

CHAPTER 72. - ENVIRONMENTAL PROTECTION STANDARDS

ARTICLE II. - LANDSCAPING

Sec. 72.11. - Title.

This Article shall constitute and may be cited as the "Landscaping Ordinance" of the City of Vero Beach.

Sec. 72.12. – Purpose and Intent.

It is the purpose and intent of this Article to promote the health, safety, and welfare of existing and future residents and visitors of the City by establishing minimum standards for the design, installation, and maintenance of landscaping within the corporate limits of the City. The requirements of this section are designed to:

- (a) Improve the aesthetic appearance of the City and maintain and increase land values by requiring development to include landscaping and existing vegetation which complements the scale, color, texture, and materials used in the development.
- (b) Promote public safety by using landscaping as an integral element of site design to define and reinforce circulation patterns and to separate vehicular and pedestrian traffic areas.
- (c) Improve environmental quality by requiring landscape materials and areas which: improve air and water quality through photosynthesis and the uptake of minerals and dust; maintain permeable land areas essential to surface water management and aquifer recharge; reduce air, noise, heat, and chemical pollution through the biological filtering capacities of trees and other vegetation; promote energy conservation through the shading of buildings and paved areas, and reduce temperatures through the process of evapotranspiration; and conserve limited freshwater resources through the use of drought resistant plants, mulches, soil amendments, and efficient irrigation systems.
- (d) Promote economic efficiency in the development of limited land resources by using landscaping to provide screening and separation of land uses of differing character and intensity which are otherwise incompatible in close proximity to one another due to visual or physical intrusions.
- (e) Provide direct and increasingly important physical and psychological benefits to human beings through the use of landscaping to reduce noise and glare, to break up the monotony of expansive walls and paved areas, and to soften the harsher aspects of urban development by creating landscape transitions between architectural elements.
- (f) Provide for sound ecological site design which preserves and incorporates native vegetation in the project design and which responds to site-specific environmental factors, thus insuring preservation of the native character of the City and creating landscapes which are less demanding on energy and water resources.

Sec. 72.13. - Applicability.

- (a) *General.* The standards and requirements of this Article shall apply to all development in the City requiring a site plan approval, excluding single-family and duplex residential site plans.

- (b) *Review for compliance.* Review for compliance with the standards of this Article shall occur during review of an application for approval of a Site Plan (Section 64.06) or Code Compliance Certification (Section 64.05), as appropriate.
- (c) *Expansion and enlargement of existing development.* If an existing structure or site is expanded, enlarged, or improved requiring site plan approval pursuant to Section 64.06, additional landscaping shall be provided to meet the minimum requirements of this Article.
 - (1) In reviewing compliance with this subparagraph, the Planning Director may vary or modify this requirement if it is determined, in professional opinion, that upgrading of the landscaping to fully meet the minimum requirements is not in reasonable proportion to the nature and scope of alterations or improvements to the existing structure or site. The landscape upgrades shall be in the following order of priority:
 - a. First, improving treatments along rights-of-way including modifying nonconforming driveway openings;
 - b. Second, providing treatments along property boundaries;
 - c. Third, reducing expansive paved areas and defining circulation patterns with planting islands;
 - d. Fourth, framing and accenting buildings in accordance with this Article.
 - (2) As part of this review, the Planning Director may require removal of pavement, development of "dead" areas or extra parking space areas for landscaping areas, reconfiguration and restriping of parking areas, and any other reasonable and necessary physical improvements to meet the landscape requirements to the greatest extent practicable.
 - (3) In making such a determination, the Planning Director must find that the modifications approved are consistent with the intent of this Article, are not in conflict with the policies of the Comprehensive Plan, and will not adversely impact adjoining properties.
- (d) *Landscape plan required.* To ensure compliance with the standards of this Article, a landscape plan demonstrating how landscaping will be planted on a development site shall be included as a part of any application for approval of a Site Plan (Section 64.06) or Code Compliance Certification (Section 64.05), as appropriate. Landscape plans shall be designed by a landscape professional or signed and sealed by a landscape professional. All elements of the landscape design shall be selected not only for their functional value but for their aesthetic value as well and must complement the design as a whole. All elements of the proposed landscape design, including existing vegetation, shall be shown on the landscape plan. The location, species, height, spread, spacing, and quality of each element shall be specified. Plant species specified on a landscape plan that has been approved pursuant to this Article shall not be changed without prior approval of the Planning Director. The Planning Director may waive the requirement of a landscape plan during a code compliance certification review, if it is determined that proposed improvements will not alter the approved landscape plan or require additional landscaping pursuant to this Article.

Sec. 72.14. - Minimum landscaping requirements.

- (a) *Application of requirements.* The landscaping requirements of this section shall be cumulative and provided on the site to the extent applicable for development or construction subject to this Article.
- (b) *Minimum landscaping areas.* All developments shall have the following landscaped areas:
 - (1) *Property perimeters adjacent to rights-of-way.* Whenever any off-street parking facility, stormwater facility, or building structure is to be located on the site such that it is adjacent to a right-of-way, a landscape area at least ten feet in width located between the right-of-way and the off-street parking facilities, stormwater facilities, and building structures with the following landscaping treatment:
 - a. The required landscaping areas for property perimeters adjacent to rights-of-way shall be landscaped to the specifications pursuant to Sec. 72.16.
 - b. In addition to the landscaping specifications in Sec. 72.16, landscaping areas for off-street parking facilities adjacent to rights-of-way shall be landscaped to the specifications pursuant to Sec. 72.15(b).
 - c. Maximum of 15 percent of the landscape area adjacent to rights-of-way, excluding permitted driveways, may be used for walks, signs, fountains, or other hardscape amenities.
 - (2) *Property perimeters adjacent to abutting property.* Whenever any off-street parking facility, stormwater facility, or building structure is to be located on the site such that it is adjacent to abutting property, a landscape area at least five feet in width located between the abutting property and the off-street parking areas, stormwater facility, or building structure with landscaping specifications pursuant to Sec. 72.16.
 - (3) *Building perimeters.* Except for building perimeters not visible from any rights-of-way or required vehicular use area, all other building perimeters shall comply with the following:
 - a. Continuous landscape areas shall be located adjacent to all building perimeters at a minimum width of five feet.
 - b. *Building setbacks.* In a the zoning district that requires a building setback in a particular yard that is less than the required property perimeter landscape area or does not require a building setback, the building perimeter landscape areas shall not exceed the required building setback in that particular yard.
 - c. The required landscaping area required for building perimeters shall be landscaped to the specifications pursuant to Sec. 72.16.
 - d. Pedestrian walkways not over six feet wide may be located adjacent and parallel to the building. The building perimeter landscape area shall be located adjacent to the outside of the walkway.
 - (4) *Off-street parking areas.* In addition to the perimeter landscape requirements above, landscape areas shall be provided in the interior of all off-street parking areas pursuant to Section 72.15, as a means of mitigating the parking area's microclimate and visual impacts.

- (5) *Other open space areas.* For non-residential development, the required open space in addition to the landscape areas provided above, landscaping specifications pursuant to Sec. 72.16 shall be provided in all other required open space areas.
- (c) *Adjacent landscape areas.* Landscape areas for building perimeters may be applied towards perimeter buffer standards, provided the minimum landscape areas of this Article are met.
- (d) *Nonconforming driveways and driveways being abandoned as part of redevelopment.* On sites that are being expanded, enlarged, or improved requiring site plan approval pursuant to Section 64.06, existing nonconforming driveway widths shall be rebuilt to meet current vehicle access and driveway standards pursuant to Chapter 71, Article II, Mobility and Access. Driveways in the adjacent right-of-way which are to be abandoned as part of the redevelopment of the property shall be removed and replaced with sod within the public street and landscaped pursuant to the specifications in Section 72.16 on the site.
- (e) *Side or rear perimeter landscape areas abutting conforming nonresidential development or districts.* Property perimeter, building perimeter, and off-street parking area landscape areas located in the side or rear yard of a site that abuts existing conforming nonresidential development(s), upon approval of the Planning Director, may be transferred to an alternative location on the site if the design would be better served.

Sec. 72.15. – Off-street parking area landscaping.

- (a) *Interior landscaping standards.* Except for vehicle display areas, the off-street parking area shall provide and maintain landscape areas within the interior of the vehicular use area in accordance with the following standards:
 - (1) Landscape islands shall be located at the end of each row of parking spaces.
 - (2) Landscape areas shall be distributed so that rows of parking between any two landscaped islands contain an average of 15 or fewer contiguous spaces.
 - (3) Interior aisleway intersections shall be defined by landscape islands.
 - (4) The minimum area for interior landscape areas shall be 140 square feet, with a minimum dimension of nine feet. Landscape islands shall be designed without any sharp corners by using a minimum three-foot transition radius between any two sides.
 - (5) Interior landscape islands are not required for vehicular storage yards or vehicular display areas.
 - (6) Driveway medians without shrubs shall be at least four feet wide and driveway medians with shrubs or trees shall be at least six feet wide.
 - (7) The Planning Director may vary or modify the interior landscape area requirements for off-street parking areas if it is determined, in professional opinion, to fully meet the minimum requirements is not in reasonable proportion to the nature and scope of the project.

Figure 72.1: Vehicular use area configuration.

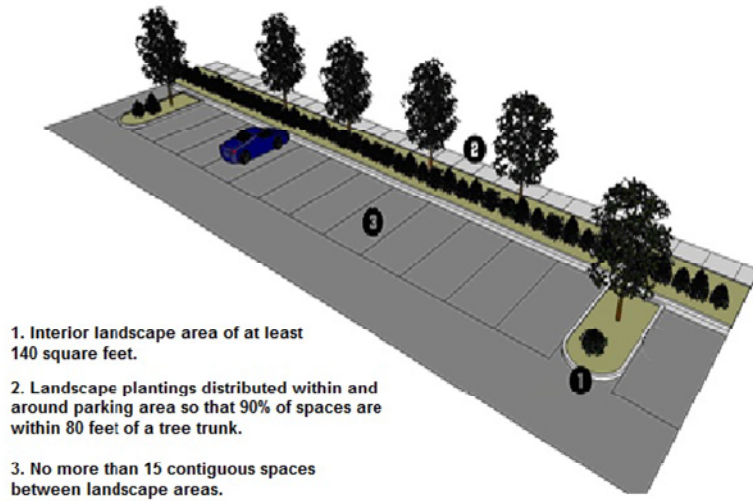
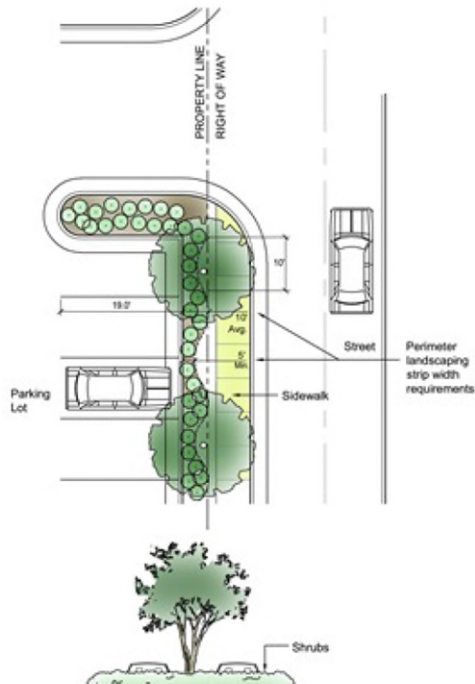


Figure 72.2: Perimeter Landscaping Strip



(b) *Perimeter landscaping areas.* Perimeter landscaping areas for vehicular use area shall form a continuous, opaque visual screen, excluding required sight clearances at driveways, pursuant to the following standards (See Figure 72.2, Perimeter Landscaping Strip.):

- (1) Evergreen shrubs shall be used to form the continuous, year-round, opaque visual screen in the perimeter landscaping strip.
- (2) Shrubs associated with the perimeter landscaping strip shall be maintained at a minimum height of three feet above the surface elevation of the adjacent vehicular use area within four years of planting. To allow security surveillance of parking areas, the maximum height of shrubs in the perimeter landscaping strip shall be five feet.

- (3) The perimeter landscaping strip shall allow compliance with Section 71.18, Obstruction to vision at intersections.
- (c) *Protection of landscaping areas.* All landscaping areas, including property perimeter and building perimeter landscaping areas, shall be protected from vehicle damage by the installation of curbing, wheel stops, or other comparable methods. The parking stall depth and location of the curbing or wheel stop shall be consistent with the parking design criteria in Section 63.09. The landscape area of the vehicular overhang shall be planted with low plant materials, such as ground cover. This standard shall not prohibit the use of planting areas as on-site low impact stormwater management devices.

Sec. 72.16. - Landscaping specifications.

- (a) *Generally.* The following standards shall apply to all landscaping and plant materials installed on the site:
 - (1) All plant material shall be Florida Grade No. 1 or better in quality as established by the Florida Department of Agriculture and Consumer Services and shall be free from all disease, insects, and other pests.
 - (2) The "Florida-friendly Plant Database" published by the University of Florida is hereby adopted and shall provide the standards for acceptable native, drought tolerant, and salt tolerant tree, palm, shrub, and other plant species.
 - (3) At least 50 percent of required plant material shall be drought-tolerant species.
 - (4) At least 50 percent of required plant material shall be native Florida species.
 - (5) At least 50 percent of required plant material on Orchid Island shall be high salt-tolerant species.
 - (6) Any exotic invasive species, listed as a Category I invasive plant by the Florida Invasive Species Council (FISC) shall be removed from the site.
- (b) *Planting Design and Distribution.*
 - (1) Landscape areas shall be designed with an emphasis on aesthetic appeal, function, safety, appropriateness to site conditions, and water conservation. The grouping of plants with similar water requirements is encouraged.
 - (2) All landscape areas shall have at least three plant species per area, one of which shall be a tree.
 - (3) *Trees.* The following standards shall apply to all required trees installed on the site:
 - a. The latest edition of "Grades and Standards for Nursery Plants" published by the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, is hereby adopted and shall provide the minimum specifications for trees.
 - b. The number of canopy and understory trees on a site shall meet the minimums established in Table 72.1. The latest edition of "Central Florida Tree Selection Chart" published by the Florida Urban Forestry Council and the "Florida-friendly Plant Database" published by the University of Florida are hereby adopted and are the primary references for canopy and understory tree classification.

Table 72.1: Required Trees

Landscape Area Depth	Number of Canopy Trees (Per 40 Lineal Feet or Portion Thereof)¹	Number of Understory Trees (Per 80 Lineal Feet or Portion Thereof)
0-15 feet	1	1
+15'-30 feet	2	2
+30'-40 feet	3	3
+40 feet	4	4
<p>NOTES: 1. Where overhead utility lines are within 25 feet of required canopy tree trunks, understory trees shall be substituted at a rate of 1.5 understory trees for each required canopy tree.</p>		

- c. *Existing trees and palms.* Existing protected trees and palms on site that are in good health and sound structural condition, which meet the standards for trees and palms required to be installed pursuant to a landscaping plan, may be counted toward meeting the minimum number of tree requirements of this Article.
- d. Trees shall be preserved and planted as necessary to create a continuous appearance of trees across the property frontage, except as follows:
 - i. Tree trunks may be kept out of a visibility zone for permitted ground signs. The visibility zone is that area within the triangle created by connecting a point on each side and 50 feet from the center of the sign along the front property line, to the rear of the sign panel. Within this area additional shrubbery plantings shall be used if the tree(s) cannot reasonably be shifted and fit elsewhere in the front landscape area.
 - ii. Properties that have only facade signs on the building may use additional shrubbery plantings in front of the wall or projecting sign for a distance of 50 feet in either direction as measured from the middle of the sign.
 - iii. Properties with both freestanding and facade signs must follow the rules for the freestanding sign, with no visibility zone permitted for the façade signs.
- e. A variety of tree species shall be provided in accordance with the Table 72.2.

Table 72.2: Tree Species Variety

Number of Trees Required	Number of Species Required
1—5	1
6—10	2
11—20	3
21—30	4
31+	5

- f. Palm trees shall satisfy no more than 25 percent of the required tree count, except that palms may be used exclusively on sites subject to salt spray exposure on Orchid Island. When used to satisfy any portion of the tree requirement, a grouping of three or more palms or a single palm that has or will have a crown spread of at least 15 feet at maturity may be substituted for each required canopy tree. Such palms shall have a minimum height of 12 feet at the time of planting.
 - g. Only understory trees are required in the building perimeter landscape area and may be placed at the corners of the building and along the building facade so that there is at least one tree per building side and no more than 50 lineal feet of wall between trees.
 - h. All trees shall be installed in their natural state with only necessary minor pruning.
- (4) *Shrubs and hedges.* The following standards shall apply to required shrubs and hedges installed in required landscape areas on the site:
- a. At least 25 percent of the site's total required landscape area shall be covered by a combination of shrubs, ground covers, or accent plantings in any combination, provided that at least 50 percent of the total required materials are shrubs.
 - b. Plant material shall be a minimum of 24 inches in height at the time of planting.
 - c. Plants shall be installed no more than 30 inches on center.
 - d. A minimum of one accent shrub is required for each linear foot of perimeter landscape areas adjacent to rights-of-way.
 - e. Plant material may be planted in groupings so long as at least the minimum number of required plants is provided.
- (5) *Ground cover and accent plantings.* The following standards shall apply to ground cover and accent plantings installed in required landscape areas on the site:
- a. All required ground cover plant material shall be planted in such a manner and in sufficient quantity to achieve 100 percent coverage within 180 days.
 - b. At least 15 percent of the required perimeter landscape area adjacent rights-of-way shall use accent plantings located around signage, flanking driveways, at property and building corners, or elsewhere to present a balanced and colorful accent to the remaining landscaped area.
 - c. Lawn grass shall not be used as a landscape area material in more than 25% of the required landscape areas, except for stormwater facilities in open space areas.
- (c) *Materials Specifications.*
- (1) The planting soil throughout the full depth and width of the planter areas shall be free of weeds, debris, and noxious materials and shall consist of a friable, well-drained soil which contains enough organic material and nutrients to promote and sustain plant health and growth. Compacted and deleterious materials such as but not limited to shell, limerock, and stone shall be excavated and removed from the planting areas. A soil analysis may be required to determine if soil amendments such as peat, topsoil, compost, sand, lime, sulfur, or fertilizers will be required.

- (2) All plant materials to be installed shall be nursery grown and root pruned stock free of insects, disease, and defects and shall satisfy the requirements of Florida grade no. 1 quality or better as defined in the most current edition of Grades and Standards for Nursery Plants, Florida Department of Agriculture and Consumer Services.
 - (3) Canopy trees shall have a minimum three (3) inch caliper and a minimum height of ten feet at the time of planting, and shall be species capable of reaching a minimum height of 25 feet and crown spread of 15 feet at maturity.
 - (4) Understory trees shall have a minimum 1.5 inch caliper and a minimum height of eight feet at the time of planting. Palm trees shall have a minimum clear trunk of six feet at the time of planting.
 - (5) Shrubs used as required screening for off-street parking areas shall be a minimum of two feet high at the time of planting and be species capable of reaching a height of three feet within two years. Shrubs used for the required screening of properties, uses, or storage areas shall be a minimum of three feet in height at the time of planting and be species capable of reaching a height of six feet within four years.
 - (6) Ground covers shall be species which attain a maximum average height of one foot at maturity and shall be spaced no greater than 1.5 feet on center. Vines shall be a minimum of 2.5 feet in height at the time of planting and physically supported to allow normal growth.
 - (7) Lawn grass shall be sodded.
 - (8) All shrubbery, ground cover, and vine planting beds shall be mulched with standard mulch materials such as shredded cypress bark, pine bark chips, pine straw, or decorative stone to prevent invasion of other plant species and weeds, to absorb and retain moisture for the benefit of the plants, to prevent erosion, to enrich the soil, to provide protection from maintenance equipment, and to present a neat and orderly appearance of the landscaped area.
 - (9) The irrigation system shall be a complete unit produced by acceptable manufacturer's materials and standard procedures.
 - (10) All hardscape improvements such as pavement, curbing, sidewalks, walls, and fences shall be constructed with the highest quality materials and workmanship. The top of curbing shall run parallel to the adjacent pavement, and the sides shall run straight and true except for allowable smooth radii. All surfaces of the curbing shall be smooth and all corners eased to prevent chipping.
- (d) *Installation Specifications and Requirements.*
- (1) All materials installed shall conform to the approved landscape plan. If any changes of materials are desired, amended plans must be submitted and approved before installation.
 - (2) Planting soil shall be placed throughout the planting hole for each plant in an area at least twice as wide as the plant ball and 1.5 times the depth of the plant ball. Backfill shall be thoroughly watered in as it is placed around the roots.

- (3) All plant materials shall be installed plumb and at their original soil level in accordance with accepted planting procedures. All plant materials shall be properly fertilized at the time of installation.
- (4) Any wrapping materials around root balls shall be slit after placement in the planting hole to allow the roots to grow and expand. After backfilling, all wire, straps, and wrapping shall be removed from the top one-third of the plant ball.
- (5) All newly planted trees shall be staked and guyed immediately after installation and shall remain supported until the root systems and the trunk have established themselves to adequately support the tree. Trees in lawn areas shall be protected from lawn equipment by a mulch bed around the base of the tree.
- (6) Sod shall be placed with staggered and closely butted joints.
- (7) Mulch beds shall have a uniform coverage and a minimum depth of three inches to retain moisture and keep down weeds.
- (8) Areas of native vegetation to be preserved shall not be encroached upon or damaged during construction by any activities above or below ground. Visible barricades shall be placed around these areas and they shall be kept clear of all construction materials, traffic, and debris.
- (9) Curb cuts and driveway aprons which are abandoned shall be removed and replaced with standard curbing and sod.
- (10) Main irrigation pipelines shall be buried with a minimum cover of 1.5 feet. All other lines shall have a minimum cover of one foot. All pipe and wiring under paving shall be placed in schedule 40 PVC sleeves or the equivalent and shall be placed at least 1.5 feet below finished grade for the full length of the pavement. All heads shall be set plumb and securely in place. Heads on risers of one foot or greater above grade shall be rigidly secured using an angle iron stake and two stainless steel clamps. Risers shall not exceed the height of the adjacent plants and shall be schedule 40 PVC or equivalent material painted a permanent flat green or black color. All risers shall be set six inches in from adjacent curbs or paved areas.

(e) *Irrigation.*

- (1) Permanent underground irrigation systems shall be provided for all landscape areas, except preserved areas of existing vegetation. The City may allow a temporary irrigation system for landscape areas that utilize drought tolerant plant materials as identified in the plant list which may be obtained in the development services department.
- (2) The irrigation system shall supply appropriate amounts of water for all plant materials according to their water needs without overwatering or undue water loss. Overspraying onto vehicular or pedestrian areas is prohibited. Separate zones shall be provided for turf and nonturf areas. A moisture or rain sensor to automatically shut off the system shall be provided to prevent unnecessary watering.
- (3) Sprinkler heads on the same circuits shall have matched precipitation rates. Pressure compensating devices or heads shall be used to prevent excessive loss of water from

dissipation by winds where anticipated. Sprinkler heads shall be spaced so that spray patterns overlap by at least 75 percent.

- (4) Micro-irrigation systems are encouraged to efficiently water plant materials while reducing the demand on water resources.
- (f) *Existing vegetation.* Existing healthy, well-formed canopy, understory, specimen, and historic trees as well as healthy shrubs shall be credited toward the requirements of this Section, provided the vegetation meets the minimum size standards of this Section, and is protected before and during development of the site, and maintained thereafter in a healthy growing condition.
- (g) *Stabilization.* All required landscape planting areas shall be stabilized and maintained with lawn, ground covers, mulches, or other approved materials to prevent soil erosion and allow rainwater infiltration.
- (h) *Easements.* Nothing except groundcover or shrubs shall be planted or installed within any utility easement without the consent of the utility provider, easement holder, or the City, as appropriate.

Sec. 72.17. - Modification of requirements.

The Planning Director may modify or vary the requirements of this Article, if in their professional opinion, all the following conditions exist:

- (1) The physical characteristics of the site and surrounding properties make strict compliance with the requirements of this Article impractical and unreasonably burdensome to the applicant;
- (2) The modifications approved are consistent with the intent of this Article and are not in conflict with the policies of the Comprehensive Plan; and
- (3) The modifications approved will not adversely impact adjoining properties.

Sec. 72.18. - Final inspection required.

On all projects requiring landscape plan approval pursuant to this Article, a final landscape inspection and approval shall be required prior to the issuance of a certificate of occupancy pursuant to the following requirements:

- (a) *Landscape installation seal and affidavit.* The landscape professional of record must submit a sealed and signed affidavit that verifies the landscaping has been installed according to the plan. The affidavit shall specifically indicate that plants were installed as specified by the landscape plan, that irrigation system was installed as designed, and that an irrigation audit has been performed.
- (b) No certificate of occupancy shall be issued until all required landscaping is completed in strict compliance with the approved landscape plan and the requirements of this Article as determined through an on-site inspection.

Sec. 72.19. - Continuing maintenance required.

Any person owning or occupying the site shall have the continuing duty and obligation to maintain or cause the maintenance of all landscape, irrigation, and hardscape improvements

required pursuant to this Article by the approved landscape plan or this Code in compliance with the following minimum maintenance standards:

- (a) *Responsibility for maintenance.* This maintenance requirement shall run with the land and shall be the responsibility of any subsequent owners and tenants of the land. It is the responsibility of the owner to notify any subsequent owners of the land of this responsibility.
- (b) *General requirements.* Landscape areas and site improvements shall be maintained in good condition for a healthy, neat, and orderly appearance and shall be kept free from weeds and debris. All plant materials shall be maintained in a healthy and vigorous condition through proper irrigation, fertilization, pruning, weeding, mowing, and other standard horticultural practices so as to grow to their normal shape, color, and height, and to fulfill the required functions of screening, shading, buffering, and aesthetic appeal set forth by the City. The hat-racking of trees is prohibited. All dead plants shall be replaced. All damaged plants including lawn grass shall be replaced or restored. Mulch shall be at the proper coverage and depth.
- (c) *Irrigation system.* The irrigation system shall be fully operational and shall be operated on a regular basis to provide the appropriate amount of water to the plant materials to maintain adequate plant health and growth without overwatering.
- (d) *Pavement, curbing, wheel stops, and other hardscape.* Pavement, curbing, wheel stops, and other hardscape improvements shall be sound and in place. If it is determined by maintenance inspections that such curbs are insufficient to prevent vehicular encroachment, then installation of bollards or similar devices substantial enough to prohibit encroachment may be required. Any such fixtures shall be architecturally consistent with other site fixtures and structures for materials and colors.
- (e) *Maintenance violations.* The City shall notify the land owner and tenant in writing of any maintenance violations. Upon notification of a maintenance violation, the land owner, tenant, or authorized agent shall correct the violation within 30 days. Where immediate attention and care may restore damaged plants, the landowner or tenant shall submit a treatment narrative and schedule prepared by a registered landscape architect or a local nursery professional. If the treatment plan and procedures fail to restore the plants to vigorous growth to meet their normal growth habit and the original design intent within 90 days, then the plants must be replaced.

Secs. 72.20. - Reserved.