

**SAUSALITO PLANNING COMMISSION
RESOLUTION NO. 2024-15**

**APPROVAL OF AN ADMINISTRATIVE CITATION FOR UNAUTHORIZED TREE
ALTERATION AT 388-390 SAUSALITO BOULEVARD (APN: 065-252-22)
PROJECT ID: 2024-00117 / CE2024-0028**

WHEREAS, on May 20, 2024, The City of Sausalito Code Enforcement Division received a complaint from a concerned citizen that the property owner at 388-390 Sausalito Boulevard performed significant tree pruning without a city-issued permit at 388-390 Sausalito Boulevard (APN: 065-252-22); and

WHEREAS, on May 20, 2024, an inspection of the property located at 388-390 Sausalito Boulevard was conducted by the City's Code Enforcement Officer and conditions were observed which violate the City of Sausalito Municipal Code (SMC) Section 11.12.030 A; and

WHEREAS, when an Enforcement Officer determines that there has been an unauthorized removal or alteration of a protected tree in violation of any provision of SMC 11.12.030 the Enforcement Officer is authorized to issue an administrative citation to the person responsible for the violation; and

WHEREAS, a citation was issued on June 10, 2024, by the City's Code Enforcement Officer for the illegal alteration of four (4) Bay Laurel "heritage" trees; and

WHEREAS, a public hearing was scheduled to take place no earlier than twenty-one (21) and not later than sixty (60) days after the date of this citation pursuant to SMC 11.12.050 B(5); and

WHEREAS, the Planning Commission conducted a public hearing during which they reviewed all relevant evidence pertaining to the alleged violation; and

WHEREAS, if it is determined that a violation occurred the Planning Commission may impose an administrative fine for a tree alteration violation in an amount not to exceed a maximum of \$1,000.00 for each illegal removal or alteration, a remedial order, or both, as determined appropriate after considering the factors set forth in SMC Section 11.12.050 B(8)c; and

WHEREAS, the Planning Commission considered the factors set forth in SMC Section 11.12.050 B(8)c during a public meeting on July 24, 2024, at which time all interested persons were given an opportunity to be heard; and

WHEREAS, the Planning Commission has reviewed and considered the information contained in the staff report as well as any and all oral and written testimony on the proposed project; and

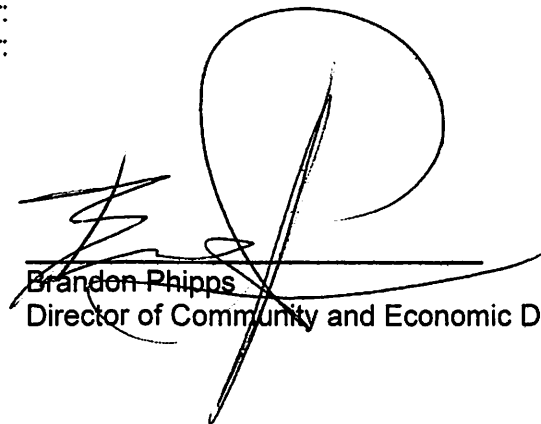
WHEREAS, the Planning Commission finds that the application is categorically exempt from California Environmental Quality Act (CEQA) pursuant to Section 15304 (Minor Alterations to Land) of the CEQA Guidelines;

NOW, THEREFORE, THE PLANNING COMMISSION HEREBY RESOLVES:

1. The illegal alteration of four (4) Bay Laurel "heritage" trees occurred at 388-390 Sausalito Boulevard.
2. An administrative fine of \$2,000.00 (\$500.00 per tree) for the illegal alteration of the subject trees will be imposed on the violator.

RESOLUTION PASSED AND ADOPTED, at the regular meeting of the Planning Commission on the 24th day of July 2024, by the following vote:

AYES:	Commissioner Member: Luxenberg, Saad, Feller, Junius, Marlatt
NOES:	Commissioner Member:
ABSENT:	Commissioner Member:
ABSTAIN:	Commissioner Member:



Brandon Phipps
Director of Community and Economic Development

ATTACHMENTS

1. Administrative Citation, issued June 10, 2024