

# Attachment 3

## RESOLUTION 25-XXX

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES AUTHORIZING THE REMOVAL OF ONE VALLEY OAK TREE AT 1511 VINE STREET - APN 008-318-013

WHEREAS, the City received an application for Oak Tree Removal Permit OTR25-08 (P25-0078). The request is to remove one 44-inch valley oak tree; and

WHEREAS, certified arborist, Kelly Koker, evaluated the oak tree on the property and provided an arborist report indicating that the tree is in poor health and has had recent limb failures; and

WHEREAS, Paso Robles Municipal Code 10.01.050.D.1 requires the consideration of “The condition of the oak tree with respect to its general health, status as a public nuisance, danger of falling, proximity to existing or proposed structures, interference with utility services, and its status as host for a plant, pest or disease endangering other species of trees or plants with infection or infestation,” among other considerations; and

WHEREAS, staff recommends approval of oak tree removal permit based on the arborist evaluating the tree and determining that the tree is in poor health and removal is necessary to prevent additional limbs from falling; and

WHEREAS, removal of the 44-inch oak tree could require the replanting of as many as seven (7) 1.5-inch diameter mitigation trees, however, as a result of the tree decline not being the fault of the property owner, that the property has limited area to plant new trees, and since no construction is associated with this removal request, planting one (1) 15 gallon valley oak tree on site is reasonable; and

WHEREAS, the project is categorically exempt from the California Environmental Quality Act (CEQA) as a Class 4 exemption for Minor Alterations to Land, pursuant to State CEQA Guidelines Section 15304; and

WHEREAS, the City Council met to discuss the request for an oak tree removal on September 16, 2025, considered the facts as presented in the staff report prepared for this project, and accepted public testimony.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL PASO DE ROBLES DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. All of the above recitals are true and correct and incorporated herein by reference.

Section 2. Pursuant to Paso Robles Municipal Code section 10.01.050.D., based on the information contained in the staff report, testimony received, and responses thereto, the City Council hereby finds and determines that the 44-inch diameter valley oak tree located at 1511 Vine Street, is in poor condition and poses a public hazard; and

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Section 3. The City Council of the City of El Paso de Robles does hereby impose the following oak tree mitigation measures:

1. Approve the request to remove one (1) 44-inch diameter valley oak tree as shown in Exhibit A;
2. Require the onsite replanting of at least one (1) 15 gallon, 1.5-inch caliper valley oak trees at the direction of a certified arborist.
3. Require the provision of irrigation and protection for the replanted oak tree until it is established.

Section 4. The City Council finds that pursuant to the California Environmental Quality Act (CEQA), the City Council determine that this proposal to remove the 44-inch live oak tree at 1511 Vine Street is exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with the CEQA Guidelines Section 15304 – Class 4, Minor Alterations to Land, which consist of minor private alterations in the condition of land and/or vegetation which do not involve the removal of a healthy, mature, scenic trees. Here, the proposed project involves the removal of one oak tree that is structurally compromised and poses a hazard due to its condition and proximity to existing structures. Moreover, the tree removal process is limited to the removal of one oak tree in poor health and is thus a minor private alteration. There is no evidence of any unusual or special conditions that would result in a significant effect on the environment.

Lastly, none of the exceptions to the use of a categorical exemption identified in State CEQA Guidelines section 15300.2 apply. The project site does not contain any environmentally sensitive areas. There is no potential for cumulative impacts; there are no unusual circumstances that would have a significant impact on the environment; the actions would not negatively impact scenic resources within a duly designated scenic highway; there is no record of hazardous waste.

APPROVED this 16<sup>th</sup> Day of September, 2025, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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John R Hamon, Jr., Mayor

ATTEST:

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Melissa Martin, City Clerk

Exhibit A - Arborist Report