

**MINUTES OF MARCH 8, 2012
REGULAR MEETING
LONG BEACH PLANNING COMMISSION**

Be it remembered that a regular meeting before 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 8TH day of March 2012, 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 Olavar, Commissioners Tony Vancourt, Jim Heinzl, Gretchen Loftus, George Casey, Ron Robertson, Tonda Yandell, Randy Fisher and Minutes Clerk Veronica Howard.

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 Vancourt and unanimously carried to approve the February 23, 2012 Planning Commission as submitted.

It came for consideration an application for Tree Removal for three (3) Live Oak Trees for property located at 206 Shady Lane submitted by Charles Peterson 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? LIVE OAK
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 crowned.

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: Peterson First: Charles Middle: E
2. Address: 206 Shady lane
3. City: Long Beach State: MS Phone: 864-1086
206 Shady Lane 06120-01-085.000 806-1183 cell
Project Address (where the trees to be removed are) Tax Parcel Number
4. Are you the legal owner of the above property? Yes 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. (3 trees) causing a safety issue over house due to limbs falling and what looks like sick trees. * Bees have built in one of them

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.

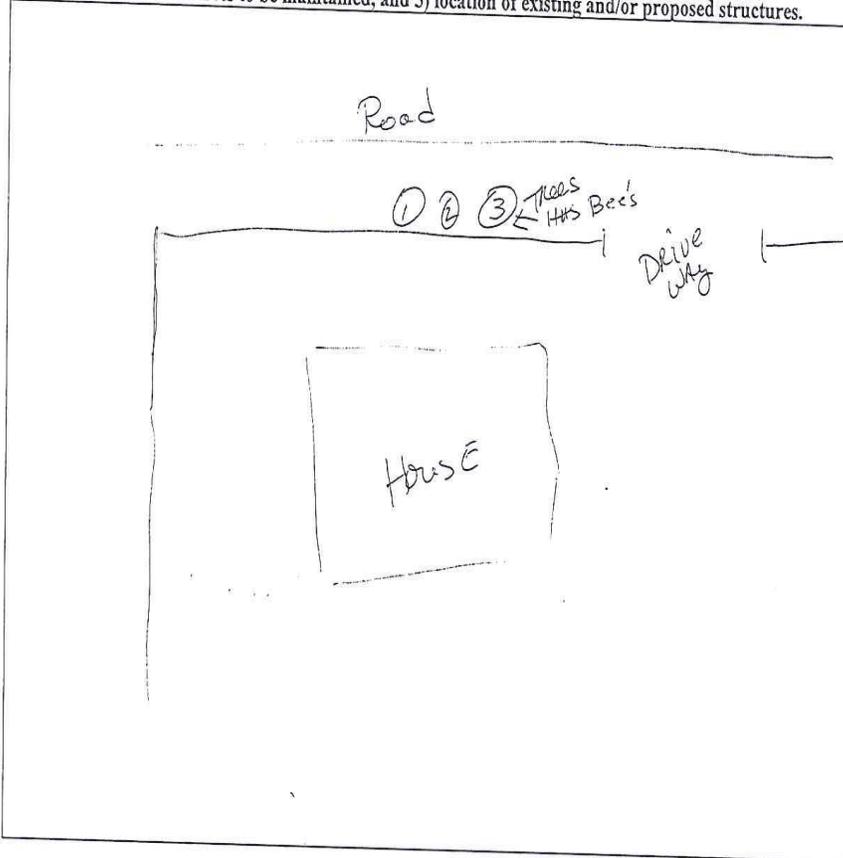
I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all applicable codes, ordinances and state laws regulation construction; that I am the owner or authorized to act as the owners agent for the herein described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

Debra Peterson March 1, 2012
Signature Date

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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:

*middle tree can be cut.
Waiting for further info -
our interest to preserve.
The homeowner said she was
in no hurry and hopes the
trees can be saved.
Dann Lentz Sigrid Seiler
Dann Lentz*

PRINTED NAME AND SIGNATURE OF TREE BOARD MEMBER _____ DATE _____

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To:

City of Long Beach
Mr. & Mrs. Peterson
206 Shady Lane
Long Beach, MS 39560

I was asked by Veronica at Long Beach city hall code office on 3.1.12 if I could take a look at 3 live oaks at 206 Shady Lane. It is the home of Mr. and Mrs. Peterson. I went there on Monday morning 3.5.12. While there I spoke with Mrs. Peterson. She told me that the trees often drop branches sometimes falling on the automobiles.

There are 2 live oaks (*Quercus virginiana*) that are approx. 38 to 40 inches DBH and another that is probably 24" DBH. The smallest of the 3 has hardly any bark left and should have been removed long ago if they had not been worried about affecting the 2 on either side.

The larger two are definitely hollow trees, this is not unusual with large oaks but they also have a large amount of cracking in the bark which could indicate lightning strikes. One of them has a colony of bees living inside of it.

These trees definitely have some internal damage whether it be from pathogens, insects or due to the lightning strikes. It really did not warrant further examination considering the very large target area.

If these trees were standing alone somewhere that no one would be under them I would leave them. However they have a target area consisting of the Peterson's home, their driveway, the street and a very large area of their yard even extending somewhat to the neighboring yard.

I would be remiss not to recommend that these trees be removed due to their hazardous nature.

The street as well as the Peterson's will definitely suffer a loss due to the absence of these large stately oaks but damage to property and to person must be the first consideration.

Thanks, Jim

Jim Heinzl
Certified Arborist #SO-5803A
GreenScapes Property Management LLC
110 Driftwood Drive
Long Beach, MS 39560
228.493.3223
jim@greenscapesms.com

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Based upon the Long Beach Tree Board recommendation and recommendations by Commissioner Heinzl, Certified Arborist, Commissioner Yandell made motion seconded by Commissioner Robertson and unanimously

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carried recommending removal of the three (3) Live Oak Trees, stating the applicant must replace the trees by planting two (2) additional trees in accordance with Ordinance 491.

It came for consideration Zoning Enforcement Concerns/Issues. No action was taken or needed.

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

APPROVED:

Chairman, Frank Olaiivar

ATTEST:

Veronica Howard, Minutes Clerk