

ORDINANCE NO. 2023-___

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF CLAY COUNTY, FLORIDA, PURSUANT TO ARTICLE VI OF THE CLAY COUNTY LAND DEVELOPMENT CODE, KNOWN AS THE TREE PROTECTION AND LANDSCAPING STANDARDS ADOPTED PURSUANT TO ORDINANCE NO. 2003-19, AS AMENDED, PROVIDING FOR THE DESIGNATION OF AN 83” QUERCUS VIRGINIANA LOCATED ON CERTAIN REAL PROPERTY (TAX PARCEL IDENTIFICATION NUMBER 28-05-26-014323-000-00) AS A SPECIMEN TREE; PROVIDING A DESCRIPTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 28, 2003, the Board of County Commissioners of Clay County, Florida (the “Board”), adopted Ordinance No. 2003-19, which adopted the Tree Protection and Landscaping Standards; and,

WHEREAS, Application HIS_TREE 2022-01 seeks designation of a Quercus virginiana located on tax parcel # 28-05-26-014323-000-00 as a Specimen Tree prohibiting its removal unless by permission of the Board; and,

WHEREAS, A certified arborist has identified the 83” DBH Quercus virginiana on the parcel in question as a 150-200 year-old tree, a healthy, excellent tree specimen, and a candidate for designation as a Specimen Tree; and,

WHEREAS, the Board desires to designate the subject tree as a Specimen Tree as provided for below.

Be It Ordained by the Board of County Commissioners of Clay County:

Section 1. The 83” DBH Quercus virginiana is hereby designated a Specimen Tree and subject to the Protection Standards of Sec. 6-2(4)(b) of Article VI of the Land Development Code. The Specimen Tree is located on a portion of tax parcel # 28-05-26-014323-000-00 described in Attachment “A-1” and is depicted in Attachment “A-2” (measured by the surveyor as a 75” diameter Southern Live Oak/“Quercus virginiana”).

Section 2. This Ordinance shall become effective as prescribed by Florida general law.

DULY ADOPTED by the Board of County Commissioners of Clay County, Florida, this _____ day of January, 2023.

BOARD OF COUNTY COMMISSIONERS

OF CLAY COUNTY, FLORIDA

By: _____
Betsy Condon, Its Chairman

ATTEST:

By: _____
Tara S. Green,
Clay County Clerk of Court and Comptroller
Ex Officio Clerk to the Board

Attachment "A-1"

A portion of tax parcel # 28-05-26-014323-000-00

Parcel of land lying in Government Lot 4, Section 28, Township 5 South, Range 26 East; Clay County, Florida, and more particularly described as follows: Commencing at the S.E. corner of Government Lot 3, Section 28, Township 5 South, Range 26 East; thence North 0°59' West, a distance of 348 feet to a point; thence South 89°55' East a distance of 440.7 feet to a point; thence North 9°55' East a distance of 540.8 feet to a point, SAID POINT BEING THE POINT OF BEGINNING; thence continuing along the same bearing a distance of 410 feet, more or less to the waters of Black Creek (near intersection with St. Johns River); thence in a Southeasterly direction a distance of 195 feet more or less, along the water of Creek mentioned above (or river) to a point (this being the mouth of an existing ravine); thence South 15°28' West a distance of 242 feet more or less to a point; thence South 35°36' West a distance of 140 feet to a point; thence North 79°51' West a distance of 114.6 feet to the point of beginning.

