

Phase II: Trees on Private Land

1) Jurisdiction

2) Does the jurisdiction have specific tree regulations that apply in the following circumstances? (please select all that apply)

- Same regulation for all development and in all zones (please go to question 3 and skip questions 4-7)
- Land divisions (please answer question 4)
- Development in commercial and industrial zones (please answer question 5)
- Development in single-family residential zones (please answer question 6)
- Development in multi-family residential zones (please answer question 7)
- Annexation of land to a city or urban service area
- None of the above
- Removal of trees outside of the development process (please answer question 9)
- Other (please specify)

If you selected other, please specify

3) If tree regulation applies to all development and all zones, please specify the standards that apply:

minimum caliper / dbh inches of regulated trees _____

minimum tree height _____

What preservation standards apply? (percent canopy cover, basal area, number of trees, etc.) _____

4) Please describe what tree regulations apply for land divisions:

minimum caliper / dbh inches of regulated trees _____

minimum height of regulated trees _____

What preservation standards apply? (percent canopy cover, basal area, number of trees, etc.) _____

5) Please describe what tree regulations apply for commercial/industrial zones:

minimum caliper / dbh inches for regulated trees _____

minimum height of regulated trees _____

What preservation standards apply? (percent canopy cover, basal area, number of trees, etc.) _____

6) Please describe what tree regulations apply for single-family residential?

minimum caliper / dbh inches for regulated trees _____

minimum height of regulated trees _____

What preservation standards apply? (percent canopy cover, basal area, number of trees, etc.) _____

7) Please describe what tree regulations apply for multi-family residential:

minimum caliper / dbh inches for regulated trees _____

minimum height of regulated trees _____

What preservation standards apply? (percent canopy cover, basal area, number of trees, etc.) _____

8) Are there any exemptions for removal of regulated trees?

9) Please describe what tree regulations apply outside the development process?

minimum caliper / dbh inches for regulated trees _____

minimum height of regulated trees _____

What preservation standards apply? (percent canopy, basal area, number of trees, etc.) _____

What is the cost of the permit? _____

10) Does the jurisdiction have environmental or significant natural resource areas overlay zones that regulate removal of trees or tree groves? (If not, skip to question 13)

- m Yes
- m No

Additional comments

11) Do environmental overlay or significant natural resource zones define a minimum disturbance area or a clear and objective standard for resource protection?

- m Yes
- m No

Additional comments

12) Do environmental overlay or significant natural resource zones include an discretionary review process?

- m Yes
- m No

13) Are new tree plantings required for new development or redevelopment, separate from mitigation, in the following: (please select all that apply)

- q parking lots
- q street trees
- q in yards or landscaping around buildings
- q enhancement of environmentally sensitive areas
- q None of the above
- q Other (please specify)

If you selected other, please specify

14) Is there public review for tree removal in any of the following:

	Yes	No
Land divisions	m	m
Commercial / industrial zones	m	m
Single-family residential	m	m
Multi-family residential	m	m
Significant natural resource areas	m	m
Outside development process	m	m

15) Is a tree inventory required before development activities begin?

m Yes
m No

Additional comments

16) Does tree preservation regulation have special provisions or allowance for removing (please select all that apply):

hazardous trees
 invasive species
 diseased
 damaged
 dead tree

Additional comments

17) Are there specific criteria and validation for danger/hazard tree removal? Which?

m Yes
m No

Additional comments

18) Are trees to be removed or retained marked and verified before clearing or construction activities begin?

m Yes
m No

Additional comments

19) Are best management practices required to protect trees during construction from the following?

- Grading
- Excavation
- Topping
- Pruning
- Root damage
- Stem damage
- Other (please specify)

If you selected other, please specify

20) Does jurisdiction require measures to protect trees or tree groves at or beyond driplines from disturbance and/or heavy equipment operation?

- Yes
- No

21) Can jurisdiction require construction design modifications to protect trees?

- Yes
- No

Additional comments

22) Is the developer or the jurisdiction responsible for the maintenance and survival of preserved or mitigated trees after development? And if so, for how long?

23) Does the jurisdiction regulate heritage/historic trees? (If not, skip to question 28)

- Yes
- No

24) Is there criteria for delisting heritage/significant trees?

- Yes

m No

Additional comments

25) What is the level of regulatory review for removal or pruning of heritage/significant trees?

_____Type 1/2/3/4 permit

26) Is a certified arborist required for oversight of heritage tree pruning and hazard abatement?

m Yes
m No

27) Are new landowners notified of tree protection plans that were a condition of past development?

m Yes
m No
m Sometimes

Additional comments

28) How are new landowners notified of tree protection plans ? (please specify)

29) Does the jurisdiction require mitigation of tree removal on private land outside environmental overlay zones/districts? (If not skip to question 40)

m Yes
m No
m Sometimes

30) Are the same standards for mitigating tree removal applied across the entire jurisdiction and on developed and developing properties?

m Yes
m No

Additional comments

31) Does the jurisdiction require onsite mitigation, in lieu payment to a mitigation fund, or a combination? (Please specify)

32) If the jurisdiction collects fee in lieu of mitigation from a developer, does the jurisdiction ensure mitigation is equivalent to what would have been required of the developer?

33) Do mitigation fund payments cover the cost of maintenance and monitoring?

- m Yes
- m No

34) How does the jurisdiction ensure that mitigation is functionally equivalent to trees removed (species, size, location)?

35) What is the mitigation requirement for removing a 24" dbh tree?

36) Are performance bonds required for tree mitigation?

- m Yes
- m No

37) If so, please specify the amount in notes

38) How long must mitigation trees be maintained and monitored?

(Number of months)

39) Are the majority of inspections for the protection and preservation of trees during the development process initiated by citizen complaints or staff inspections?

- m Citizens
- m Staff

40) Does jurisdiction have a inspection staff specifically dedicated to verifying compliance with rules relating to tree preservation, protection, or planting?

- m Yes
- m No

41) If so, how many FTE?

42) Is this inspector a certified arborist or does he or she have natural resource expertise?

43) Has the jurisdiction taken any enforcement action relating to the tree preservation or protection on private land in the last year?

- m Yes
- m No

Additional comments

44) Are there fines for illegal tree cutting, pruning, or topping of regulated trees? (if not, skip questions 48-51)

- q Minimum fines
- q Discretionary fines
- q No fines

45) What are the minimum fines?

46) Are there penalties for non-compliance with tree preservation or protection measures during construction?

- m Yes
- m No

Additional comments

47) If there are fines, what is the minimum?

48) Are restitution or mitigation penalties required for illegal tree cutting or violations of tree protection measures?

m Yes

m No

m Sometimes

Additional comments
