

TIGARD MUNICIPAL CODE

Chapter 8.14 TREES THAT WERE PLANTED USING THE URBAN FORESTRY FUND

Sections:

- 8.14.010 Purpose**
- 8.14.020 General Provisions**
- 8.14.030 Maintenance of Trees That Were Planted Using the Urban Forestry Fund**
- 8.14.040 Removal of Trees That Were Planted Using the Urban Forestry Fund**

8.14.010 Purpose

The purpose of this chapter is to establish standards and procedures for the maintenance, removal and replacement of trees that were planted using the Urban Forestry Fund:

A. To maintain the environmental, aesthetic, social and economic benefits provided by trees;

B. To replace trees that were removed with past development; and

C. To ensure public funds for tree planting are invested wisely by requiring ongoing maintenance and replacement as a condition of expenditure. (Ord. 12-11 §1)

8.14.020 General Provisions

A. The provisions of this chapter do not apply unless there is substantial evidence that one of the following situations exists:

1. Trees were planted using the Urban Forestry Fund Number 260 after [insert date of adoption]; and

2. Trees were required as replacements for trees in subsection A.1 of this section.

B. Determination of Applicability or Exemption. The city manager or designee shall utilize all available records and data when determining whether a tree is subject to the provisions of this chapter. (Ord. 12-11 §1)

8.14.030 Maintenance of Trees That Were Planted Using the Urban Forestry Fund

A. Trees subject to the provisions of this chapter and trees that were required to be planted as replacement trees by the provisions of this chapter shall be maintained in a manner consistent with tree care industry standards and shall be maintained so as not to become hazard trees as defined in Chapter 8.02 of the Tigard Municipal Code.

B. If any tree subject to the provisions of this chapter dies within three years after planting, it shall be removed and replaced in accordance with the previous permit approval. The removal of trees that were planted using the Urban Forestry Fund provisions (Section 8.14.040 of this chapter) shall not apply to tree removal and replacement in accordance with this subsection. (Ord. 12-11 §1)

8.14.040 Removal of Trees That Were Planted Using the Urban Forestry Fund

Except as exempted by Section 8.14.030.B of this chapter, no person shall remove any tree subject to the provisions of this chapter without prior written approval obtained either through:

A. The City Manager Decision Making Procedures detailed in Section 8.04.020 using the approval criteria in the Urban Forestry Fund Tree

TIGARD MUNICIPAL CODE

Removal Standards in the Urban Forestry Manual;
or

B. The City Board or Committee Decision
Making Procedures detailed in Section 8.04.030.
(Ord. 12-11 §1) ■