

TOWN OF WINDSOR AGENDA REPORT

Joint Windsor Town Council, Windsor Redevelopment Successor Agency and Windsor Water District Meeting Date: April 17, 2024

To: Mayor and Councilmembers
From: Olivia Lemen, Parks and Recreation Director
Subject: Tree Preservation and Protection Ordinance Amendment

Recommendation to Council:

Hold second reading, by title only, and adopt an ordinance amending the Town of Windsor Zoning Ordinance, Chapter 27.36 - Tree Preservation and Protection, to remove the percentage cap on allowed mitigation fees and forfeited security deposits collected that can be used for maintenance of protected trees to assist in emergency mediterranean oak borer treatment of heritage oak trees on public property within town limits.

Strategic Plan Element:

The recommended action supports the goals of Infrastructure and Livability. Goal Statement: Through a lens of sustainability and innovation, invest in the Town's infrastructure and public facilities to meet the needs of future generations. Goal Statement: Preserve community character by maximizing the use of existing amenities and creating future opportunities that enhance quality of life for all.

Background:

On January 17, 2024 the Town Council considered and adopted an urgency ordinance to allow Staff to move forward quickly with the treatment to address the Mediterranean Oak Borer (MOB) beetle. MOB is an ambrosia beetle which attacks valley oaks, blue oaks, and Oregon white oaks and introduces a deadly fungi into the tree. This invasive pest poses a huge threat to the heritage oak trees on public property.

On February 13, 2024, the Planning Commission considered the ordinance amendment and adopted Resolution No. 753-24 recommending the Council amend the zoning ordinance.

Discussion:

On April 3, 2024, the Town Council received a staff report, public testimony, deliberated on the draft ordinance, and took action to introduce the ordinance by title only, as recommended by the Planning Commission. The motion to introduce the ordinance was carried by a 4-0-0 vote in favor.

Fiscal Impact:

There is no direct fiscal impact to the general fund as a result of this action.

Environmental Review:

Approval of the proposed ordinance is categorically exempt from the California Environmental Quality Act (Public Resources Code §§ 21000 et seq., "CEQA," and 14 Cal. Code Reg. §§ 15000 et seq., "CEQA Guidelines") under Section 15307 – Actions by Regulatory Agencies for Protection of Natural Resources and Section 15308 – Actions by Regulatory Agencies for Protection of the Environment, of the CEQA Guidelines. The actions that would be accommodated by the proposed zoning text amendment are in direct response to a threat to natural resources and the natural environment within the

Town of Windsor.

Attachment(s):

[1. Ordinance](#)

Prepared by:

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Parks and Recreation Director

Reviewed by:

Patrick Streeter
Community Development Director

Recommended by:

Jon Davis
Town Manager