

SECTION 10) DISTANCE FROM CURB AND SIDEWALK:

The distance public trees may be planted from curbs or curb line and sidewalks will be in accordance with the three species size classes in the Village of Holland Tree Commission's list of Street Trees and no trees may be planted closer to the curb or sidewalk than the following:

- Small trees two (2) feet
- Medium trees three (3) feet
- Large trees four (4) feet

Except in special plantings designed or approved by the Village Tree Commission.

SECTION 11) DISTANCE FROM THE STREET CORNERS AND FIRE PLUGS:

No public tree shall be planted closer than thirty five (35) feet from any street corner, measured from the point nearest the intersecting curbs or curb lines. No public tree shall be planted closer than ten (10) feet to any fire hydrant.

SECTION 12) UTILITIES:

No public trees other than those species referred to as Small Trees in the Tree Commission's list of Street Trees may be planted under or within twenty five (25) lateral feet of any overhead utility wire.

SECTION 13) ADOPTION OF RULES:

The Tree Commission, with the approval of Village Council, may adopt rules consistent with this ordinance which shall provide detailed guidelines for the administration of this Ordinance.

SECTION 14) PENALTY:

Whoever violates or fails to comply with any of the provisions of this chapter is guilty of a minor misdemeanor and shall be fined not more than one hundred dollars (\$100.00). A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

SECTION 15):

It is hereby found and determined that all formal actions of this council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 16): EMERGENCY CLAUSE:

This ordinance is hereby declared to be an emergency measure due to the fact that failure to properly maintain public trees presents a potential health and safety hazard to the Village of Holland residents.
Vote on emergency measure: Ayes Nays ____ Abstain

Vote on passage: ____ Ayes Nays Abstain Passed this 22nd day of December, 1997.

Attest: _____
President of Council

Clerk-Treasurer

Approved: