

3+ Family & all other private non residential lots  
(with or without construction)

Current and City proposed Ordinance applies to lots with special permits. Tree Ordinance requirements can not be changed through a special permit.

10/12/2022	Administration Docket Item					Councilor Docket Item
	<b>3+ family &amp; non-special-permit commercial</b> (with or without construction)	<b>1-2 family: no construction disclosed</b> <del>(occupancy does not matter)</del> <b>Lot must be occupied</b>		<b>1-2 family: disclosure of construction</b> (within 24 months)	<b>Special Permit lots</b>	<b>All lots</b>
<b>Which trees are protected?</b>	Trees 6" DBH or larger	<b>None</b> under 55" DBH	Legacy Trees (55" DBH or larger)	Trees 6" DBH or larger	None specified <b>← Same as →</b>	Trees 6" DBH or larger
<b>What are the new tree categories for replacement purposes?</b>	Protected Tree = 1:1 Significant Tree = 1.5:1 Landmark Tree = 2:1 Legacy Tree = 3:1	NA	3:1	Protected Tree = 1:1 Significant Tree = 1.5:1 Landmark Tree = 2:1 Legacy Tree = 3:1	NA <b>← Same as →</b>	Protected Tree = 1:1 Significant Tree = 1.5:1 Landmark Tree = 2:1 Legacy Tree = 3:1
<b>Are there exemptions for cutting protected trees?</b>	40B Projects exempt	All exempt <b>(Requires Permit)</b>	No	No	<del>Not clear</del> <b>No</b>	40B Projects exempt
<b>What are the replacement/mitigation requirements?</b>	Replacement trees OR Payment in Lieu	None	Replacement trees OR Payment in Lieu	Replacement trees OR Payment in Lieu	None <b>← Same as</b>	Mitigation payment with DEDUCTION for replacement trees
<b>Is a Certified Arborist required?</b>	Yes	No	Yes	Yes	No <b>Yes</b>	Yes
<b>When is a Certified Arborist required?</b>	nos. 1 - 7 below <b>AND tree removal</b>	NA	nos. 1 - 7 below <b>AND tree removal</b>	nos. 1 - 7 below <b>AND tree removal</b>	NA <b>AND tree removal</b>	nos. 1 - 7 below AND (8) tree removal
<b>Protection of abutter trees during construction?</b>	Yes	NA	NA	Yes	No <b>Yes</b>	Yes
<b>Protection of abutter trees during tree removal only?</b>	No	No	No	No	No <b>Yes</b>	Yes
<b>Notification given to abutters?</b>	No	No	No	No	No	Yes
(1) relocation of trees; (2) (a) dead, (b) diseased, (c) injured, (d) in danger of falling, (e) dangerously close to existing structures, (f) disrupting public utility services, (g) causing drainage or (h) passage problems on rights of way, or (i) posing a threat to public safety; (3) grade changes w/in Tree Save Area; (4) Exterior work; (5) health of other trees; (6) confirm tree protections in place; (7) confirm replacement trees in place						