



October 2, 2022 9:30 am

Trees Fallen on Resident Property from the Golf Course

Dear Residents,

I received the following email this morning from Country Club management.

On Sun, Oct 2, 2022 at 9:04 AM Shay Hawkinberry
gcpghay@yahoo.com wrote:

Linda,

I have been inundated with phone calls from residents about trees down in the neighborhood. I thought you might want to share with residents via email or Facebook what our insurance company shared with us, Florida's Tree Law. This should help curb any disagreements over who's responsibility it is to clean up a fallen tree, or one that damaged a neighbor's property.

"Under Florida's Tree Law, the health of the tree determines who is responsible when that tree falls and/or causes damage to a neighboring property. Gallo, 512 So. 2d at 216. As long as the tree was not dead at the time it fell, a landowner is not liable for damage caused if the tree falls down onto a neighboring property.

Homeowners are responsible for removing the fallen tree from their own property even if the tree trunk is on a neighbor's property." A homeowners insurance policy should cover the removal and/or damage caused. The golf course's insurance policy will not cover fallen trees on a residential homeowner's property.

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