

**SUNRISE, FLORIDA**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, ESTABLISHING A “RESIDENTIAL LANDSCAPE BEAUTIFICATION PROGRAM;” AUTHORIZING AMENDMENTS TO PROGRAM BY RESOLUTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, studies have shown that thriving tree canopies, known as “urban forests,” have many environmental benefits including providing cleaner air and water, reducing stormwater runoff, increasing carbon sequestration and climate resiliency, and restoring native wildlife. Urban forests also promote outdoor activities such as walking and cycling, increase property values and neighborhood pride and reduce crime; and

WHEREAS, a significant portion of the City’s tree canopy on single-family properties was lost over the last decade due to several hurricanes, tropic storms, and ongoing drought conditions; and

WHEREAS, a recent survey completed by Broward County shows that the City of Sunrise has a tree canopy of approximately 16 percent of the geographic area of the City. The Broward County League of Cities has adopted a goal of 30 percent tree canopy coverage for all of Broward County; and

WHEREAS, the cost to replace large trees is financially unfeasible for many property owners, especially for very-low and low income households; and

WHEREAS, the City has developed a program to encourage eligible single-family property owners to plant trees on their property, thereby growing the City’s urban forest. The program is designed to focus on the very low and low income areas of the City; and

WHEREAS, the City Commission desires to establish the “*Residential Landscape Beautification Program*” in order to increase the City’s tree canopy for the reasons set forth above which promote the health, safety and welfare of the City’s residents, visitors and businesses.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SUNRISE, FLORIDA:

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. The establishment of a “*Residential Landscape Beautification Program*” (“Program”) is hereby approved. A copy of the Program description, eligibility requirements and process is attached hereto and made a part of this Ordinance as Exhibit “A.” A copy of the Program Application is attached hereto and made a part of this Ordinance as Exhibit “B.” A copy of the Right of Entry and Hold Harmless Agreement is attached hereto and made a part of this Ordinance as Exhibit “C.”

Section 3. Funding for this Program has been established at \$40,000 for the fiscal year 2016-2017 as part of the annual budget process as a Program Modification Request known as Residential Tree Giveaway Program. Funding for future fiscal years may be established during the annual budget process.

Section 4. Any amendments to the Program terms may be approved by Resolution of the City Commission after an advertised public hearing. The Community Development Director is granted authority to make modifications to the Program Application, Exhibit “B,” to carry out the approved Program.

Section 5. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 6. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 7. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this 11TH DAY OF JULY, 2017.

PASSED AND ADOPTED upon this second reading this \_\_\_\_ DAY OF \_\_\_\_\_, 2017.

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Mayor Michael J. Ryan

Authentication:

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Felicia M. Bravo  
City Clerk

FIRST READING

MOTION: SCUOTTO  
SECOND: KERCH

DOUGLAS: YEA  
KERCH: YEA  
SCUOTTO: YEA  
SOFIELD: YEA  
RYAN: YEA

Approved by the City Attorney  
As to Form and Legal Sufficiency.

SECOND READING

MOTION: \_\_\_\_\_  
SECOND: \_\_\_\_\_

DOUGLAS: \_\_\_\_\_  
KERCH: \_\_\_\_\_  
SCUOTTO: \_\_\_\_\_  
SOFIELD: \_\_\_\_\_  
RYAN: \_\_\_\_\_

\_\_\_\_\_  
Kimberly A. Kisslan