



RESOLUTION NO. 2021-03

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEPTUNE BEACH, FLORIDA, SUPPORTING FLORIDA SENATE BILL 596 AND COMPANION HOUSE BILL 6023, WHICH WOULD REPEAL FLORIDA STATUTE 163.045 TO ENABLE LOCAL GOVERNMENTS TO REGULATE MATTERS RELATING TO TREES LOCATED ON RESIDENTIAL PROPERTIES; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Florida Senator Linda Stewart and Representative Anna V. Eskamani are leading the effort to repeal a state preemption of local ordinances related to trees located on residential properties; and

WHEREAS, Senator Stewart's Senate Bill 596 and Representative Eskamani's House Bill 6023 would repeal Section 163.045, Florida Statutes, and restore the rights of local governments related to pruning, trimming, or removal of trees on residential property; and

WHEREAS, the City of Neptune Beach and many other Florida communities utilize tree- protection codes to define their communities' character and standards of life, and local governments should be restored local controls to protect these invaluable natural resources; and

WHEREAS, local county and city governments are more closely connected to their residents' wishes and needs than the state government, and as such, should be restored the ability to adopt regulations that reflect the values of their respective communities and the desires of their residents; and

WHEREAS, the application of Section 163.045 in practice resulted in significant impacts to the canopy in the City of Neptune Beach;

WHEREAS, the City of Neptune Beach seeks to preserve and protect home rule authority for Neptune Beach and local governments.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Neptune Beach, Florida:

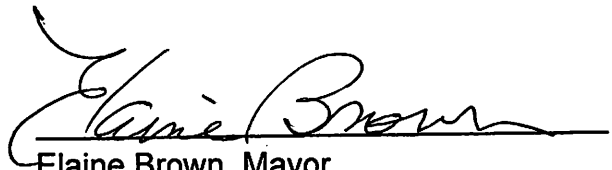
SECTION 1. That the City Council of the City of Neptune Beach supports Senate Bill 596 and House Bill 6023, which would repeal Section 163.045, Florida Statutes, preempting local regulation affecting trees located on residential properties.

SECTION 2. That the City Council directs the City Clerk to transmit a copy of this Resolution to the Florida Governor, the City of Jacksonville, the Florida League of Cities, and the Duval County delegation of the Florida Legislature, for distribution.

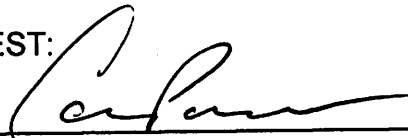
SECTION 3. That all resolutions or parts of resolutions in conflict with this Resolution are repealed to the extent of such conflict.

SECTION 4. This Resolution shall take effect immediately upon its passage and adoption.

This Resolution adopted by the City Council of Neptune Beach, Florida, at the Regular Council Meeting held this 1st of February, 2021.


Elaine Brown, Mayor

ATTEST:


Catherine Ponson, CMC
City Clerk

