

1 Introduced October 8, 2019, by Councilman
2 Borchert, seconded by Councilman Tamborella,
3 (by request of Administration)

4
5 **Item No. 19-10-3303**

6 **ORDINANCE NO. 3966**

7
8 An ordinance amending the Code of Ordinances of the City of Slidell,
9 Appendix A, Part 2, Section 2.2502, Land Clearing or Protected Tree Removal Permit
10 Required, providing additional consideration of necessity to remove trees too close to a
11 building's foundation.

12 WHEREAS, City desires to amend Appendix A, Part 2, Section 2.2502, Land
13 Clearing or Protected Tree Removal Permit Required, by adding an additional method of
14 determining if there is a necessity to remove a tree; and

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16 WHEREAS, City has been designated a "Tree City USA" by the Arbor Day
17 Foundation by passing an ordinance identifying size and types of trees to be protected and
18 establishing conditions under which a tree can be removed; and

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20 WHEREAS, City desires to modify its ordinance to provide specific conditions
21 for the removal of trees within the City by following the Arbor Foundation's Guidelines from
22 its Bulletin No. 4 "The Right Tree for the Right Place"; and

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24 WHEREAS, City Planning & Zoning Commissions convened on September
25 16, 2019 and following public hearing issued its favorable recommendation for the
26 adoption of the proposed changes and additions to the Code of Ordinances.

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28 NOW THEREFORE BE IT ORDAINED by the Slidell City Council that the
29 Code of Ordinances of the City of Slidell Appendix A: Zoning, is hereby amended and
30 supplemented as follows:
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4 **Amend the Code of Ordinances Appendix A – Zoning, Section 2.2502 as follows:**

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6 **2.2502 Land clearing or protected tree removal permit required.**

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8 Any land clearing or protected tree removal undertaken within Slidell shall require a
9 permit. Permit for land clearing or protected tree removal shall only be issued in
10 relationship to a specific development proposal or the removal of dead or diseased trees or
11 trees which pose a safety hazard to buildings (see paragraph B.(1)). The permit fee shall
12 be waived for trees that pose a safety hazard.

13 A. Land clearing or protected tree removal is defined as follows:

- 14 (1) Removal of more than five trees per platted lot, with said trees being
15 greater than six inches in diameter, as measured 24 inches above
16 grade;
- 17 (2) Removal of any of the trees larger in diameter than those identified in
18 section 2.2503(2)(b);
- 19 (3) A combination of number (1) and (2) above.
- 20 (4) Permits shall be required for the removal of all trees as defined above.

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23 B. A land clearing or protected tree removal permit will be granted under the
24 following conditions:

- 25 (1) Necessity to remove trees that pose a safety hazard to pedestrian or
26 vehicular traffic or threaten to cause disruption of public services.
- 27 (2) Necessity to remove trees which pose a safety hazard to buildings.
- 28 (3) Necessity to remove trees weakened by disease or insects.
- 29 (4) Necessity to remove trees weakened by age, storm, fire or other
30 injury.
- 31 (5) Necessity to remove trees in order to construct proposed
32 improvements as a result of need for access to the building site for
33 construction equipment, essential grade changes, surface water
34 drainage and utility installations, or location of the proposed structure
35 so as to avoid unreasonable economic hardships.
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- 4 (6) Necessity to remove trees to observe good tree maintenance
5 practices that will strengthen and protect existing trees as is
6 determined necessary by the department of planning.
- 7 (7) Necessity to remove trees to close to a building's foundation. Trees
8 are determined to be to close when they are closer than:
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	Small Tree (< 30')	Medium Tree (30' - 70')	Large Tree (> 70')
Minimum Spacing Building Wall	10'	15'	20'
Minimum Spacing Corner of Building	8'	12'	15'
Notes: 1. Height of tree at maturity not planting 2. Distance as recommended in Arbor Foundation Tree City USA Bulletin No. 4 "The Right Tree in the Right Place"			

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19 **ADOPTED** this 12th day of November, 2019.

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22 Bill Borchert
23 President of the Council
24 Councilman-at-Large

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26 Greg Cromer
27 Mayor

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30 Thomas P. Reeves
31 Council Administrator

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DELIVERED	11/13/19
9:00 am	to the Mayor
RECEIVED	11/14/19
10:40 am	from the Mayor