



# TOWN OF FAIRFAX

## STAFF REPORT

April 1, 2015

**TO:** Mayor and Town Council

**FROM:** Garrett Toy, Town Manager ↵

**SUBJECT:** Introduction and first reading by title only of an ordinance amending Section 8.36.030 of Chapter 8.36 ("Trees") of the Town Code, amending the composition of the Tree Committee

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### RECOMMENDATION

Introduce and waive first reading and read by title only Ordinance No. \_\_\_\_, An Ordinance of the Town Council of the Town of Fairfax Amending Section 8.36.030 of Chapter 8.36 ("Trees") of the Town Code.

### DISCUSSION

The Town Council serves as the appeal body for the Tree Advisory Committee. As such, having a Town Council member serve on the Tree Advisory Committee creates a conflict. The proposed change to the Tree Ordinance removes this conflict by removing the Town Council member from the make-up of the Tree Advisory Committee.

### ATTACHMENTS

Proposed ordinance  
Redline

ORDINANCE NO. \_\_\_\_

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FAIRFAX AMENDING SECTION 8.36.030 OF CHAPTER 8.36 ("TREES") OF THE TOWN CODE

**WHEREAS**, the Town of Fairfax regulates the removal and preservation of trees within the Town through Chapter 8.36 ("Trees") of the Town Code; and

**WHEREAS**, section 8.36.030 of the tree ordinance provides for a Tree Advisory Committee to consist of one member of the Parks and Recreation Commission, one member of the Planning Commission, one member of the Open Space Committee, and one member of the Town Council; and

**WHEREAS**, the determination of the Tree Advisory Committee may be appealed to the Town Council; and

**WHEREAS**, the Town desires to remove from the Tree Advisory Committee one member of the Town Council;

**NOW, THEREFORE**, the Town Council of the Town of Fairfax does ordain as follows:

**SECTION 1:** Subdivision (A) of Section 8.36.030 of the Town Code is hereby amended to read as follows:

“(A) The Tree Advisory Committee shall consist of one member of the Parks and Recreation Commission, one member of the Planning Commission, and one member of the Open Space Committee, to be selected by their respective bodies.”

**SECTION 2:** This Ordinance shall be effective 30 days following its adoption by the Town Council. Copies of this Ordinance shall, within fifteen days after its passage and adoption, be posted in three public places in the Town of Fairfax, to wit: 1. Bulletin Board, Town Hall Offices; 2. Bulletin Board, Fairfax Post Office; 3. Bulletin Board, Fairfax Women's Club building.

The foregoing Ordinance was introduced at a regular meeting of the Town Council on the 1st day of April 2015, and duly adopted at the next regular meeting of the Town Council on the \_\_\_\_ day of \_\_\_\_\_, 2015, by the following vote, to wit:

AYES:

NOES:

ABSENT:

\_\_\_\_\_  
Barbara Coler, Mayor

Attest:

\_\_\_\_\_  
Michele Gardner, Town Clerk

\_\_\_\_\_  
Date

## Redline

### § 8.36.030 TREE ADVISORY COMMITTEE.

(A) The Tree Advisory Committee shall consist of one member of the Parks and Recreation Commission, one member of the Planning Commission, and one member of the Open Space Committee, ~~and one member of the Town Council,~~ to be selected by their respective bodies.

(B) Decisions of the Committee shall be submitted to the Director for permit issuance or other required action.

(Ord. 743, passed 7-1-2009)