



***UDC Update Request Application for External Parties***  
***(neighborhoods, external agencies, stakeholders, etc.)***

***Part 1. Applicant Information***

Name: Justin R. Krobot, PMP, BCMA Organization (if applicable): Tree Mann Solutions, LLC  
Address: [REDACTED]  
Phone: [REDACTED] Email: [REDACTED]  
Signature: [Signature] Date: 11.15.2021  
(Include title if representing a governmental agency or public/private organization)

***Part 2. Basis for Update (check only one)***

- ☐ Clarification amendments to provide for ease of interpretation and understanding of the existing provisions of the UDC  
(Note: Clarification amendments should not change or alter the intent or meaning of existing UDC provisions)
- ☐ Editing change that does not alter the impact of the provisions being addressed including changes such as spelling, grammar correction, formatting, text selection, or addition of text in compliance with existing ordinance, statutes or case law
- ☐ Completed Rule Interpretation Determination (RID)
- ☐ Requested by the Zoning Commission, Planning Commission, Board of Adjustment, HDRC, City Council or other appropriate city board or council (CCR, resolution or signature of the chairperson is required)

***Part 3. Reason(s) for Update (check all that apply)***

- ☐ Modify procedures and standards for workability and administrative efficiency
- ☐ Eliminate unnecessary development costs
- ☐ Update the procedures and standards to reflect changes in the law or the state of the art in land use planning and urban design
- ☒ See Part 4 (if none of the provided choices in this section apply, please discuss the reasons for the proposed update in Part 4)

***Part 4. Summary of Proposed Update with Suggested Text (see application instructions)***

Update to 35-523 (g) Table 523-2 add the following row:

Method: Implementation of an approved tree care plan

Description: Dollars spent on tree care activities for preserved trees such as assessment, monitoring, nutrient amendment, and aeration on site above minimum requirements to be credited towards outstanding mitigation.

Restrictions: Tree care plan to be written by a qualified arborist and signed by the owner at permit submittal. Costs to be verified at time of project closure.

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## *UDC 2021 Proposed Amendment*

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**Amendment 8-1****Applicant:** Justin Krobot**Amendment Title** – ‘35-523 – Tree Preservation’**Amendment Language:**

- (g) **Mitigation/Alternative Mitigation Methods** . Significant or heritage trees may be removed in excess of the minimum preservation requirement contained in subsection (f) provided the excess removal is properly mitigated. If mitigation is required to compensate for removing trees in excess of the number of diameter inches allowed to be removed within the surveyed area to be calculated for tree preservation under the minimum preservation requirements, the mitigation may be achieved in one (1) of the ways prescribed in table 523-2, below:

**Table 523-2 Mitigation**

(A) Method	(B) Description	(C) Restrictions
Establishment and maintenance of new trees at the required ratio on-site	Significant 1:1 Heritage 3:1 All tree species of Ash (all <i>Fraxinus</i> species) Hackberry (all <i>Celtis</i> species) Huisache, Ashe Juniper and Mesquite will be mitigated at 1:1.	No more than twenty-five (25) percent of the replacement trees shall be of the same species for the purposes of mitigation. Replacement trees must be at least one and one-half (1.5) caliper.
Payment to the tree mitigation fund	In lieu of meeting the minimum preservation or final canopy standards of this section, a payment to the tree mitigation fund may be provided in accordance with 35-C110.	See subsection (o) tree mitigation fund for the authorized collection and disbursement of these funds.
Protection and maintenance of smaller trees within surveyed area	Protection and maintenance of existing trees within the surveyed area that are smaller than the size requirements for a protected tree.	Such trees must be at least two and one-half (2½) inches DBH. See column B ratios for diameter-inches required.
Protection and maintenance of natural areas within the surveyed area	Protection and maintenance of existing natural areas, i.e., prairie, etc.	Area(s) must contain desirable plants as determined by the city arborist and/or by Texas Parks and Wildlife Dept.
<u>Implementation of an approved tree care plan</u>	<u>Dollars spent on tree care activities to enhance the health of preserved trees such as assessment, monitoring, nutrient amendment, and aeration on site above minimum requirements to be credited towards outstanding mitigation</u>	<u>Tree care plan to be written by a qualified arborist and authorized by project owner at permit submittal. Costs to be verified at time of project closure.</u>