

1 SECTION 1. Section 157.23 is revised per the language contained in Exhibit "A"
2 attached hereto.

3 SECTION 2. Codification. It is the intention of the City Commission that the
4 provisions of this Ordinance shall become and be made part of the Code of Ordinances
5 of the City of Lake Mary, Florida and the word "ordinance" may be changed to "section",
6 "article", or other appropriate word or phrase and the sections of the Ordinance may be
7 renumbered or re-lettered to accomplish such intention.

8 Section 3. Conflicts. All ordinances or resolutions or parts of ordinances or
9 resolutions in conflict herewith are hereby repealed to the extent of any conflict.

10 Section 4. Severability: If any section, sentence, phrase, word or portion of this
11 Ordinance is determined to be invalid, unlawful or unconstitutional, said determination
12 shall not be held to invalidate or impair the validity, force or effect of any other section,
13 sentence, phrase, word, or portion of this Ordinance not otherwise determined to be
14 invalid, unlawful, or unconstitutional.

15 Section 5. Effective date. This Ordinance shall take effect immediately upon
16 passage and adoption.

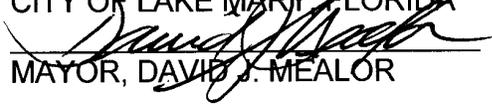
17 PASSED AND ADOPTED this 8th day of August, 2013.

18 FIRST READING: July 18, 2013

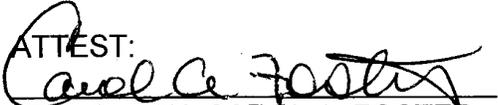
19 SECOND READING: August 8, 2013

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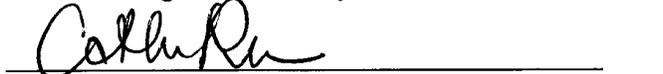
CITY OF LAKE MARY, FLORIDA


MAYOR, DAVID J. MEALOR

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10 ATTEST:


CITY CLERK, CAROL A. FOSTER

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14 For the use and reliance of the City
15 of Lake Mary only. Approved as to
16 form and legal sufficiency.

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18 
19 CATHERINE REISCHMANN, CITY ATTORNEY
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2 **EXHIBIT "A"**

3 **Section 157.23 Pruning Permit.**
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5 (A) The owner of a property, the tenant, or their agent shall not trim, prune, remove living
6 branches or cause the diminution of the crown of any canopy tree or understory tree
7 without having first obtained a pruning permit. All Owners, tenants and/or agents of one
8 and two family dwelling units shall be exempt from the requirement of having to obtain a
9 pruning permit this section.; however, such owners, tenants and/or agents shall comply
10 with all other provisions of Section 157.23. ...
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12 (C) Unlawful pruning. Unlawful pruning includes the practices referred to as shearing,
13 hat racking, topping or poodle trimming of trees (lollipop), lions-tailing, pollarding of trees.
14 Trees intended for shade Canopy and understory trees shall be allowed to reach their
15 mature canopy spread. It shall be unlawful to engage in excessive pruning techniques on
16 canopy and understory trees intended for shade purposes. Excessive shearing, pruning,
17 or shaping shall only be allowed with a permit in times of emergency, the City may only
18 designate a period during which permitting for pruning shall not be required and extensive
19 shearing, pruning, or shaping shall be allowed. The following are deemed unlawful
20 excessive pruning techniques, which are prohibited on shade canopy or understory trees:
21 ...
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23 (G) Unauthorized Injurious Pruning. Irrespective of whether or not a pruning permit has
24 been issued, if a tree is pruned in a manner that is injurious to the tree, including but not
25 limited to the techniques described in Section 157.23 (C) above If a tree not authorized
26 for pruning is altered, pruned, trimmed, or diminished in canopy such that its susceptibility
27 to disease or other detrimental environmental factors is significantly increased which may
28 result in premature death or so that the purposes of this chapter are not serviced, the
29 general contractor and/or property owner shall pay to the city an initial fine of \$100 per
30 tree pruned plus a fine related to the size of the tree pruned as follows: ...
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