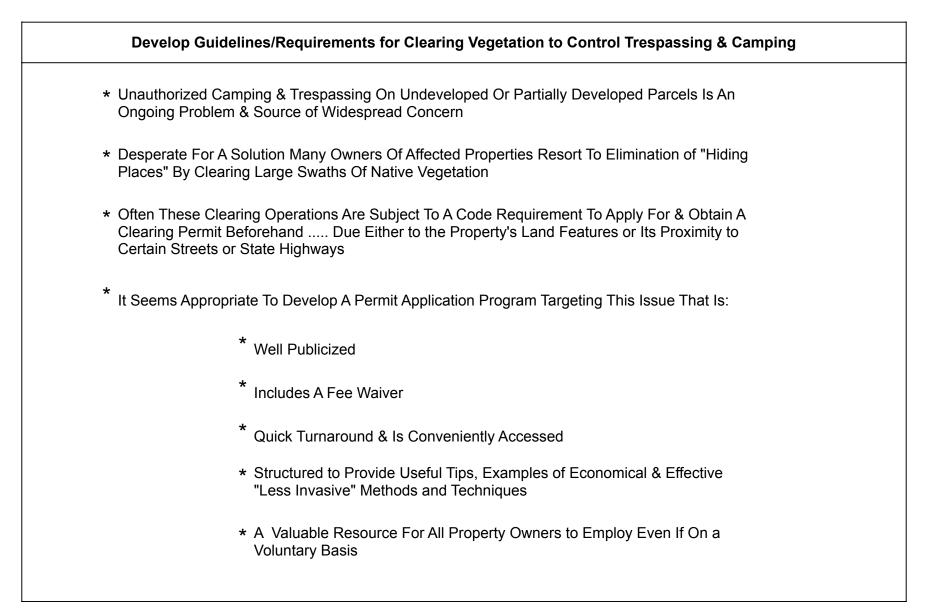
#### Develop Permit Application Guidelines/Requirements For Inventory of Pre-Existing Native Vegetation

\* Procedures and Practices To Be Used For Establishing Pre-Development Baseline of Existing Onsite Types. Quantities & Location of Native Vegetation

Application To Certain Developments Such As Planned Unit Developments & Particularly Large Building Sites;

- \* To Aid In Evaluation Of & Setting Conditions On Land Use Decision/Permit Applications
- \* To Aid In Determining Level Of Remediation Required & Penalty Amount(s) Where Native Vegetation Is Cleared/Harmed In Violation Of Permit(s) or Conditions Of Approval

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#### BACKGROUND & SUMMARY OF ACTIVITIES THRU JUNE 14, 2022

## UP NEXT : Planning Commission Q & A Then Public Input Session

