APPLICATION FOR CANOPY ROAD DESIGNATION

APPLICATION

APPLICANT:	Judy Beal (agent) for Anthony Street property owners
AGENT:	Judy Beal 5014 Karen Street Fernandina Beach, FL 32034
REQUESTED ACTION:	Designate Anthony Street as a Canopy Road as pursuant to Sec 37.08 LDC
LOCATION:	Anthony Street from Karen Street to Orange Avenue Fernandina Beach
LAND USE:	Medium Density Residential
ZONING:	Residential Single Family 1
Existing Uses on Site:	SF Residential
LENGTH AND CURRENT WIDTH:	1,200 feet long and 66 feet wide ROW
COMMISSION DISTRICT:	2

^{****} The planning director, or his/her designee, shall insure that the trees are identified and recorded on the proposed roadway and zone, and present the information to the board of county commissioners for its approval. The identification and recordation shall be in a form that can be attached to an ordinance.****

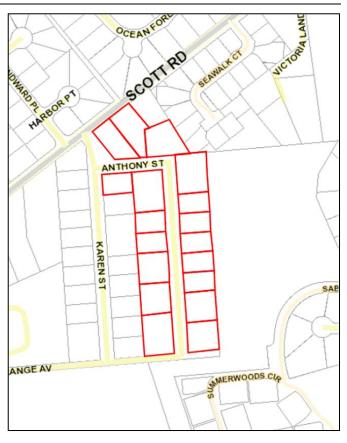
SUMMARY OF REQUEST AND BACKGROUND INFORMATION

The applicants are seeking to designate Anthony Street from Karen Street to Orange Avenue as a canopy road pursuant to Sec 37.08 LDC.

The planning director, or his/her designee, shall insure that the trees are identified and recorded on the proposed roadway and zone, and present the information to the Board of County Commissioners for its approval. The identification and recordation shall be in a form that can be attached to an ordinance.

An ISA-certified arborist (Genesis-Halff) was hired by Nassau County to perform a tree inventory which includes species identification, DBH (diameter breast height), common name, protected status, form, health status and appropriate remarks.

Two (2) community meetings were held (May 23 and June 17, 2019) with parcel owners whose property abuts Anthony Street. Consensus was achieved regarding the Canopy Road designation area. These residents would like to extend the Canopy Road designation area to include 20





feet on either side of the platted 66 foot ROW for a total width of 106 feet, as well as one (1) additional tree that is on or beyond that boundary.

Attachment "H", the 'Tree Survey Inventory', lists all trees to be included in the Canopy Road designation area. Attachment "I", the 'Proposed Canopy Road Designation Area Map' shows the location of all protected trees within the proposed Canopy Road designation area.

CONSISTENCY WITH LDC SECTION 37.08 (A): DESIGNATION CRITERIA

When considering Canopy Road designation requests, the Board of County Commissioners shall make a written finding that the request satisfies the following criteria:

Roads or portion of said roads be considered, or a petition of the lesser of either of fifty-one (51)
percent or two hundred (200) of the property owners abutting the road may request that a road be
considered.

A signed petition and letters of support showing support of 59% of all property owners whose property abuts Anthony Street has been submitted.

Historic Significance

The Belle Glade subdivision was platted in 1957. The exact age of the trees is difficult to determine without invasive techniques, although the trunk size and canopy coverage of several trees suggests they have reached maturity and therefore, they may have been part of the tree coverage at that time. Six parcels on Anthony Street remain vacant, two are cleared, homes are being erected on two others and two are overgrown and contain trees of varied ages.

Scenic Criteria (including tree canopy)

The native trees within the ROW along Anthony Street are Live Oak (*Quercus virginiana*), Laurel Oak (*Quercus laurifolia*), Southern Magnolia (*Magnolia grandifolia*), Southern Red Cedar (*Juniperus silicicola*) and American Holly (*Ilex opaca*). The Live Oak grows as a spreading canopy which can attain a height of between 60 to 80 feet and a canopy width between 60 to 120 feet. The Laurel Oak (*Quercus laurifolia*) can reach heights of 65 to 100 feet and canopy widths between 40 to 60 feet. Southern Magnolia can reach heights of 60 to 100 feet, Southern Red Cedar, heights of 30 to 40 feet and canopy widths of 20 to 30 feet. American Holly can reach heights of 35 to 50 feet with canopy spread of 15 to 25 feet. (The Florida Urban Forestry Council and UF/IFAS). All species of trees along Anthony Street exhibit the expected growth habit for their species.

Several Live Oak trees have been 'lion tailed', a pruning method which increases the instability of the tree by removing mass close to the trunk and leaving mass at the ends of branches.

A letter submitted with the application describes the trees along this road as "scenic and provide the characteristic sense of place of Amelia Island."

Ecological Significance

Sec 37.02 (A) (2) LDC acknowledges the importance of the native tree canopy of Amelia Island: The maritime forest ecology of Amelia provides "meaningful contribution to a healthy, beautiful, and safer community attributable to their carbon dioxide absorption, oxygen production, dust filtration, wind and noise reduction, soil erosion prevention, wetland erosion protection, wildlife habitat, surface drainage improvement, beautification and aesthetic enhancement of improved and vacant lands".

The native canopy forest also provides temperature moderation and protection from storm winds,

Canopy trees in Amelia Island maritime forest include Live oak, Laurel Oak, Water Oak, Sabal (Cabbage) Palm, Ash, Hickory, Southern Magnolia, Red Cedar and several types of Pine.

• Traffic Information

Anthony Street is designated as a local road and functions in that capacity resulting in traffic flow created predominately by the residents of Karen, Orange and Anthony Streets. A letter submitted with application states that "there is little traffic on these streets."

The Anthony Street Right-of- Way is 66 feet wide and approximately 1200 feet in length.

The Zoning District is Residential Single Family 1.

The Future Land Use is Medium Density.

CONCLUSION

Staff finds the requested action to be consistent with the Land Development Code as follows:

	Determination of Consistency
LDC 37.08 (A)	√

Staff recommends Approval of the proposed Canopy Road designation area on Anthony Street to include 20 feet on either side of the platted 66 foot ROW, for a total protected zone of 106 feet.

Approval is subject to the following conditions as pursuant to Section 37.08 (B) LDC:

Restrictions on scenic/canopy roads.

- 1. The county shall not widen or increase the number of lanes on any of the county roads designated as scenic/canopy roads.
- 2. Outdoor advertising signs shall be prohibited, except signs advertising residential developments or homes for sale or parcels of property immediately adjacent to the road or subdivision and entryway signs constructed in accordance with the county sign ordinance. On-premises commercial signs, excluding billboards, shall be allowed.



- 3. The erection of markers or signage indicating that the road is a scenic/canopy road or historic road shall only be accomplished at the direction of the growth management coordinator or his/her designee with the consent of the board of county commissioners.
- 4. Setting and posting of speed limits and warning of restricted roadway shoulders.
- 5. Setting of classes of vehicular travel, including weight and height limitations.
- 6. Limiting access and width of access.
- 7. Tree protection. No trees, except as identified in Florida's Most Invasive Species List, Category I, which have attained a diameter of eight (8) inches or more at a point four and one-half (4½) feet above average ground level within the zone shall be removed, except as provided herein, and trees shall be identified as set forth herein.

Submitted by:

SUE ANN ALLEGER, MLA, CFM PLANNER II



Attachments:

- A. Parcel Owner Petitions Dated, signed and noting owner name, addresses and signatures.
- B. Letters of Support from owners not listed on original petitions
- C. Application dated February 19, 2019
- D. Plat of the Belle Glade Subdivision approved January 16, 1957
- E. Zoning map
- F. Future Land Use Map (FLUM)
- G. Site Visit Notes February 26, 2019
- H. Tree Survey Inventory by Genesis-Halff, dated May 24, 2019
- I. Proposed Canopy Road Designation Area Map
- J. List of parcel ID#s affected by the proposed ordinance



Attachment A - Parcel Owner Petitions

Anthony Owner Approve Approve Application Application	Approve Signature All or Part Application A	Approve Signature Date Application Applicat	Approve Signature Date Anthony Owner Approve Application Application	Approve Signature Date Anthony Owner Application Applic
2 2 2	Date Anth	Date Anthony Millau 2/2/19 Sold S	Date Anthony Owner Approve Application	Date Anthony Owner Approve Application
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Attachment A - Parcel Owner Petitions

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		1		V 1)RANGE A	4 1639 C	:L 3203	FERNANDINA BEAC FL 32034 1639 ORANGE AVI	1639 ORANGE AV	JAROSKA DARIUSZ	00-00-30-0140-0030-0000
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Signature wo ScottRd Signature		Parcels	s Signature	Typ Owners	Street T	# S	ST Zip	Mail City S	Mail Address 1	Owner Name	Parcel ID
Parcels	All Bordering Parcels	All Borderi	All Owners	A					-2019	Anthony Street - Canopy Road Consideration update 4-25-2019	Anthony Street - Car
only St Address											



Attachment B - Letters of Support - from owners not listed on original petitions

6/14/2019

RE: Canopy Road Discussion ... June 17,2019

From: lenbeal44 <lenbeal44@aol.com>
To: tdurel <tdurel@durel.net>

Subject: RE: Canopy Road Discussion ... June 17,2019

Date: Mon, Jun 10, 2019 11:34 am

Thanks. Will convey your message.

On Saturday, June 8, 2019 Tom Durel <tdurel@durel.net> wrote:

We will not be able to attend the follow up meeting on June 17th regarding Canopy Road designation for Karen, Anthony and Orange. Debbie attended the previous meeting on May 23rd. We live at 5000 Anthony Street and we vigorously support designating all three right of ways as Canopy Roads. We also fully support a 20 foot protection area on each side of the outer edge of the plated right of way. We have a number of trees on our property that will need to conform and we fully endorse the protection and acknowledge out responsibility. We urge adoption as quickly as possible as in recent weeks and months we have seen the senseless removal of large live oak trees from the perimeter of lots now under construction. It will take decades to recover what the community had and then only if we take action to plant new young life oaks.

In case the topic comes up, we are also very supportive of the proposed trail along Orange Avenue connecting to Sabal Palm. We agree with closing Orange to vehicular traffic while providing use as an emergency right of way when required. We also agree that the Enclave emergency exit should connect with the Orange Avenue emergency right of way. We are opposed to any Enclave active or routine exit / entrance on Orange Avenue. We are very opposed, due to safety and quality of life, to allowing Karen and Anthony Streets to become to & from throughways between Scott Road and the Enclave (or A1A). It is rumored that the Enclave developers may be interested in expanding into the trailer park land adjacent to Orange and A1A. We would support low to moderate density housing (2 to 3 per acre) on this land with appropriate tree protection. We expect that such would not interfere with the closure of Orange and the proposed trail. If the plan is high density and incorporates Orange as a vehicular right of way, we will actively oppose.

Finally we want to comment on the county land between Anthony and Summer Beach subdivisions (8 to 10 plus acres). While the proposed trail will skirt this land as it passes between Anthony and Sabal Palm, it is our understanding that this land is preserved and will not be developed. It is listed as recreational on various planning documents, but some of the neighbors who have been here many years believe it is to be conserved as a maritime forest. We would support the absolute minimal disturbance to this land, leaving it for use by all the animals we displace by our growth.

Thank you.

Tom and Debbie Durel 443-838-7241

Sent from Mail for Windows 10



Attachment C - Application - dated February 19, 2019

Taco Pope, Director Planning and Economic Opportunity Department 96161 Nassau Pl. Yulee, FL 32097 February 19, 2019

Dear Mr. Pope,

In compliance with Section 37.08—Canopy/scenic Roads of the Nassau County, FL Code of Ordinances, the property owners of Karen St. request consideration of Karen St. for the designation of Canopy Road. You will find signatures of the property owners who are party to this request on the attached Excel spreadsheet. These signatures represent 53% of the residents on Karen St.

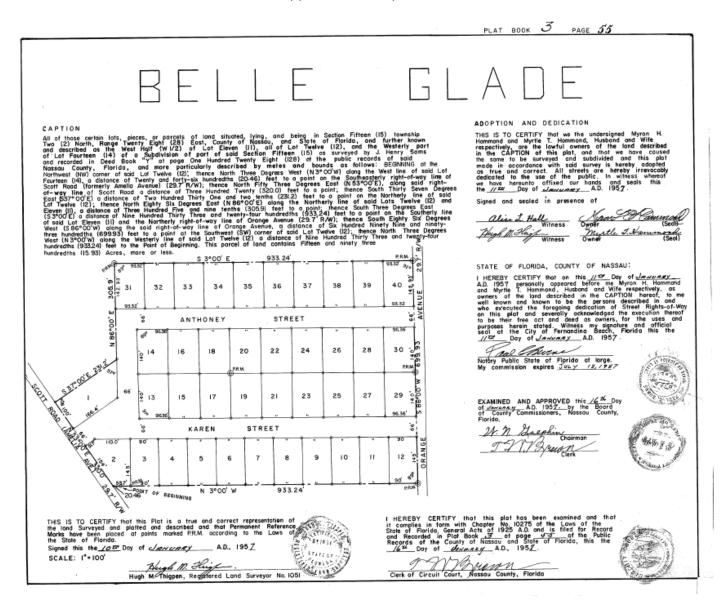
The trees along this road is scenic and provides the characteristic sense of place of Amelia Island. We have mature oaks that form a canopy over most of this street. It is critical that these trees be protected because of the many benefits they provide, including temperature moderation, protection from storm winds, storm water management, and protection of our property values. There is little traffic on these streets, and therefore designation of these streets as Canopy Roads presents little potential risk to vehicles in the future.

Please let us know what additional information you need from us to further this application.

Sincerely,

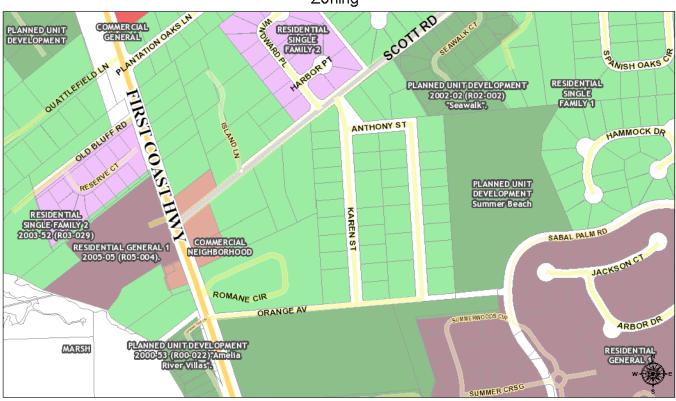
Judy Beal (Nassau Co Resident) 5014 Karen Street Fernandina Beach, FL 32034

Attachment D - Plat of the Belle Glade Subdivision approved January 16, 1957



Attachment E - Zoning map

Zoning



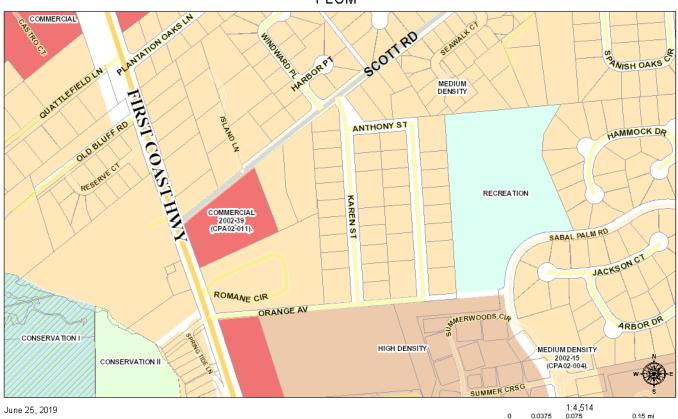
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Attachment F - Future Land Use Map (FLUM)

FLUM



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Attachment G - Site Visit Notes - February 26, 2019

Karen Road Canopy Designation Site Visit 2-26-19 Notes Sue Ann Alleger and Rebecca Jordi UF/IFAS, Certified arborist.

This visit was an initial visit to determine what trees are within the 66' wide ROW. Ms. Jordi inspected trees and understory estimated to be within the ROW with respect to tree health, safety and maintenance.

Observations:

- 1. Several trees have been 'lion tailed', a pruning method which increases the instability of the tree by removing mass close to the trunk and leaving mass at the ends of branches which increases the likelihood of branch failure. Young branches are sprouting on those trees and if allowed to fill in will could naturally balance the tree and improve the ability to withstand high winds. Ideally, some of the new sprouts should be removed but most should remain to increase foliage weight along the total branch. https://hort.ifas.ufl.edu/woody/lions-tailed.shtml
- 2. Several trees need slight pruning to reduce the weight on branch extremities and increase tree stability. Removal of circling/girdling on trees especially at the root plate.
- 3. Several trees are surrounded by groundcover plantings or turf, and irrigation which are negatively affecting tree health. (BMP are to leave 3x trunk width i.e. if a tree has a dbh of 10" or more, do not underplant within 30" of the trunk base).
- 4. Vacant or undeveloped parcels contain aggressive invasive species which are detrimental to tree health. Florida Exotic Plant Pest Council (FLEPPC) have Category I and II lists. We really should have none of these on County property:
 - a. Category I (most serious issue):
 - i. Boston fern: https://plants.ifas.ufl.edu/plant-directory/nephrolepis-cordifolia/
 - b. Category II:
 - Creeping oxeye or Wedelia: https://plants.ifas.ufl.edu/plant-directory/sphagneticola-trilobata/
 - ii. Elephant ear: https://plants.ifas.ufl.edu/plant-directory/xanthosoma-sagittifolium/

Considerations for moving forward:

- 1. ID, location and health survey of protected trees are in ROW
- 2. Aggressive invasive species removal
- 3. Pruning for health and safety; removal of dead limbs
- 4. Determination of who is responsible for health and safety regarding trees in ROW
- 5. General need for education regarding tree and plant health



Attachment H - Tree Survey



lordan P. Limburg, RLA, FL 66667021 ISA | Certified Arborist FL-9478A

Minor Girdling Roots	1	Good to Excellent	Generally Symmetric	Yes	southern redcedar	Juniperus silicicola	21"	91
	2	Good	Generally Symmetric	Yes	American holly	llex Opaca	9"	90
Pruned for Overhead Lines	2	Good	Generally Symmetric	Yes	southern redcedar	Juniperus silicicola	20"	89
Construction Work & Grade Change Within Drip Line Medium Lean; Forks @ 10'±; Vines	4	Poor	Minor Asymmetry to Major Asymmetry	Yes	live oak	Quercus virginiana	24"	88
Dead; Stag-headed	5	Poor	N/A	No	water oak	Quercus nigra	18"	87
Some Very Minor Girdling Roots; Root Anchors look Insufficient; Medium to Severe Lean	3 to 4	Fair to Poor	Major Asymmetry	Yes	laurel oak	Quercus laurifolia	36"	86
Medium Lean; Stems @ Base (4" & 5")	2	Fair to Good	Minor Asymmetry to Major Asymmetry	Yes	live oak	Quercus virginiana	25"	85
Medium Lean	ω	Fair	Minor Asymmetry to Major Asymmetry	Yes	live oak	Quercus virginiana	19"	84
Medium Lean	(J	Fair	Minor Asymmetry to Major Asymmetry	Yes	live oak	Quercus virginiana	28"	83
Forks @ 7'±, Some Decay @ Old Branch; Slight Lean	3	Fair	Major Asymmetry	Yes	live oak	Quercus virginiana	30"	82
Root Flare Collar Buried; Severe Lean	3 to 4	Fair to Poor	Major Asymmetry	Yes	live oak	Quercus virginiana	25"	81
Forks @ 9'±; Some Vines	2	Good	Minor Asymmetry to Major Asymmetry	Yes	live oak	Quercus virginiana	42"	80
	2	Good	Generally Symmetric	Yes	live oak	Quercus virginiana	31"	79
	2	Good	Minor Asymmetry to Major Asymmetry	Yes	live oak	Quercus virginiana	20"	78
Cavities @ Base; Forks @ 12'±; Medium Lean	2	Fair to Good	Major Asymmetry	Yes	live oak	Quercus virginiana	30"	77
Vines	2	Good	Generally Symmetric to Minor Asymmetry	Yes	live oak	Quercus virginiana	29"	76
Vines	2	Fair to Good	Major Asymmetry	Yes	live oak	Quercus virginiana	13"	75
Decay @ Poorly Pruned 4th Trunk	2	Fair to Good		Yes	live oak	Quercus virginiana	40",32", 30"	74
Vines	2	Good	Minor Asymmetry to Major Asymmetry	Yes	laurel oak	Quercus laurifolia	31"	73
Co-dominant Trunks; Bulges	2	Fair to Good	Minor Asymmetry to Major Asymmetry	Yes	live oak	Quercus virginiana	24", 26"	72
Bulges; Fork @ 10'±; Slight Lean	2	Good	Minor Asymmetry	Yes	live oak	Quercus virginiana	60"	71
Remarks	Status 2	Status 1	Form	Protected	Common Name	Scientific Name	Size (D.B.H.)	Tree ID No.

Belle Glade Canopy Trees (Anthony Street)

GENESIS | HALFF

May 23, 2019



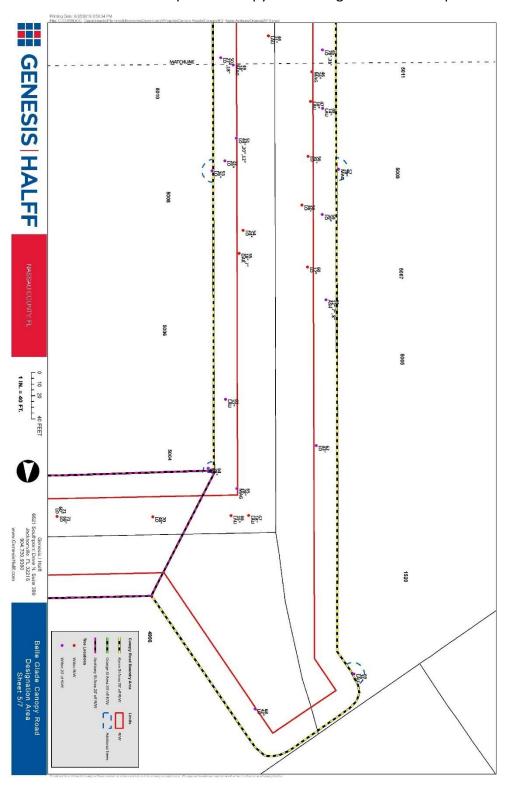
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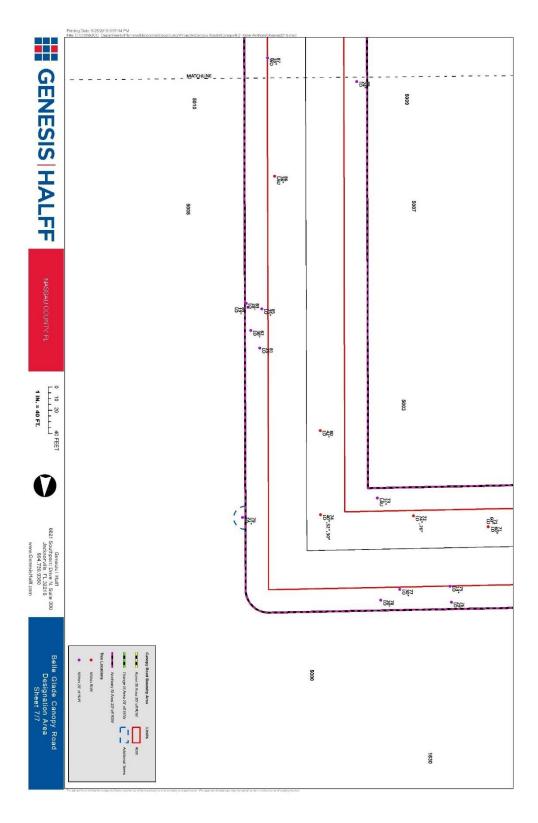
Belle Glade Canopy Trees (Anthony Street)

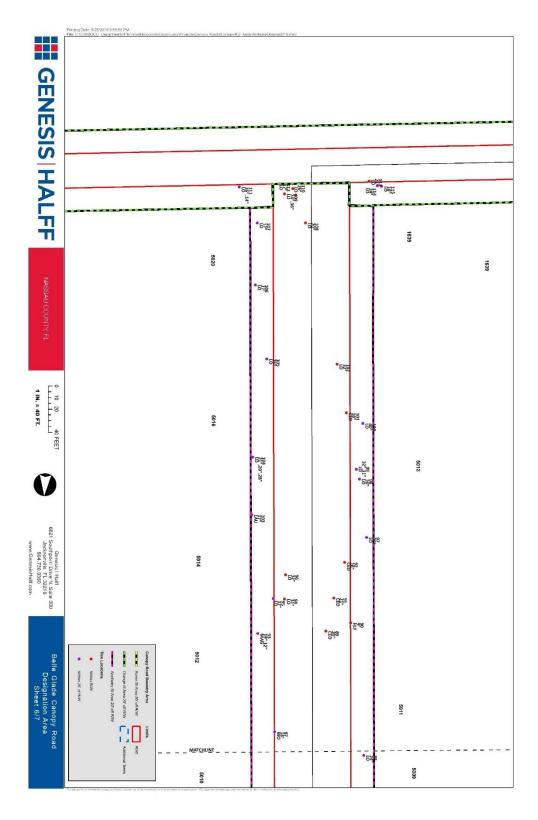




Attachment I - Proposed Canopy Road Designation Area Map









Attachment J - List of parcels affected by the Ordinance

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