

Ingrid Allen

From: Lockmiller, David <David.Lockmiller@dot.state.fl.us>
Sent: Monday, April 24, 2023 12:48 PM
To: Ingrid Allen
Subject: RE: Permit 2023-L-496-00004 (3805 S. Ocean Blvd)

Ingrid,

Thank you for your follow-up documentation to our conversation on the existing trees within the FDOT right of way, which I concur with.

David W. Lockmiller, PLA
Landscape Architecture Unit Consultant (KCI Technologies)
Design Office
Florida Department of Transportation – District 4
3400 W. Commercial Blvd., Ft. Lauderdale, FL 33309
David.Lockmiller@dot.state.fl.us
(954) 777-4142

From: Ingrid Allen <iallen@highlandbeach.us>
Sent: Monday, April 24, 2023 10:44 AM
To: Lockmiller, David <David.Lockmiller@dot.state.fl.us>
Subject: Permit 2023-L-496-00004 (3805 S. Ocean Blvd)

EXTERNAL SENDER: Use caution with links and attachments.

Mr. Lockmiller:

Based on our telephone conversation this morning and regarding the permit number noted above, you confirmed that FDOT considers the black olive currently located in FDOT's ROW (and proposed to be removed by the abutting property owner) to be hazardous. While Section 20-135(b) of the Town Code considers a black olive a specimen tree and such trees require Town Commission approval (rather than a specific permit), Section 20-124 (f) of the Town Code states the following:

*(f)Hazardous trees exempt. In the event that **any tree shall be determined to be in a hazardous or dangerous condition** so as to endanger the public health, welfare or safety, and requires immediate removal without delay, written authorization may be given by the building department and the **trees removed without obtaining a permit as herein required.***

Given this hazardous tree exemption, Town Commission approval is not required for removal of the black olive based on the hazardous designation you confirmed. Moreover, the additional trees proposed for removal in the ROW (as submitted by the Applicant as part of their landscape permit MMOA request) are not considered specimen trees pursuant to Section 20-135(b) and therefore aside from specimen and historic trees, Section 20-124(a) of the Town Code exempts single-family homes from the tree removal regulations of Chapter 20.

If you should have any questions regarding this matter, please contact me.



Sincerely,
Ingrid Allen
Town Planner

Town of Highland Beach
3614 S. Ocean Boulevard
Highland Beach FL 33487
(561) 278-4540 Office (option 3)
(561) 278-2606 Fax
www.highlandbeach.us

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