

**Phase 1: Technical and Minor Policy Amendments to Title 11
Sample Amendments**

Issue	Description	Code Section
Clarify Public Hearings process for Heritage trees	There is no clear hearing process for Heritage trees. 11.40 states that HT's are exempt from the Chapter and points back to 11.20 for a public hearing, but there is not a hearing process defined as there is for appeals.	11.20.000
Grant City Forester authority to add Heritage Trees to property deeds	One of the challenges with Heritage Trees has been informing property owners of the HT status when property is sold. Title 11 indicates that the PO is responsible for recording this information on the deed, however, there are 140+ trees where this hasn't happened.	11.20.060
Grant City Forester authority to approve removal of dead Heritage Trees without UFC consent.	UFC consent is required prior to the removal of a heritage tree. Proposal is to allow City Forester to remove both dead and dangerous trees without first going to the UFC.	11.20.060.1
Restrict new information being submitted at an appeal hearing	New information at an appeal hearing will result in the determination being delayed. It would be more efficient to simply not allow new information.	11.30.050.D.3.c
Tree Removal Type B Permits and Groves	The code does not provide enough flexibility to allow UF to assess tree removal for groves when some of the trees are large/healthy and others are small, DDD. Removing the small or DDD trees could comprise the larger trees so in some cases shouldn't be allowed to be removed.	11.40.000
Clarify definition for 'removal'	Removal is currently defined as making a tree dead, This leaves it unclear if you can 'remove' a tree that is already dead. If you can not remove a dead tree then no permit is needed for a tree that meets the definition of 'dead'. Consider reworking the definition to align better with the Tree Removal Specification.	11.60.050 11.80.020.B.20.c
Enforcement Authority	Allow liens to be placed on property when violation is not resolved	11.70.000
Clarify that injuring a regulated tree is a prohibited action	The current wording of 11.70.050.B leaves it unclear if injuries such as drowning, smothering, or damaging a regulated tree is a prohibited action. This code only says it is prohibited to do without a permit. There are no permits for some of the listed actions. Either the new prohibited action should be added or a new catch all non development permit requirement should be added for "any activity that causes injury to a regulated tree". Street and city trees have this protection, but not private trees.	11.70.050 11.40.050
Allow City Forester to extend deadline for Administrative Reviews	Administrative Reviews of 11.70.120 must be submitted within 15 days of a notice. The City Forester has seen cases where 15 days was insufficient for the responsible party to reply (out of town, language barrier, etc.). Amend the code to allow the City Forester to extend the deadline for good cause, similar to Code hearings officer ability listed in 22.10.030.A	11.70.120.A
Include Public Nuisance definition in Title 11 definitions	While the enforcement chapter refers to a nuisance it never defines nuisance in the definitions. May want to consider directing readers to Title 29.20.010.4	11.80.000
Definition of a Dangerous Tree	The current definition of a "dangerous tree" should be revised to clarify the City Forester's authority to deem a tree dangerous because it is likely to injure/damage the health of the urban forest.	11.80.36.b