

**CITY OF GAUTIER  
Business Agenda Item #6  
Fact Sheet**

**Council Meeting:**  
**Title:**

**July 21, 2015**  
**Approval to remove a 21" (in Diameter) Live Oak Protected Tree and an 11" (in diameter) Southern Magnolia Protected Tree at 2233 Brookside Drive, Gautier. Thomas Holloway, owner**

**Introduced by:**  
**Contact Person/Telephone**

**Chandra Nicholson 497-8000 Ext. 312**

**Summary Explanation: Approval to remove a 21" (in diameter) protected Live Oak tree from the front yard and an 11" (in diameter) protected Southern Magnolia tree from the side yard of 2233 Brookside Drive. Thomas Holloway, owner.**

**EXHIBITS FOR REVIEW**

<b>Resolution</b>	<input checked="" type="checkbox"/>
<b>Ordinance</b>	<input type="checkbox"/>
<b>Contract</b>	<input type="checkbox"/>
<b>Minutes</b>	<input type="checkbox"/>
<b>Plan Maps</b>	<input type="checkbox"/>
<b>Order</b>	<input type="checkbox"/>
<b>Other/Discussion</b>	<input type="checkbox"/>
<b>Submittal Authorization</b>	<b>City Manager</b>

**Staff Recommendation:**  
**Approval**

<b>Motion Made by:</b>													
<b>Gollott</b>	<input type="checkbox"/>	<b>Martin</b>	<input type="checkbox"/>	<b>Jones</b>	<input type="checkbox"/>	<b>Guillotte</b>	<input type="checkbox"/>	<b>Vaughan</b>	<input type="checkbox"/>	<b>Anderson</b>	<input type="checkbox"/>	<b>Colledge</b>	<input type="checkbox"/>

<b>Second Made by:</b>													
<b>Gollott</b>	<input type="checkbox"/>	<b>Martin</b>	<input type="checkbox"/>	<b>Jones</b>	<input type="checkbox"/>	<b>Guillotte</b>	<input type="checkbox"/>	<b>Vaughan</b>	<input type="checkbox"/>	<b>Anderson</b>	<input type="checkbox"/>	<b>Colledge</b>	<input type="checkbox"/>

<b>Voted as follows:</b>		<b>Ayes</b>	<b>Nays</b>	<b>Abstained</b>	<b>Absent</b>
<b>Mayor</b>	<b>Gollott</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>At Large</b>	<b>Martin</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 1</b>	<b>Jones</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 2</b>	<b>Guillotte</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 3</b>	<b>Vaughan</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 4</b>	<b>Anderson</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<b>Ward 5</b>	<b>Colledge</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**Action Taken:**

There came for consideration of the Mayor and Members of the Council of the City of Gautier, Mississippi, the following:

**RESOLUTION NUMBER 000-2015**

**A Resolution Declaring That A Necessity Exists For The Removal of a 21” (in diameter) Protected Live Oak Tree and an 11” (in diameter) Protected Southern Magnolia Tree at 2233 Brookside Drive, Gautier Mississippi**

**WHEREAS**, Section 11.4.5 of the Unified Development Ordinance requires the City Council adopt a resolution finding a necessity for the removal of protected trees; and

**WHEREAS**, to determine whether a request warrants a finding of necessity, the Council shall consider the Comprehensive Plan, the intent of Section 11.4.5 of the Unified Development Ordinance to preserve protected trees, whether the continued preservation of the tree(s) places a significant hardship on the property owner, the continuation of the tree(s) threatens public safety and welfare, and whether all other options for preservation and/or relocation have been explored and found unsatisfactory; and

**WHEREAS**, Thomas Holloway, owner-occupant of said single-family residential property, must remove a 21” (in diameter) Live Oak tree from the front yard an 11” (in diameter) Southern Magnolia from the side yard of the property due to the proximity of the trees with relation to the house; and

**WHEREAS**, in accordance with Section 11.4.5 of the Unified Development Ordinance, owner-occupants of single-family residential homes are not required to prepare and implement a tree mitigation and preservation plan.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Gautier, Mississippi, that:

**SECTION 1.** Finding of Necessity. For the aforesaid reason, this Council hereby finds, determines and declares that a necessity exists with respect to the removal of two protected trees at 2233 Brookside Drive, Gautier, MS 39533, which is a residential property.

**SECTION 2.** Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Motion made by **BLANK**, seconded by **BLANK** and the following vote was recorded:

**AYES:**

**NAYS:**

DULY ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, by the City Council of Gautier, Mississippi.

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**Mayor Gordon Gollott**

**ATTEST:**

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**City Clerk  
Cynthia Russell**