

# Montrose: *Code language referring to public trees – 2015*

## **Chapter 2 - ADMINISTRATION**

- **Sec. 2-48. - Department of public services.**

(a)

The department of public services includes the following functions and responsibilities:

(1)

Maintaining and repairing infrastructure and appliances owned or controlled by the city, including but not limited to the roadways, the sidewalks, the curb and gutters, the water supply and distribution system including hydrants, sewage collection system and stormwater collection system;

(2)

Installing and maintaining facilities in and along the rights-of-way of and within the city, including, but not limited to, traffic signs and signals, directional signs and street name signs;

(3)

Maintaining city-owned parks, playgrounds and swimming pools;

(4)

Maintaining and, when necessary, planting **trees** and other vegetation on rights-of-way; and

(5)

Any other functions and responsibilities that may be assigned to this department by the ordinances and resolutions adopted by the city council.

(b)

In addition to the administrative officers named in article IV of the City Charter, the city council creates the officer position of director of public works. The city council determines the director's compensation.

(c)

The department of public works will be headed by the director of public works, who will be selected on the basis of administrative and supervisory qualifications with special reference to training and experience and without regard to political or religious preferences and appointed according to the provisions of the City Charter, [section 4-207](#)

(d)

The manager with the approval of the city council will appoint a qualified person to serve as acting director during the absence of the director from the administrative office when such absence is for a period longer than two weeks.

*(Ord. No. 377, § 5, 9-14-2004)*

## **Chapter 105 - SUBDIVISIONS AND OTHER DIVISIONS OF LAND**

- **Sec. 105-128. - Other improvements.**

(a)

*Sidewalks.* All sidewalks shall be constructed in conformance [chapter 50](#), article II of this Code.

(b)

**Trees.** **Trees** shall not be planted in existing or planned rights-of-way.

(c)

*Street signs.* Street name signs shall be placed at all street intersections and shall be of a permanent weather-resistant construction with street name visible from two directions in accordance with details and specifications prescribed by the city council.

(d)

*Monuments.* Monuments shall be placed at all block corners, angle points, points of curves in streets, and at intermediate points as shall be required by the city engineer. The monuments shall be of such material, size, and length as may be approved by the city engineer.

(Ord. No. 266, § 4.3, 10-10-1995)

## **ARTICLE 16. - LANDSCAPING STANDARDS**

### **• Sec. 16.3. - Landscaping design standards.**

All portions of a lot or parcel area not covered by buildings, paving, or other impervious surfaces shall be landscaped with vegetative ground cover and other ornamental materials as required below, except where specific landscape elements such as greenbelts, berms, or screening are required.

1.

All portions of the landscaped area shall be planted with grass, ground cover, shrubbery, or other suitable plant material, except that paved patios, terraces, sidewalks, and similarly site features may be incorporated with planning commission [now planning board—see Charter [§ 5-201](#)] approval.

2.

A mixture of evergreen and deciduous **trees** shall be planted at the rate of one **tree** per 3,000 square feet or portion of landscaped open space area.

3.

Required **trees** and shrubs may be planted at uniform intervals, at random, or in groupings.

4.

Existing vegetation may be used to satisfy the requirements of this section provided they are marked "to remain" on the site plan and are protected during construction. Any **tree** marked "to remain" that is destroyed, must be replaced with trees that meet ordinance requirements.

(Ord. No. 308, § 4, 5-13-1997)

### **• Sec. 16.4. - General landscape material standards.**

[A.]

*Minimum plant material standards.*

1.

All plant material shall be hardy to the county, be free of disease and insects, and conform to the American Standard for Nursery Stock of the American Association of Nurserymen. The overall landscape plan shall not contain more than 33 percent of any one plant species.

2.

All plant material shall be installed in such a manner so as not to alter drainage patterns on site or to adjacent properties, or obstruct vision or safety of ingress or egress.

3.

All plant material shall be planted in a manner so as to not cause damage to utility lines (above and below ground) and public roadways.

4.

Minimum plant sizes at time of installation (caliper measured six inches above grade level):

	Size	Min. spacing
Deciduous canopy tree	2½-inch caliper	25 feet
Deciduous ornamental tree	2-inch caliper	20 feet
Evergreen tree	6-foot height	20 feet
Deciduous shrub	2-foot height	6 feet
Upright evergreen shrub	2-foot height	8 feet
Spreading evergreen shrub	18—24 inch spread	6 feet

5. The majority of the installed plant material shall achieve its horizontal and vertical screening affect within four years of initial installation, or be replaced at the direction of the zoning administrator.
6. Areas which are intended to be landscaped shall be provided with a minimum topsoil depth of 1½ inches.
7. The following trees are not permitted as they split easily; their wood is brittle and breaks easily; their roots clog drains and sewers; and they are unusually susceptible to disease or insect pests:

Common name	Botanical name
Box elder	Acer negundo
Ginkgo	Ginkgo biloba (female only)
Honey locust (with thorns)	Gleditsia triacanthos (with thorns)
Mulberry	Morus species
Poplars	Populus species
Black locust	Robinia species
Willows	Salix species
American elm	Ulmus americana

Siberian elm	<i>Ulmus pumila</i>
Slippery elm; Red elm	<i>Ulmus rubra</i>
Chinese elm	<i>Ulmus parvifolia</i>