

CHAPTER 9

TREES AND SHRUBBERY

SECTION:

- 8-9-1: *Trees and Shrubs to be Trimmed*
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8-9-1: **TREES AND SHRUBS TO BE TRIMMED:** Any owner, or person in control of real property within the City shall remove or trim, at his expense, all trees and shrubs on such property which overhang or project into any public street, sidewalk, alley or easement and which interfere with public travel or use of such public way or easement. Any such person who fails to comply with the provisions of this section within ten (10) days after receiving written notice by the City so to do shall be guilty of a misdemeanor.

8-9-2: **KIND OF TREES PERMITTED:** It shall be unlawful to plant any tree within any public right of way or planting median or immediately adjacent to a public street except the following kinds of trees:

- American (Tilia Americana)
- Ash (Fraxinus)
- Big Leaf (Platyphyllos)
- Birch (Betula)
- Black Walnut (Juglans)
- Blue (F. Quadrangulate)
- Chestnut (Castanea)
- Chestnut Montana (Prinus)
- Chinese (Mollissima)
- Crab Flowering (Malus)
- Dolga
- Double White English (Plean)
- European (T. Vulgaris)
- Floribunda

Flowering English (Oxyacantha)
Green (Lanceolata)
Hawthorne (Crateagus)
Hopa (Pinkish Red)
Horsechestnut (Hippocastanum)
J. Nigra
Japanese Walnut (Sieboldiana)
Kentucky Coffee Tree (Gymnocladus)
Linden (Tilia)
Maple (Acer)
May Day Tree
Mountain Flowering (F. Ornus)
Northern (Red) (Borealis)
Norway (Platanoides)
Oak (Quercus)
Paper, (Papyrifera)
Pin (Palustris)
Red Silver
Rubrum (Red Maple)
Schwedler (Platanoides)
Silver (Saccharinum)
Silver (T. Tomentosa)
Sweet, (Lenta)
White Pyramidal European (Fastoglata)
White (F. Americana)
Yellow (Lutea)

8-9-3: **REMOVAL OF TREES THAT ARE NOT APPROVED:** Any tree planted in violation of the preceding section may be removed by the City and the expenses therefor may be charged to the person planting the same.

8-9-4: **REGULATIONS FOR PLANTING TREES:** All flowering trees within any public right of way shall be planted a minimum distance of fifteen feet (15') apart, and all non-flowering trees a minimum distance of twenty-five feet (25') apart. All trees shall be planted equidistance between the curb and the outside edge of the sidewalk, provided the City may designate the location of tree plantings wherever irregularity in the size of the planting median, lots, or blocks, makes a departure from the regulations herein necessary in order to achieve uniformity in appearance.

8-9-5: **REMOVAL OF INFECTED OR DANGEROUS TREES:** Whenever any tree standing in the area between the sidewalk and the curb is infected or diseased, the City shall give notice to the owner of the property adjacent to the area within which the tree is located to remove the same within ten (10) days. If the owner of the property fails or

neglects to remove such tree, the City may remove the same at the owner's expense. In the event such owner fails to pay the charges for removal within thirty (30) days after a bill is mailed to his or her last known address, the City may levy a special assessment against such property in the manner set forth in Idaho Code Sections 50-334 and 50-1008.