

AN ORDINANCE CREATING AND ESTABLISHING A PARK BOARD, DEFINING THE DUTIES OF SUCH BOARD AND PROVIDING FOR THE REGULATION OF TREE PLANTING AND REMOVAL ON CITY STREETS, LANES, ALLEYS AND PARKWAYS.

The City Council of the City of Redlands do ordain as follows:

SECTION ONE: A Park Board of the City of Redlands shall be established consisting of the Park Commissioner, Park Superintendent, and City Service Manager, and it shall be the responsibility of such Park Board to fulfill the duties as hereinafter described and set forth:

SECTION TWO: That all streets, lanes, alleys and parkways in the City of Redlands now open or dedicated, or which may hereafter be opened or dedicated to public use, may be planted with trees, shrubs, and bushes as specifically provided in those certain Specifications for Planting, Pruning, Removal and General Tree Care as heretofore regularly adopted by the City Council.

SECTION THREE: That it shall be unlawful for anyone to plant or remove trees shrubs or bushes upon said streets, lanes, alleys or parkways to which said specifications are applicable, except in conformity with said Specifications.

SECTION FOUR: That upon the verified petition of seventy-five per cent of property owners affected thereby, or upon their own motion, said Park Board may amend or repeal said Specifications so designating the trees, shrubs and bushes to be planted upon or removed from all streets, lanes, alleys and parkways in the City of Redlands.

SECTION FIVE: That before the amendment or repeal of said Specifications, the City Clerk shall publish for two (2) days in a newspaper published and circulated in said City, a notice of the time and place of such hearing and the purpose thereof.

That at the time of said hearing by said Park Board any person or persons interested may appear in person or by petition, and thereupon said Park Board shall proceed to approve, confirm, modify or reject the proposed amendment or repeal of said Specifications.

That in the event that a petition, duly verified and bearing the signatures of not less than seventy-five per cent of the property owners owning property fronting upon any city street of one block long or particular street as referred to in said petition, said petition so presented may be granted to the Park Board if said variety so requested for replacement or new planting is known and established as a street tree and is not of a variety that may or will tend to break sidewalks or curbs or are objectionable as street trees for other reasons. If said trees are not diseased or dangerous from old age, cost of removing is at the property owners' expense.

SECTION SIX: That the Park Superintendent, is hereby authorized to remove or permit the removal of the following trees:

- (a.) Diseased.
- (b.) Constituting a traffic hazard.
- (c.) Roots that damage or threaten to damage sidewalks, curbs or gutters.
- (d.) Not in conformity with adopted specifications.
- (e.) In order to permit street widening.
- (f.) In business districts.
- (g.) For the purpose of permitting the moving of houses or structures.
- (h.) In proposed driveways or entrances to private property.
- (i.) That interfere or damage sewers or water lines.
- (j.) Vines of any kind on any type of trees.

SECTION SEVEN:

(a.) That it shall be unlawful for any person, persons or corporation to cut down, trim, take up, remove, prune or injure any trees, shrubs, palms or flowers that are now or that may hereafter be planted or grown on any of the public streets, lanes, alleys or parkways of the City of Redlands, except after procuring a permit from the office of the Park Superintendent to do so.

(b.) Any person desiring to procure such a permit shall make written application therefor. Said application may at the discretion of the Park Superintendent be accompanied by a good and sufficient bond in such sum as may be fixed by said Park Superintendent, conditioned that applicant will pay the said city all costs and damages resulting from the removal, pruning and trimming of said trees, shrubs, or bushes, and said Park Superintendent may at his discretion require the furnishing of a bond or policy of insurance to cover any and all claims for damage to person or property resulting from the removal, pruning or trimming of said trees, shrubs or bushes. That an inspection fee shall be paid at time permit is issued. Said fees to be as follows:

1-5 trees	\$.50
1-20 trees	1.00
Each additional 20 trees or fraction thereof	1.00

Except wherein such fees are covered by, and agreed upon in franchises issued prior to and effective the date this ordinance shall be in force.

(c.) That in the event of the removal of trees under the provisions of Section Five, Sub-sections (e), (f), (g) and (h), ten days' notice shall be given to the Park Superintendent before the issuance of said permit on all trees except palms, and thirty days' notice in the case of palm trees, except where said trees constitute a hazard.

(d.) That upon the issuance of said permit the applicant shall, at least eighteen hours before commencing work, notify said Park Superintendent, thereupon an inspector shall be designated.

(e.) That all trees to be removed in accordance with and by reason of the provisions of Section-Five, Sub-sections (f), (g), (h), and (i), shall be removed by the Park Department of the City of Redlands, and there shall be paid to said Park Department a sum or sums to compensate them for the reasonable cost of the removal of said tree or trees, together with and including a reasonable sum to box, remove, re-plant, and conserve said tree or trees so removed. That said sums shall be fixed by the Park Superintendent and shall be paid to said Park Department prior to the issuance of said permit.

(f.) That said Park Board at its option, and before the issuance of any permit, may set a time for the hearing of any person or persons interested and shall give a reasonable notice of said hearing, and said Park Superintendent may after said hearing grant or reject a permit for the removal of said tree or trees, or may in the granting of said permit impose such restrictions and conditions as are reasonable and proper under the circumstances.

(g.) That said Park Superintendent may, in case of emergency where trees are diseased or constitute a traffic hazard, remove said trees.

(h.) Permits as specified in Section Six, sub-sections (a) and (b) shall not be required of utilities operating under a franchise within the incorporated city limits of the City of Redlands, when emergencies exist. Specifically a permit shall not be necessary to clear faults that may have developed, and restore normal service.

SECTION EIGHT: Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding \$500.00, or by imprisonment in the City or County jail for a period of not more than six months, or by both such fine and imprisonment.

SECTION NINE: All other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION TEN: This ordinance shall be in force and take effect as provided by law.

SECTION ELEVEN: The City Clerk shall certify to the passage of this Ordinance and cause the same to be published once in the Redlands Daily Facts, a daily newspaper hereby designated for that purpose.

Maurice Clapp
Mayor of the City of Redlands

Attest: H. R. Whaley
City Clerk

(CITY SEAL)

I do hereby certify that the foregoing ordinance was duly adopted at a regular meeting of the City Council of the City of Redlands at a regular meeting thereof held on the 15th day of May, 1947, by the following vote:

Ayes: Councilmen Gunter, Fletcher, Hyink, Thornquest and Mayor Clapp.
Noes: None