

**MINUTES OF AUGUST 25, 2011
REGULAR MEETING
LONG BEACH PLANNING COMMISSION**

Be it remembered that a regular meeting of the Long Beach Planning Commission of the City of Long Beach, Mississippi, was begun and held, at 6:00 o'clock p.m., Thursday, the 25th day of August 2011, in the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, and the same being the time, date and place fixed for holding said meeting.

There was present and in attendance on said Commission and at the meeting the following named persons: Commission Chairman Frank Olaivar, Commissioners Tony Vancourt, Jim Heinzl, Gretchen Loftus, George Casey, Tonda Yandell, Randy Fischer, Ron Robertson and Minutes Clerk Veronica Howard.

Noted for the record new Planning Commissioner Ron Robertson, Ward 5 Appointee.

The meeting was called to order, there being a quorum present and sufficient to transact the business of this meeting, the following proceeding were had and done.

Commissioner Yandell made motion seconded by Commissioner Fischer and unanimously carried to approve the August 11, 2011 Planning Commission minutes as submitted.

It came for consideration under OLD BUSINESS a Tree Removal Request for one (1) Magnolia Tree located at 200 South Girard Avenue submitted by Veronica Pedeaux as follows:

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CITY OF LONG BEACH, MISSISSIPPI
201 Jeff Davis Avenue
P.O. Box 929
Long Beach, MS 39560
(228) 863-1554
(228) 863-1558 fax
TREE PERMIT APPLICATION



****WHAT TYPE OF TREE ARE YOU REQUESTING TO BE REMOVED?** Magnolia
i.e. Live Oak, Magnolia, etc.

Routine trimming does not require a permit. The reason for pruning may include, but are not limited to, reducing risk, maintaining or improving tree health and structure, improving aesthetics, or satisfying a specific need. The City of Long Beach does recommend you obtain a licensed Arborist for your and the tree protection.

Any single-family Residential, Multi-Family Residential, Commercial or Industrial Zoned areas need a permit to remove a Live Oak or Magnolia tree with its root system, growing upon the earth usually with one trunk or at least eighteen (18) inches in circumference or larger, measured four and one-half (4 1/2) feet above the surface of the ground, or a multi-stemmed trunk system with a definitely formed crown.

Any person desiring a permit for removal of any Live Oak or Magnolia tree, shall submit this application and a filing fee of \$25.00 per parcel of land to which such application pertains.

APPLICANT INFORMATION:

1. Last Name: Pedeaux First: Veronica Middle: _____
2. Address: P.O. Box 342
3. City: Long Beach State: MS Phone: 39560
200 South Girard Ave 0602F-01-026.000
Project Address (where the trees to be removed are) Tax Parcel Number
4. Are you the legal owner of the above property? Yes X No _____, If No written consent from the owner is needed. Please provide a statement that no person, not listed on this application, has any interest in the title in or to the property. Please provide a recorded warranty deed.
5. What is the reason the tree needs to be removed? Be specific ex. Construction, street or roadway, recreational area, patio, parking lot, diseased tree not worthy of preservation, etc. _____
See attached letter

Upon issuance of a Tree Removal Permit, the permit fee will be as follows:

1. For removal of a tree or trees where such removal of such tree or trees is necessitated by material damage caused by such tree or trees to permanent improvement or improvements on the parcel where such tree or trees are situated a fee of \$1.00 per tree permitted to be removed.
2. For removal of all other trees, a fee of \$45.00 per tree permitted to be removed.
As per City of Long Beach Tree Ordinance (#364) any person removing any Live Oak or Magnolia tree within the City of Long Beach, Mississippi, without a valid tree removal permit, shall be guilty of a misdemeanor; and upon conviction thereof shall be sentenced to pay a fine not less than \$500.00 nor more than \$1000.00. The removal of each tree without having first secured a valid tree removal permit shall constitute a separate offense and shall be punishable as such.

** As a condition of granting the tree removal permit, the City, acting by and through its Mayor and Board of Aldermen, may require the applicant to relocate or replace trees, but may not require the replacement of trees in a number greater than the number of Live Oak or Magnolia trees removed; trees to be of Four (4) inches caliper deciduous trees or five (5) feet in height of evergreen or Live Oak or Magnolia trees.

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all applicable codes, ordinances and state laws regulation construction; that I am the owner or authorized to act as the owners agent for the herein described work.

Per Mayor Billie Skellie (letter sent to him) 8/4/11
Signature Date

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Teronica Pedraux
P.O. Box 342
Long Beach, Ms. 39560
July 30, 2011

Dear Mayor Billy Skellie,

My family and I have owned property at what is now 200 South Girard Avenue in Long Beach, Ms. for nearly 60 years.

Hurricane Katrina flooded our property with 5 feet of water. Like our neighbors we lost many trees, including giant magnolias.

We have a giant magnolia which is 4-5 feet from Girard Ave. and 20-21 feet from the front of my house. It recently shed a very large branch which was so heavy it was difficult to drag to the street for pick up. Should any of our family or neighbors have been walking there, they would have been killed instantly. Also if the tree had fallen toward our house, it could have caused severe damage as well as injury.

My family and I request permission to remove this magnolia tree to make our property and the neighborhood a safer place.

Please answer in writing as soon as possible. We would like to remove the old tree before hurricanes start to threaten our coast this summer. We need legal permission to do this.

Sincerely, Teronica Pedraux

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200 S. Seashore Ave

TREE SITE PLAN:

Please provide a map or diagram of the parcel of land, specifically designating the area or areas of proposed tree removal and the proposed use of such area. Please include the following: 1) location of all trees on the property, their size and species 2) Designate which are disease/or damaged, 3) designate which are endangering any roadway, pavement, or utility line, 4) any proposed grade changes that might adversely affect or endanger any trees on the site and specify how to maintain them 5) designate the trees to be removed and the trees to be maintained, and 5) location of existing and/or proposed structures.

CITY OF LONG BEACH TREE BOARD RECOMMENDATIONS/COMMENTS BELOW:

Vertical cracks observed on exterior bark. Possible disease.

No objection

Replant 1 magnolia.

Dyann Lertz

Robert Morrison

PRINTED NAME AND SIGNATURE OF TREE BOARD MEMBER

DATE

8/8/11

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Based upon observation of the tree by Planning Commissioner members Commissioner Yandell made motion seconded by Commissioner Heinzl and unanimously carried to Deny the removal of the magnolia tree.

There being no further business to come before the Planning Commission at this time Commissioner Yandell made motion seconded by Commissioner Vancourt and unanimously carried to Adjourn the meeting until the next regularly scheduled meeting in due course.

APPROVED:

Commission Chairman, Frank Olaivar

Date: _____

ATTEST:

Veronica Howard, Minutes Clerk