

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF UNIVERSITY PARK, TEXAS, AMENDING THE CODE OF ORDINANCES, ARTICLE 1.10, TO REGULATE TREES, SHRUBS, WEEDS, AND GRASS IN PUBLIC PLACES AND PARKWAYS; PROVIDING DEFINITIONS; PROHIBITING CERTAIN CONDITIONS; REGULATING PARKWAY TREE PLANTING, MAINTENANCE, AND REMOVAL; CREATING A TREE ADVISORY BOARD; PROVIDING FOR APPOINTMENT OF AN URBAN FORESTER; PROVIDING FOR ADOPTION OF A TREE MANUAL; AMENDING ARTICLE 3.08 OF THE CODE OF ORDINANCES TO PROVIDE DEFINITIONS; PROVIDING FOR REQUIRED AND DESIGNATED TREES; PROVIDING FOR PAYMENT INTO AN URBAN FOREST MANAGEMENT FUND IN CERTAIN CASES; PROVIDING FOR PROTECTION OF TREES DURING CONSTRUCTION; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS the City of University Park is blessed with thousands of healthy trees on public and private property; and

WHEREAS it is in the best interest of the public health, safety, and welfare of its citizens to protect the trees, provide for adequate maintenance, replacement, or removal of trees; Now, Therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PARK, TEXAS:

SECTION 1. The Code of Ordinances of the City of University Park, Texas, is hereby amended by amending Article 1.10 “Trees, Shrubs, Weeds, and Grass in Public Places” and Article 3.08 “Tree Preservation” in part as follows:

**“ARTICLE 1.10
TREES, SHRUBS, WEEDS AND GRASS IN PUBLIC PLACES AND PARKWAYS**

**DIVISION 1
Generally**

§ 1.10.001. Definitions.

For the purpose of this article, the words and phrases used herein shall have the following meanings:

Abutting. To be adjacent or have a common boundary with.

Alley. From the middle of the alley to the subject property line.

Alley tree. Any tree growing in an alley.

Grass. Any of low, green, nonwoody plants belonging to the grass family (Poaceae).

Lion tailing. An unacceptable pruning method by the removal of an excessive number of inner, lateral branches from the parent branch, leaving only tufts of leaves and small branches at the ends.

Maintain or maintenance. When used in reference to parkway trees and shrubs, shall mean and include pruning, trimming, root pruning, removal, spraying, watering, treating for disease, or any similar act which promotes the life, growth, health, or beauty of trees.

Parkway. The area of right-of-way between the curb and the property line.

Parkway tree application. An application required for planting trees in parkways, and which will be reviewed and approved or disapproved by the city.

Shrub. Any woody vegetation or woody plant having multiple stems and bearing foliage from the ground up.

Topping. The reduction of a tree's size using heading cuts (cutting a branch or stem back to a stub or a lateral branch not large enough to assume apical dominance) that shorten limbs or branches back to a predetermined crown limit.

Topping is not an acceptable maintenance practice and is unlawful.

Tree. A large, perennial, woody plant that supports branches and leaves, generally has a single, main trunk, and is long lived. Below ground, the tree has a root system that acts as an anchor, absorbs water and nutrients, stores food, and performs respiration.

University Park Tree Manual. A supplemental document applicable to this and other tree related ordinances that provides detailed, practical guidelines, procedures, and technical specifications for the implementation, enforcement, and compliance with this Article. It acts as a dynamic resource to ensure that this Article is applied consistently and effectively, allowing for updates as science and best practices evolve.

Weeds. Plants that are considered by the general populace to be noxious and are usually not cultivated for landscaping purposes.

(1996 Code, sec. 3.1901)

§ 1.10.002. Prohibited conditions.

It shall be unlawful for any person, firm, or corporation to permit to remain on any parkway, or public place abutting the property of such person, firm, or corporation any shrubs, weeds, or grass which has or may become an

obstruction to traffic, a hazard, or unsightly, or which does or may interfere with proper street lighting on such property. No trees whatsoever may be planted or permitted to grow in any alley right of way. Such trees shall be considered “alley trees” and are not permitted.

(1996 Code, sec. 3.1902)

§ 1.10.003. Responsibility of abutting property owner or occupant.

The abutting property owner, lessee or person in charge of property shall maintain all trees, shrubs, grass or growing matter of any kind in the parkways and alleys abutting such property in a safe and healthy manner and shall maintain parkways and alleys so that grass and weeds do not grow to a height greater than eight inches (8”) in any such parkway or alley. Trees shall be continuously maintained to prevent the creation of hazardous or unhealthy conditions.

Regular maintenance “in a safe and healthy manner” includes:

- A. Pruning so that branches shall not become a physical or visual obstruction to traffic, a hazard, or unsightly, or interfere with lights from any streetlamp, or obstruct the view of any street intersection or city signage and so that there shall be a clear space of eight feet (8') above the sidewalk and fourteen feet (14') above the curb line.
- B. Pruning to remove all dead, diseased, or dangerous branches or broken or decayed limbs, which constitute a menace to the safety of the public.
- C. Treatments for pest and disease outbreaks.
- D. Watering of newly planted or drought stressed trees.
- E. Monitoring for any other conditions that may cause trees to become unhealthy or hazardous such as storm damage, mechanical damage to the crown, branches, trunk, or root system below ground due to activities such as construction (above ground and below ground), or other environmental stressors.
- F. Removal of all dead, diseased, or dangerous trees that constitute a menace to the safety of the public.
- G. Removal of all tree stumps remaining in parkways after tree removals.
- H. Avoidance of unacceptable practices such as lion tailing ~~and topping~~.
- I. Avoidance of pruning oak trees when the spread of oak wilt is likely to occur (February-June).
- J. Avoidance of practices that may damage the tree’s root system such as trenching, digging, or compacting soil in the root zone.

(1996 Code, sec. 3.1903)

§ 1.10.004. Parkway tree planting application.

- A. All plantings or other materials in the parkway and alley are subject to removal, relocation, or damage in the operation and maintenance of the public right of way.
- B. Residents wishing to plant trees in the parkway must submit a parkway tree planting application and the applicable fee to the Community Development Department. The fee will be discounted if a homeowner is planting multiple trees at the same location.
- C. All parkway trees must be selected from the Approved Species list in the Tree Manual, must be a minimum of two caliper inches, and must be approved by the Urban Forester of the city.
- D. Trees in the parkway shall be properly placed and spaced within the parkway to minimize the impact to city infrastructure and to protect the health of the trees.

§ 1.10.005. Removal or trimming by city of trees and other plants; replacement of damaged materials.

- A. Generally. Nothing herein prevents the city from removing or trimming shrubs from parkways and alleys when such shrubs are infested, defective, or dangerous to traffic or people. Such shrubs may also be removed to protect sidewalks, curbs, pavement, sewers, or other utilities. Any materials on public property that are removed or damaged during the operation, maintenance, or repair of the public infrastructure may be replaced by the city in the manner and with a material of the city's choosing.
- B. Tree stump removal service. When trees are 'cut down' or felled on the parkways by the city due to existing risks or hazards, the city may remove the tree stump(s) for the abutting property owner for a fee to be established by resolution of the city council. Stumps remaining from trees removed by adjacent property owners shall be removed by the property owner at the owner's expense.

(1996 Code, sec. 3.1904)

§ 1.10.006. Prohibited activities.

- A. Cutting, boring, topping and girdling. It shall be unlawful to cut, top, bore into, or girdle any tree standing in any of the public streets, alleys, parks, or other public places for any purposes other than pruning, removal, chemical treatment, or installation of cabling and bracing systems without having first

obtained the permission in writing of the Urban Forester of the city. Holiday lighting is permitted.

- B. Other activities. It shall be unlawful to perform any activities listed on 3.08.007. Tree protection during construction to any tree standing in any of the public streets, alleys, parks, or other public places is required.

§ 1.10.007. Notice of violation.

The Community Development Director or his representative shall notify any person in violation of the provisions of this article and such notice shall give ten (10) days for abatement of the violation prior to filing a case in municipal court. The city shall have the right to prune, maintain, and remove trees within the city's parkways and alleys as may be necessary to ensure public safety without notice to the abutting owner should the trees present immediate hazards.

(1996 Code, sec. 3.1905)

§ 1.10.008. Senior Arboreal Safety Program.

The City will provide assistance to seniors (ages 65 and above) and the disabled on a case-by-case basis for tree removal of dangerous trees on their property or abutting parkway.

§ 1.10.009. through § 1.10.030. (Reserved)

DIVISION 2

Trees in Parks and Parkway

§ 1.10.031. Definitions.

Approved tree species list. A list of tree species authorized for planting in the parks and parkways of the city is included in the University Park Tree Manual. The Manual will be subject to periodic review and any revisions are considered revisions to the original Manual adopted hereby.

Park trees. Trees in dedicated public parks, and in all areas owned by the city, or to which the public has free access as city property.

Parkway trees. Trees on land lying within right-of-way between the back of a curb and the abutting private property line on either side of all streets, avenues, or ways on public property.

(1996 Code, sec. 3.1921)

§ 1.10.032. Tree board.

A Tree Advisory Board (the “Board”) is hereby created. The Board will be comprised of two members each from the Parks Advisory Committee, Public Works Advisory Committee, and Zoning and Development Advisory Committee. The Board shall meet as necessary and provide recommendations to the City Council regarding short-term and long-term goals related to trees, advise on public education initiatives, and help review tree policy issues. The Board will also review the planning and implementation of the city’s annual Arbor Day celebration.

(1996 Code, sec. 3.1922)

§ 1.10.033. Duties of urban forester.

It shall be the responsibility of the city urban forester, in coordination with the Community Development Department, to study, investigate, counsel, develop and/or update annually and administer a written plan for the care, preservation, pruning, planting, replanting, removal, or disposition of trees along streets and in other public areas of the city such as in parks and around public buildings in accordance with ANSI A300 Standards. The city urban forester, in coordination with the Community Development Department, when requested by the Board or city council, shall consider, investigate, make findings, report, and recommend upon any special matter or question coming within the scope of the city urban forester’s work. The city urban forester (or his/her designee) shall work with both the Parks and Recreation Department and the Community Development Department to ensure the protection of public trees during construction on adjacent property in accordance with ARTICLE 3.08 TREE PRESERVATION and ensure that property owners, contractors, lessees, or persons in charge of property shall maintain all trees in the parkways and alleys abutting such property in accordance with § 1.10.003.

(1996 Code, sec. 3.1923)

§ 1.10.034. Approved species for planting in parks and parkways.

Only trees from the official ‘Approved tree species list’ in the University Park Tree Manual may be planted within the city park system. Any additions to this list, including small ornamental trees, shall be reviewed and approved by the parks director, the city’s urban forester, and the Board.

(1996 Code, sec. 3.1925)

§ 1.10.036. Distance from street corners, fire hydrant and utility lines.

No parkway tree shall be planted closer than 35 feet to any street corner or 15 feet to any alley corner measured from the point of the nearest intersecting curbs or curb lines. No parkway tree shall be planted closer than 10 feet to any fire hydrant. No parkway tree shall be planted within 20 feet of an overhead power line unless its mature height is less than 25 feet. For underground lines, call Dig Tess (1-800-Dig-Tess) prior to digging.

(1996 Code, sec. 3.1926)

§ 1.10.037. Planting, maintenance, or removal by city.

The city shall have the right to plant, prune, maintain, and remove trees within the lines of all streets, alleys, avenues, lanes, squares, and public grounds, as may be necessary to ensure public safety or to preserve or enhance the symmetry and beauty of such public grounds. The city's urban forester may remove or cause 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 and infrastructure, or is affected with any injurious fungus, insect or other pest. No trees whatsoever may be planted or permitted to grow in any alley right of way. Such trees shall be considered "alley trees" and are not permitted.

(1996 Code, sec. 3.1927)

§ 1.10.038. Pruning of trees overhanging parkway or right-of-way.

Every owner of any tree overhanging any parkway or right-of-way within the city shall prune the branches so that such branches shall not become an obstruction to traffic, a hazard, or unsightly, or interfere with lights from any street lamp or obstruct the view of any street intersection, and so that there shall be a clear space of eight feet (8') above the sidewalk and fourteen feet (14') above the curb line. Said owners shall remove all dead, diseased, or dangerous trees, or broken or decayed limbs, which constitute a menace to the safety of the public. The city shall have the right, after reasonable notification to the abutting owner, to prune any tree or shrub on private property when it overhangs a public right-of-way or easement and interferes with the proper spread of light along the street from a streetlight or interferes with visibility of any traffic-control device or sign.

(1996 Code, sec. 3.1928)

§ 1.10.039. Interference with city employees.

It shall be unlawful for any person to prevent, delay, or interfere with a city employee or agent while he is engaging in the planting, cultivating, mulching, pruning, spraying, or removing of any parkway tree or park tree as authorized in this article.

(1996 Code, sec. 3.1929)

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ARTICLE 3.08 TREE PRESERVATION

§ 3.08.001. Purpose.

The terms and provisions of this article are intended to accomplish the following public purposes:

- A. Encourage site planning and landscape planning which furthers the preservation of trees and natural areas and facilitate site design and construction which contribute to the long- term viability of existing trees.
- B. Preserve the natural ecological environmental and aesthetic qualities of the city.
- C. Preserve the natural topography and existing tree cover to reduce soil erosion and stormwater runoff and protect water quality.
- D. Protect and increase the value of residential and commercial properties within the city.

(1996 Code, sec. 12.401)

§ 3.08.002. Definitions.

Adjusted DBH. A tree's DBH multiplied by its condition rating expressed as a percentage.

Administrative official. The city administrative official or his designee.

Buildable area. That portion of a building site exclusive of the required yard areas on which a structure or building improvements may be erected and include the actual structure, driveway, parking lot, pool, deck, patio, and other construction as shown on the site plan.

Caliper. The diameter of a nursery tree or newly planted tree, as measured 12 inches above soil level.

Condition rating. The condition of a tree as assessed by an ISA Certified Arborist, expressed as a percentage, defined by three components: 1) health, 2) structure, and 3) form.

CRZ (critical root zone). An area equal to a 1-foot radius from the base of the tree's trunk for each 1 inch of the tree's diameter at 4.5 feet above grade. Example: A tree with a DBH of 12 inches would have a CRZ with a radius of 12.5 feet or a diameter of 25 feet.

Designated tree. A tree or tree trunk and root system that has a DBH of six inches (6") or greater located on the property to be developed.

DBH (diameter at breast height). The diameter of a tree measured at 4.5 feet above the soil level.

Dripline. The imaginary line on the ground at the furthest edge of a tree's canopy.

Mitigation. The process of replacing or compensating for trees that are removed during permitted projects.

Replacement inches. The number of Adjusted DBH inches removed from a property expressed as the number of caliper inches of new trees to be planted during mitigation.

TRAQ Risk Rating. A tree risk assessment rating assigned by an ISA Certified Arborist with TRAQ certification using ISA's Best Management Practices for Tree Risk Assessment.

Tree canopy. The upper layer of the aboveground portion of a tree or group of trees, composed of its branches and leaves.

Urban Forest Management Fund. A fund maintained by the city for the planting and maintenance of trees in public spaces, parks, and rights-of-way.

Tree Preservation. The process of protecting trees and other vegetation, including the soil in which they grow, from damage related to development and construction activity as well as planning for their long-term health and stability, in accordance with ISA BMPs for Managing Tree During Site Development and Construction

TPZ (tree protection zone). The area comprising a tree's dripline, CRZ or otherwise protected root area as described in the Tree Protection Plan. Certain activities are prohibited or restricted in the TPZ to prevent or minimize potential injury to trees.

Tree removal. The process of 'cutting down' or felling and removing a tree from its current location.

University Park Tree Manual is a supplemental document accompanying this and other tree related ordinances that provides detailed, practical guidelines, procedures, and technical specifications for the implementation, enforcement, and compliance of the ordinance. It acts as a dynamic resource to ensure that the ordinance is applied consistently and effectively, allowing for updates as science and best practices evolve.

(1996 Code, sec. 12.402)

§ 3.08.003. Penalties.

- A. Any person violating or failing to comply with any provision or requirement of this article shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount not to exceed the maximum amount provided in section 1.01.009 of this code.
- B. A monetary civil penalty set by the master fee resolution, based on the diameter of the tree(s) removed or damaged, which shall be assessed by an ISA Certified Arborist using the Trunk Formula Technique (TFT) as outlined in the Guide for Plant Appraisal, current edition, Second Printing by the Council of Tree & Landscape Appraisers and paid to the city.

(1996 Code, sec. 12.407)

§ 3.08.004. Applicability.

The terms and provisions of this article shall apply to all people engaged in a construction project when demolition of the primary residence structure has been approved by the city or when there is an impact to the available surface area of the property.

(1996 Code, sec. 12.403)

§ 3.08.005. Required trees.

- A. Requirements. A person subject to this article who is engaged in a construction project in the city shall insure that at the completion of construction and final inspection by the administrative official there are two (2) designated trees (see Section 3.08.006) remaining on the real property of at least **six inches (6")** caliper, whether they are preexisting trees or newly planted trees. Trees planted on the right-of-way shall not count towards tree requirements.

In the event the minimum amount of two (2) trees cannot be planted on real property, the owner shall contribute funds to the Urban Forest Management Fund. **The contribution amount will be determined on an annual basis based on the market rate for purchase and installation expenses for a six-inch (6") caliper tree from a North Texas tree farm.**

- B. Exception. On single-family attached (SF-A) lots less than fifty feet (50') in width, only one (1) tree shall be required to be left remaining on the lot at the completion of construction, whether a preexisting tree or a newly planted tree.

(1996 Code, sec. 12.404)

§ 3.08.006. Designated trees; planting location; time of planting.

- A. Trees. Trees from the 'Approved tree species list' in the University Park Tree Manual may be planted within the city. Any additions to this list, including small ornamental trees, shall be reviewed and approved by the parks director, the city's urban forester, and the tree advisory board.

- B. Location for planting trees. Replacement trees required by this article shall be placed on the lot or parcel where the construction has occurred. They may not be planted in utility easements or rights-of-way, nor shall they be placed in an area such that the mature canopy of the tree will interfere with overhead utility lines. No trees shall be planted within ten feet (10') of a fire hydrant or within visibility sight triangles.
- C. Time of planting. Replacement trees shall be planted prior to the issuance of a certificate of occupancy or project release when possible. The Community Development Director or designee may issue a deferral based on weather conditions or other extenuating circumstances.

(1996 Code, sec. 12.405)

§ 3.08.007. Tree protection during construction.

A major purpose of this article is to protect designated trees which are not removed and to allow approved construction to occur. The following procedures apply to all types of construction projects which involve development around designated trees. The following procedures are deemed appropriate in the noted situation; however, unique circumstances may allow modifications if deemed necessary by the administrative official.

(1) Prohibited activities. The following activities shall be prohibited within the limits of the dripline of any designated tree that is subject to the requirements of this article:

- (A) Materials storage. No materials intended for use in construction or waste materials accumulated due to excavation or demolition shall be placed within three feet (3') of the trunk of any designated tree.
- (B) Equipment cleaning and disposal of liquids. No equipment may be cleaned or other liquids deposited within the limits of the drip line of a designated tree. This includes, but is not limited to, paint, oil, solvents, asphalt, concrete, mortar, or other materials.
- (C) Attachments to trees. No signs, wires, or other attachments, other than those of a protective nature, shall be attached to any tree.
- (D) Vehicular or equipment traffic. No vehicle and construction equipment traffic or parking is allowed within three feet (3') of a trunk of designated tree.

(2) Mulching and pruning. The procedures listed below shall be followed prior to construction:

- (A) Protective mulching. All designated trees shall have a minimum of four inches (4") of mulch placed from the base of the tree to the designated tree's drip line to reduce soil compaction.

(B) Pruning. If a low-hanging limb is broken during the course of construction, the remaining portion of the limb may be cut. The limb shall be cut either flush to the trunk on or at the next joint of the limb. Wounds on oak trees shall then be sealed with pruning paint if made during oak wilt season. In no instance shall pruning involve a portion of the trunk or thirty percent (30%) of the entire canopy without the administrative official's prior approval.

(C) Improvements within critical root zone.

Design constraints often dictate that designated trees slated for preservation have encroachment on their critical root zone. The following are the minimum design criteria allowed within the critical root zone of a designated tree. Development exceeding the criteria would put the designated tree at risk, and therefore it will no longer be considered a preserved designated tree. In such case, replacement trees shall also be required.

a. Grade changes. In the event that grade changes must be made around a designated tree or group of designated trees, the following shall be implemented in order to maintain oxygen and water exchange within the designated tree's critical root zone.

(i) A minimum of seventy-five percent (75%) of the critical root zone must be preserved at the existing grade with no cuts, fills, additional or replacement soil, with existing ground cover or landscaping for the tree preserved, to be considered a preserved designated tree.

(ii) No cut or fill greater than two inches (2") shall be located closer to the tree trunk than one-half (1/2) of the radius of the critical root zone radius distance.

(iii) Decrease grade: Provide retaining walls outside the drip line to mitigate cuts.

b. Boring of utilities. The administrative official may permit boring under designated trees in certain circumstances. The minimum length of the bore shall be the width of the tree's canopy and shall be at a minimum depth of twenty-four inches (24").

c. Trenching. Irrigation systems shall be designed to avoid trenching across the critical root zone of any designated tree. Bore or air spade may be an acceptable alternative.

d. Paving. A maximum of twenty-five percent (25%) of the critical root zone of a designated tree may be covered with impervious paving. The pavement and the cut and fill for the pavement is to not exceed one-half (1/2) of the critical root zone radius distance.

(D) Other requirements.

A. Tree protection fences shall be installed prior to the commencement of any site preparation work (clearing, grubbing, or grading).

B. Fences shall be located at the dripline of the designated tree unless to prevent:

(i) Soil compaction in the critical root zone resulting from vehicular traffic or storage of equipment or materials.

(ii) Critical root zone disturbances due to grade changes greater than two inches (2") cut or fill, or boring which was not authorized by the administrative official.

(iii) Wounds to the trunk, limbs, or exposed roots by mechanical equipment.

(iv) Other activities that are detrimental to trees such as chemical storage, cement truck cleaning, and fires.

(v) Fence material shall consist of 4-foot-high orange safety fence which is staked in a manner to support the fencing during the duration of construction.

b. All grading within critical root zones of designated trees shall be performed by hand or small equipment to minimize damage.

c. Trees most heavily impacted by construction activities should be watered deeply once a week during periods of hot and dry weather. Tree crowns should be sprayed with water periodically in the early morning hours during hot, dry weather to reduce dust accumulation on the leaves.

d. Trenching for landscape irrigation, electrical conduit or any other applications shall be located as far from the existing tree drip line as possible and performed by hand or air spade.

e. Pruning to provide clearance for structures, vehicular traffic and equipment shall take place before construction begins.

(1996 Code, sec. 12.406)

§ 3.08.008. Non-approved replacement species.

The species listed as ‘Non-Approved Tree List’ in the University Park Tree Manual are not appropriate for planting. A list of appropriate species for replanting, as well as guidelines for proper planting techniques, can be found in the University Park Tree Manual.

(1996 Code, sec. 12.408)”

SECTION 2. All ordinances of the City of University Park in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. Should any sentence, paragraph, subdivision, clause, phrase or section of this ordinance or the Codes or amendments adopted hereby be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, or the Code of Ordinances as a whole, other than the part so declared to be invalid, illegal, or unconstitutional.

SECTION 4. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction in the municipal court of the City of University Park, shall be fined in an amount not to exceed the sum of five hundred dollars (\$500.00) for each offense, and each and every day such offense continues shall constitute a separate offense.

SECTION 5. This ordinance shall take effect immediately from and after its passage, and the publication of the caption, as the law and Charter in such cases provide.

DULY PASSED by the City Council of the City of University Park, Texas, on the ____ day of _____ 2025.

APPROVED:

TOMMY STEWART, MAYOR

ATTEST:

CHRISTINE GREEN, CITY SECRETARY

APPROVED AS TO FORM:

CITY ATTORNEY

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF UNIVERSITY PARK, TEXAS, AMENDING THE CODE OF ORDINANCES, ARTICLE 1.10, TO REGULATE TREES, SHRUBS, WEEDS, AND GRASS IN PUBLIC PLACES **AND PARKWAY**; PROVIDING DEFINITIONS; PROHIBITING CERTAIN CONDITIONS; REGULATING PARKWAY TREE PLANTING, MAINTENANCE, AND REMOVAL; CREATING A TREE ADVISORY BOARD; PROVIDING FOR APPOINTMENT OF AN URBAN FORESTER; PROVIDING FOR ADOPTION OF A TREE MANUAL; AMENDING ARTICLE 3.08 OF THE CODE OF ORDINANCES TO PROVIDE DEFINITIONS; PROVIDING FOR REQUIRED AND DESIGNATED TREES; PROVIDING FOR PAYMENT INTO AN URBAN FOREST MANAGEMENT FUND IN CERTAIN CASES; PROVIDING FOR PROTECTION OF TREES DURING CONSTRUCTION; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

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