

CITY OF MOUNTAIN VIEW
URBAN FORESTRY BOARD
RESOLUTION NO.
SERIES 2021

A RESOLUTION OF THE URBAN FORESTRY BOARD
OF THE CITY OF MOUNTAIN VIEW
TO DENY THE APPEAL, UPHOLD STAFF'S DECISION, AND ALLOW THE
REMOVAL OF ONE HERITAGE TREE AT 1134 NILDA AVENUE

WHEREAS, an application was received for the removal of a Heritage tree at 1134 Nilda Avenue on April 28, 2021 (identified as Tree No. 1); and

WHEREAS, on May 17, 2021, the Forestry and Roadway Manager issued a decision on the application approving removal of the Heritage tree; and

WHEREAS, the decision approving removal of the Heritage tree was timely appealed; and

WHEREAS, at its duly noticed public hearing on September 8, 2021, the Urban Forestry Board considered the appeal of the application for removal of the Heritage tree and independently reviewed and considered the application, staff report, public testimony, Heritage Tree Ordinance, and other information in the record;

NOW, THEREFORE, BE IT RESOLVED by the Urban Forestry Board of the City of Mountain View that the Heritage Tree Removal Permit appeal is hereby denied, and the Heritage tree shall be allowed to be removed based on the required findings pursuant to Mountain View City Code Section 32.35 set forth below:

1. The City Code places emphasis on the preservation of trees.
2. The City Code also provides criteria for removal, one of which is the necessity of the removal of the Heritage tree based on the general condition of the tree in relation to public safety and utility interference.
3. The Urban Forestry Board determines that the removal of the Heritage tree is necessary due to the condition of the tree with respect to its general health, damage, and public nuisance.

This decision of the Urban Forestry Board is final. The time within which judicial review of this decision must be filed is governed by Code of Civil Procedure Section 1094.6. Notice of this decision shall be posted at the site, City Hall, and at the Forestry Division Office.

JT/AF/6/CSD
224-09-08-21ufbr