

Misty Oaks Owners Association, Inc.

A Corporation Not-for Profit

Manatee County Florida

A Written Action by the Board of Directors (Installed in office on December 8th, 2020 at the Misty Oaks Owners Association's Annual Meeting)

Resolution No. VI-15: Criteria for approval/disapproval of Tree Removal

In accordance with the "Declaration of Restrictions for Misty Oaks Subdivision" (as currently amended), Article V, Section 15 States: *"No tree, the trunk of which exceeds four inches in diameter at four feet above the natural grade, shall be cut down or otherwise destroyed without the prior consent of the Board".*

Resolved:

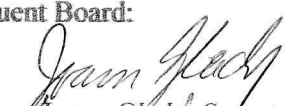
1. Removal of trees meeting the above criteria will be approved if:
 - a) **The tree is dead, diseased or in declining health.**
 - b) **The tree is causing problems with driveways, sidewalks, street lights, sewer service, or structures, which can not be corrected by proper maintenance practices.**
2. The Board reserves the right to require:
 - a) **The property owner substantiate the need for removal by obtaining documentation from an arborist certified by the International Society of Arboriculture or a Florida licensed landscape architect that the tree presents a danger to persons or property that cannot be corrected by proper maintenance.**
 - b) **The property owner plant a replacement tree subject to the specifications below:**
 - i. **The replacement tree must be planted within 60 days of removing the existing tree**
 - ii. **The replacement tree must be graded Florida #1 by Florida Grades and Standards for Nursery Plants.**
 - iii. **Size and species of the replacement tree depends on the existing tree and its location. The list of the approved replacement trees can be found on our website in "Downloads": mistyoaks-palmaire.com**

Done by unanimous written consent of the Misty Oaks Board of Directors, on September 21, 2021 and shall remain in effect until revised by this or a subsequent Board:


Larry Sullivan, President


Michael Regulbuto, Vice President


Michelle Matson, Treasurer


Joann Glady, Secretary


Jim McGuire, Director

Misty Oaks Owners Association

REPLACEMENT TREE REQUIREMENTS

By type of existing tree

CANOPY TREES (produces one main trunk and normally reaches a height of 30 feet or more upon maturity)

Requirements: 2 ½ in. caliper, 25-50 gallon, minimum height 10 feet

- Black Gum Tupelo
- Hickory
- Live Oak, Highrise Oak, Cathedral Live Oak
- Loblolly Bay
- Longleaf Pine
- Red Maple
- Slash Pine
- Southern Magnolia including Little Gem
- Southern Red Cedar
- Sweetbay Magnolia
- Sweetgum (Rotundiloba-seedless)
- Sycamore
- Winged Elm

UNDERSTORY TREES (produces single trunk or multiple trunks and normally reaches a height of less than 30 feet upon maturity)

Requirements: 1 ½ in. caliper, 25-30 gallons, minimum height 6 feet

- Cherry Laurel
- Crepe Myrtle
- Eugenia - natives only
- Golden/Yellow Trumpet
- Holly - Eagleston
- Japanese Blueberry
- Japanese Privet (Ligustrum Japonica)
- Loquat
- Podocarpus - tree form only
- Queen's Crepe Myrtle
- Red Bay
- Shady Lady Black Olive
- Walter's Viburnum - tree form only

PALMS

Requirements: Size of palms at the time of planting will depend on species and location.

- Bismarck Palm
- Canary Island Date Palm
- Chinese Fan Palm
- Needle Palm
- Ribbon Palm
- Sabal-Cabbage Palm
- Foxtail Palm