

ORDINANCE NO. 2019 - ____

**AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA DESIGNATING KAREN STREET IN
UNINCORPORATED NASSAU COUNTY AS A CANOPY/SCENIC
ROAD; PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Since adoption of the canopy road ordinance in 2001, Nassau County has designated the following roads as canopy roads: Suarez Bluff Road (2005-60), Manucy Road (2005-59), Buccaneer Trail/CR105A (2004-29), Gerbing Road (2004-08), Scott Road (2003-02), Amelia Island Parkway (2003-01), and Meadowfield Bluff Road (2008-13); and

WHEREAS, the designation of said scenic/canopy roads will protect and enhance both the natural corridors of the county and their natural beauty along these roads; and

WHEREAS, 67% of residents who live on Karen Street have requested that the Board of County Commissioners designate Karen Street, located within the unincorporated area of Nassau County, as a canopy/scenic road; and

WHEREAS, Karen Street meets the criteria for designation of a canopy road pursuant to Section 37.08(A) of the Land Development Code; and

WHEREAS, The Planning and Zoning Board, after a public hearing conducted on July 2, 2019, found the scenic/canopy designation for Karen Street, to be in the best interests of the citizens of Nassau County; and

WHEREAS, the Board of County Commissioners held a public hearing on July 22, 2019; and

WHEREAS, public notice of this action has been provided in accordance with Chapter 125, F.S. and Section 37.08 (a) of the Nassau County Land Development Code.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Nassau County, Florida:

SECTION 1. FINDINGS

- A. This Ordinance is consistent with the Nassau County Comprehensive Plan, in particular Policies CS.02.01 and CS.12.03.
- B. The method by which the trees identified and recorded in Exhibits "A" and "B" attached herein complies with the Nassau County Canopy Road Ordinance, currently codified in Section 37.08 of the Nassau County Land Development Code.

SECTION 2. ADOPTION

- A. The Board of County Commissioners hereby designates Karen Street within the unincorporated area of Nassau County as a scenic/canopy road pursuant to Section 37.08, Land Development Code.
- B. The Board of County Commissioners establishes the scenic/canopy road zone to include the County right-of-way of Karen Street and an area of uniform width twenty (20) feet outside of the boundaries of the right-of-way as shown in Exhibit "A".
- C. Restrictions applicable to the Karen Street scenic/canopy road zone pursuant to Section 37.08 (B)(1-7), Land Development Code include:
 - 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 Planning Director or his/her designee with the consent of the Board of County Commissioners.
 - 4. The County may set and post speed limits and provide signage warning of restricted roadway shoulders.
 - 5. The county may set classes of vehicular travel, including weight and height limitations.
 - 6. The county may limit 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 for in Section 37.08 of the Land Development Code.
- D. The removal of any protected tree shall be in accordance with the procedures and standards of the Canopy/Scenic Road ordinance, as may be amended from time to time.

SECTION 3. EFFECTIVE DATE

This Ordinance shall take effect upon filing with the Secretary of State as provided in Florida Statutes, Section 125.66, Florida Statutes.

PASSED and ADOPTED this _____ day of _____, 2019.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

JUSTIN M. TAYLOR,
Its: Chairman

ATTEST as to Chairman's Signature:

JOHN A. CRAWFORD
Its: Ex-Officio Clerk

Approved as to form and legality by the
Nassau County Attorney:

MICHAEL S. MULLIN,
County Attorney

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Belle Glade Canopy Trees

(Karen Street)

May 23, 2019

Tree ID No.	Size (D,B,H.)	Scientific Name	Common Name	Protected	Form	Status 1	Status 2	Remarks
2	42", 36", 36", 40"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Fair to Poor	3	Co-dominant Trunks; Loose Bark; Bulges
3	63", 21"	Quercus virginiana	live oak	Yes	Major Asymmetry	Poor	4	Cavities, Decay, Lean; Included Bark; Vines; Growth in One Direction; Dead Stem
4	7"	Franklinia lasianthus	loblolly Bay	No	Generally Symmetric to Minor Asymmetry	Good	2	Poorly Pruned Due to Utility Lines
5	36", 40"	Quercus virginiana	live oak	Yes	Major Asymmetry	Fair	3	Co-Dominant Trunks; Some Decay on Branches 20' ± Up
6	36"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Fair to Good	2	Previously Co-dominant at 3'±, But Has Been Pruned; Forks @ 10-12'±.
7	19"	Quercus virginiana	live oak	Yes	Major Asymmetry	Fair to Good	2	Slight Lean
8	19"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Good	2	Vines @ Trunk Base
9	18", 20"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair to Poor	3 to 4	Large Cavity at Base & Up the Trunk; Co-dominant @ DBH; Lean; Decay
10	28"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Slight Lean
11	20"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Decayed Branch
12	17"	Quercus nigra	water oak	No	Major Asymmetry	Poor	4	Branching Stops & Dead Ends; Covered in Vines
13	6"	Magnolia grandiflora	Southern Magnolia	Yes	Generally Symmetric	Good to Excellent	1	Some Minor Vines
14	28"	Quercus laurifolia	laurel oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Slight Lean; Dead Limbs
15	18"	Quercus laurifolia	laurel oak	Yes	Minor Asymmetry to Major Asymmetry	Poor	4 to 5	Co-Dominant Trunk Rotted Out @ Base; Decay @ Base; Lean; Wrapped in Vines; Poor Foliage
16	30"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Slight Lean; Pruned for Overhead Lines
17	31"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair to Good	2	Slight Lean; Weak Canopy due to Competition
18	31"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Fair to Good	2	Swollen Areas; Vine Running Up Trunk; Overhead Lines Running Through Fork in Tree
19	28"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair	3	Vines; Dead Limbs
20	24"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Good	2	
21	30"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Good	2	Forks @ 10'±; Minor Included Bark
22	24"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Slight Lean; Curves in One Direction

EXHIBIT B



Jordan P. Umburg, RLA, FL 66667021 ISA | Certified Arborist FL 9478A

Belle Glade Canopy Trees

(Karen Street)

May 23, 2019

Tree ID No.	Size (D.B.H.)	Scientific Name	Common Name	Protected	Form	Status 1	Status 2	Remarks
23	19"	Quercus virginiana	live oak	Yes	Major Asymmetry	Fair to Good	2	Very Little Root Flare @ Base; Grows in One Direction; Competition
24	19"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Very Little Root Flare; Slight Lean; Forks @ 15 ft; Some Dead Limbs
25	37"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Good	2	Some Decay @ Pruned Branches; Some Dead Twigs; Small Retaining Wall for Grade Change
26	9"	Quercus virginiana	live oak	Yes	Major Asymmetry	Poor	4	Weak Root Flare; Some Decay @ Base; Decay & Hollowed-out Trunk
27	48"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Poor	4	Forks @ 5 ft; Hollowed out Cavities; Dead Branches
28	16"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair to Good	2	Missing Bark in Areas
29	7"	Magnolia grandiflora	Southern Magnolia	Yes	Minor Asymmetry	Good	2	Slight Lean
30	19"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair	3	Missing Bark; Decay
31	14"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair	3	Root Flare Covered; Competition
32	12"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Small Cavity @ Old Branch
33	7"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Slight Lean
34	15"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Lean & Growing in One Direction
35	9"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	
36	13"	Quercus laurifolia	laurel oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Large Cavity Going up Trunk
37	8"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Good	2	
38	18"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Fork @ 12 ft; Slight Lean
39	13"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Slight Lean
40	9"	Quercus laurifolia	laurel oak	Yes	Minor Asymmetry	Fair to Good	2	Swollen Areas; Very Slight Lean
41	24" ,40" ,30"	Quercus virginiana	live oak	Yes	Generally Symmetric to Minor Asymmetry	Fair	3	Root Collar Buried Slightly; Missing Bark; Dead Branches
42	18"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Weak Canopy Due to Competition
43	20"	Quercus virginiana	live oak	Yes	Major Asymmetry	Fair to Poor	3	Severe Lean; Growth in One Direction; Inappropriately Pruned



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Belle Glade Canopy Trees (Karen Street)

May 23, 2019

Tree ID No.	Size (D.B.H.)	Scientific Name	Common Name	Protected	Form	Status 1	Status 2	Remarks
44	21"	Quercus laurifolia	laurel oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Slight Girdling Roots; Slight Lean
45	78", 31"	Quercus virginiana	live oak	Yes	General Symmetric	Good	2	Root Collar Buried; Forked Above D.B.H.; Swollen Areas; Third Trunk was Pruned
46	16"	Magnolia grandiflora	southern magnolia	Yes	Minor Asymmetry	Good	2	Competing with Live Oak
47	18"	Quercus laurifolia	laurel oak	Yes	Generally Symmetric to Minor Asymmetry	Good to Excellent	1	
48	14"	Quercus laurifolia	laurel oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Lean & Growing in One Direction
49	18"	Magnolia grandiflora	Southern Magnolia	Yes	Generally Symmetric to Minor Asymmetry	Good	2	Slight Lean; Stem or Branch @ Base (5")
50	27", 18"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair to Good	2	Girdling Roots; Both Co-Dominant Trunks have a Slight Lean; 3rd Trunk Decayed Dead
51	44", 20", 12"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	All Trunks have Some Lean; Some Dead Limbs or Branches
52	26"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair	3	Some Bulges
53	26"	Quercus virginiana	live oak	Yes	Generally Symmetric to Minor Asymmetry	Good	2	Hollow Cavity @ Base; Slight Lean
54	24"	Quercus virginiana	live oak	Yes	Generally Symmetric to Minor Asymmetry	Good	2	Cavity @ Base; Fork @ 12'
55	18", 7"	Oak virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Fair	3	Included Bark @ Base; Medium Lean
56	31"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Good	2	Minor Cavity & Decay @ Base
57	28"	Magnolia grandiflora	Southern Magnolia	Yes	Minor Asymmetry	Good	2	Minor Cavities @ Base
58	36"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Girdling Roots
59	30"	Quercus virginiana	live oak	Yes	Generally Symmetric to Minor Asymmetry	Good	2	Small Cavity @ Base; Slight Lean; Base
60	12"	Quercus virginiana	live oak	Yes	Generally Symmetric	Good	2	Girdling Root; Very Slight Lean
61	12", 7", 8"	Fraxinus spp.	Fraxinus spp.	Yes	Generally Symmetric	Good	2	Some Girdling Roots; Small Cavity @ Base
62	43"	Quercus virginiana	live oak	Yes	Generally Symmetric to Minor Asymmetry	Fair	3	Medium Lean; Vines; Forks @ 10'
63	32"	Quercus laurifolia	laurel oak	Yes	Minor Asymmetry to Major Asymmetry	Poor	4	Large Cavity @ Base; Large Dead Limb & Dieback
64	28"	Quercus virginiana	live oak	Yes	Minor Asymmetry to Major Asymmetry	Good	2	Minor Girdling Roots; Forks @ 12'

EXHIBIT B



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Belle Glade Canopy Trees

(Karen Street)

May 23, 2019

Tree ID No.	Size (D.B.H.)	Scientific Name	Common Name	Protected	Form	Status 1	Status 2	Remarks
65	28"	Magnolia grandiflora	southern magnolia	Yes	Generally Symmetric	Fair to Poor	3	Girdling Roots; Some Small Cavities in Trunk; Bulges in Trunk; leaf Spot & Discoloration
66	15"	Quercus laurifolia	laurel oak	Yes	Minor Asymmetry	Fair to Good	2	Minor Girdling Roots; Limb Dieback
67	18"	Quercus laurifolia	laurel oak	Yes	Major Asymmetry	Fair	3	Minor Girdling Root; Strong Root Anchor to One Side Because of Lean; Over Pruned for Overhead Lines
68	42"	Quercus virginiana	live oak	Yes	Major Asymmetry	Poor	4	Decay @ Base & Up Trunk @ 1'; Vines; Dieback
69	26"	Quercus laurifolia	laurel oak	Yes	Major Asymmetry	Poor	5	Stronger Roots @ One Side Because of Lean; Poison Ivy Vines; Dead Limbs; Dieback
70	48"	Quercus virginiana	live oak	Yes	Minor Asymmetry	Fair to Good	2	Medium Lean; Vines; Forks @ 10'; Bulges

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