

**Attachment H: Title 11, Tree Code Compared to Title 33.430, Environmental Zones**

	<b>Tree Code – Title 11</b>	<b>Environmental Zones – Chapter 33.430</b>
Where rules apply	Applies to all property in City of Portland, except for industrial-zoned lots and county pockets, such as the Riverdale-Dunthorpe area.	Applies only within the conservation and protection overlay zones. The overlay zones are applied to high and medium ranked natural resources as designated by the Natural Resources Inventory. Single trees more than 50 feet from water bodies or not part of a larger forest patch are typically not included in an ezone.
Size regulated	Trees ≥12” dbh are subject to permitting requirements	Trees ≥6” dbh are subject to permitting requirements
Pruning	No permit required for trees on private property outside ezones. Topping or techniques that could endanger health of tree are prohibited.	Ezone code requires pruning to be conducted in accordance with Title 11 rules and regulations: <ul style="list-style-type: none"> <li>• Native trees – Permit is required to prune. Up to 5 native trees may be pruned per 10,000 ft<sup>2</sup> of site area per year.</li> <li>• Trees and tree branches that are within 10 feet of buildings are exempt from permitting requirements.</li> <li>• In wildfire hazard zones (which encompass the majority of Ezones) pruning of coniferous trees that are located within 30 feet of structures is exempt from permitting requirements.</li> <li>• Non-native trees – No pruning permit required.</li> </ul>
Tree Removal – When there is no associated development	Removal allowed by permit, but mitigation required. Permit will be issued if trees meet the following standards: <ul style="list-style-type: none"> <li>• Dead, dying and dangerous trees; or</li> <li>• Trees within 10’ of a building; or</li> <li>• Nuisance Species Trees.</li> <li>• Permits may be issued for up to 4 healthy &lt;20” dbh trees per year per site.</li> </ul>	Removal allowed by, but mitigation required. Permit will be issued if trees meet the following exemptions: <ul style="list-style-type: none"> <li>• Dead, dying and dangerous trees; or</li> <li>• Trees within 10’ of a building; or</li> <li>• Non-native trees; or</li> <li>• Trees listed on nuisance plant list.</li> <li>• Tree removal in Ezones is subject to Title 11 rules.</li> </ul>

	<b>Tree Code – Title 11</b>	<b>Environmental Zones – Chapter 33.430</b>
Tree Removal – New development or alteration to existing development	<p>2/3 of non-exempt trees on a site can be removed without mitigation. Removal of any of the remaining 1/3 of trees requires mitigation.</p> <p>Removal of any tree that is greater than 36” dbh requires mitigation.</p>	<p>Removal of native trees is subject to standards:</p> <ul style="list-style-type: none"> <li>• Cumulative removal of native trees that are &gt;6” dbh cannot exceed 225”.</li> <li>• The trees that are removed must be within 10 feet of proposed buildings, structures, driveways or right-of-way improvements or to create a 500 ft<sup>2</sup> cleared area for a garden or play area.</li> <li>• Mitigation is required for each tree that is removed.</li> </ul> <p>Environmental review is required when development proposals cannot meet standards.</p> <p>Standards allow for the unlimited removal of non-native and/or nuisance trees within Ezones if Title 11 rules are followed. Permitting and mitigation is required for the removal of non-native and nuisance trees in Ezones.</p>