

First Reading:
Second Reading:
Publication:
Effective:

CITY OF NEGAUNEE TREE AND FORESTRY MANAGEMENT ORDINANCE

An ordinance to adopt a Tree Ordinance in the City of Negaunee.

The City of Negaunee, State of Michigan ORDAINS:

SECTION I
Definitions

STREET TREES are herein defined as trees, shrubs, bushes, and all other woody vegetation on public right-of-way within the City.

PARK TREES are herein defined as trees, shrubs, bushes and all other woody vegetation in public parks having individual names, and all areas owned by the City, or to which the public has free access as a park.

SECTION II
Administration

The Negaunee Parks and Recreation Director or designee of the City Manager shall be responsible for routine administrative duties related to this Ordinance.

SECTION III
Duties and Responsibilities

It shall be the responsibility of the Negaunee Parks & Recreation Commission to study, investigate, counsel and develop and/or update every ten (10) years, and administer a written comprehensive City tree and forestry management plan for the care, preservation, pruning, planting, replanting, removal or disposition of trees and shrubs in parks, within public right-of-ways and in other public areas, as well as tracts of tree covered public lands within the City of Negaunee that are greater than three (3) square acres. Such plan will be presented annually to the Negaunee City Council and upon their acceptance and approval shall constitute the official comprehensive city tree and forestry management plan for the City of Negaunee.

The Negaunee Parks & Recreation Commission shall make all reasonable and necessary efforts to facilitate the City of Negaunee achieving and maintaining "Tree City USA" status through the Arbor Day Foundation, and when requested by the City Council, shall consider, investigate, make finding, report and recommend upon any special matter or question coming within the scope of its work.

SECTION IV
Public Tree Care

The City shall have the right to plant, prune, maintain and remove trees, plants and shrubs within the lines of all streets, alleys, avenues, lanes, squares and public grounds, as may be necessary to insure public safety or to preserve or enhance the symmetry and beauty of such public grounds. The City may remove or cause or order to be removed, any tree or part thereof which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines, or other public improvements, or is affected with any injurious fungus, insect or other pest. This Section does not prohibit the planting of Street Trees by adjacent property owners providing that the selection and location of said trees is in accordance with Sections 7 through 11 of this ordinance.

SECTION V

SECTION HEADINGS; SEVERABILITY; REPEALER

Section headings in this Ordinance are furnished for convenience only and shall not be considered to be part of this Ordinance. All other Ordinances, resolutions and orders or parts thereof in conflict with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed, and each section of the Ordinance and each subdivision of any section thereof is hereby declared to be independent, and the finding or holding of any section or subdivision thereof to be invalid or void shall not be deemed or held to affect the validity of any other section or subdivision.

Upon roll call, City of Negaunee Council Members:

Voting aye:

Voting nay:

Whereupon, this Ordinance was declared passed and adopted this _____ day of _____, 2019.

This Amendment shall be published as required by law, and shall be effective on the _____ day of _____, 2019.

CITY OF NEGAUNEE

Attest:

By: David Kangas, Its Mayor

By: Judy Iwanski, Its Clerk