

EXHIBIT E

Tree Removal, Relocation, and/or Replacement Standards

Before any tree (dead or alive) is removed and before any tree is planted on residential areas, Owners and Neighborhood Associations must first obtain approval from the Architectural Review Committee (ARC) by completing an “ARC Request Form” and submitting to the ARC. Recent Florida Legislation (SB 518) does not provide Owners relief from the ARC process. Listed below are the rules for tree removal and replacement.

A. Tree Removal Rules:

1. The ARC will allow an Owner or Neighborhood Association to remove a tree subject to consideration and approval by the ARC. The ARC Request Form must include the following:
 - a. The exact type of replacement tree(s) required to be planted;
 - b. The exact location of the replacement tree(s); and
 - c. Proof that the tree(s) to be removed is on the requesting Owner’s property.
2. The ARC reserves the right to deny any tree removal request if the tree is deemed to be important to the community.

B. Tree Replacement Rules:

1. It is the general policy that any tree which is removed in the residential areas of Naples Lakes Country Club will be replaced with a similar type tree (i.e., palm for palm, canopy for canopy) from those on the Approved Plant List (Exhibit A of the ARC Standards) and in compliance with the Collier County Land Development Code (LDC).
2. All replacement trees must be planted in a location approved by the ARC.
3. It is possible that some lots have an adequate number of trees and have no place for a replacement as determined by the ARC. No replacement tree will be required under those circumstances.
4. It is also possible that some lots will not have an adequate number of trees and then the ARC may require the Owner or Neighborhood Association to plant more trees in addition to the replacement tree.
 - a. The ARC requires each lot in Tahoe Village to have at least two (2) approved canopy trees, one of which must be native. Each lot in Placid Village will be required to have at least one (1) native canopy tree. All lots will be required to have an appropriate number of palms as determined by the ARC in relationship to the size of the lot.
 - b. Should the ARC determine that the lot does not have an adequate number of trees after removal and the Owner or Neighborhood Association believes they do, the Owner or Neighborhood Association, at their expense, may hire a Florida licensed Landscape Architect to render a written opinion as to whether the lot has an adequate number of trees. The written decision will be binding.
5. In situations where an Owner or Neighborhood Association is asked to remove a tree for safety reasons, the ARC can waive the tree replacement requirement if deemed appropriate.

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- C. The process of reviewing a completed “ARC Request Form” and rendering a decision to approve or disapprove a Request is generally thirty (30) days.
1. In those cases where an Owner or Neighborhood Association is requesting to remove, relocate and/or replace a tree, the ARC will require the Neighborhood Association Board to approve a Request prior to ARC consideration.
- D. When a Request is approved by the respective Neighborhood Association (if applicable) and/or the ARC, the following must be adhered to by the Owner receiving the approval:
1. The Owner is responsible for all costs associated with the tree removal, relocation and/or replacement on the Owner’s property, unless such expense is paid for by the Neighborhood Association (if applicable).
 2. The Owner removing, relocating and/or replacing a tree agrees to indemnify and hold the Naples Lakes Country Club Homeowners Association, Master Association Board of Directors, the ARC and all other Owners harmless from any liability, damage to any property, and expenses arising from the removal, relocation and/or replacement of any tree or subsequent damage that might result from this action.
 3. All work shall be done by a licensed and insured contractor per Collier County and the State of Florida law and requirements.
 4. Stump grinding or removal is required whenever possible.
 5. The Owner or Neighborhood Association is responsible for securing all proper permits with Collier County if required.
 6. The Owner or Neighborhood Association is responsible for all land surveying costs required and all costs for utility and easement locating if required.
 7. The Owner or Neighborhood Association is responsible for installing root barriers or taking other measures to prevent root damage to their property or neighboring properties in accordance with the current Collier County LDC.
 8. Removal, relocation and/or replacement of a tree must be completed within thirty (30) days of the official approval.
 9. Replacement canopy trees must:
 - a. Be a minimum of 10 feet in height from the soil surface;
 - b. Have a minimum caliper of 1¼ inches at least 12 inches above the ground;
 - c. Have a minimum spread of 4 feet;
 - d. Be in a minimum 25-gallon container; and
 - e. Be a Florida #1 tree or better per the Florida Grade Standards.
- E. If a Request is denied by the respective Neighborhood Association Board (if applicable) and/or the ARC, the Owner has the right to submit a written request to the Master Board of Directors within thirty (30) days of the denial, asking to appeal the decision.