



# LAND DIVISION

## INFORMATION GUIDE

### Tree Review

#### Tree Review

Tree Review provides a process to:

- evaluate whether mitigation proposed for tree removal is appropriate and adequate;
- evaluate if changes to tree preservation plans or tree-related conditions of approval are appropriate;
- determine the level of mitigation for trees lost due to violations of tree regulations; and
- offer flexibility for unusual site situations.

#### When is a Tree Review required?

Chapter 33.853 of the Portland Zoning Code (Title 33) requires Tree Review in the following situations:

##### A. Proposed tree removal within the following Plan Districts and Overlay Zones

- Trees in the Scenic Overlay Zone that do not qualify for removal under 33.480.040.B.2.g, Preservation of Trees
- Johnson Creek Basin Plan District, Section 33.537.125, Tree Removal Standards
- Rocky Butte Plan District, Section 33.570.040.C, Tree Removal Standards

*Proposed tree removal that meets certain conditions may not require tree review. Refer to the above Zoning Code Sections to determine if an exemption is allowed. Proposed tree removal that requires environmental review is exempt from tree review.*

##### B. Changes to tree preservation requirements of a land use review approval.

Proposed changes to tree preservation requirements, such as changes to trees to be preserved, mitigation requirements, or other conditions of approval, require tree review.

*If the tree preservation or mitigation was required as part of an environmental, greenway, or Pleasant Valley natural resource review, changes are subject to the regulations of the relevant overlay zone chapter and exempt from tree review.*

##### C. Corrections to violations.

Corrections to violations of tree protection and tree preservation regulations of the Zoning Code require tree review.

*Tree violations in the environmental, greenway, and Pleasant Valley natural resource overlay zones are not subject to Tree Review but are reviewed through the procedures of those overlay zones.*

#### Tree Review Procedure

Most Tree Reviews are processed through a Type II land use review procedure. Chapter 33.730 explains the steps of the land use review.

*For violations of tree preservation requirements, a Type III process may be required if the original land use process was a Type III. Refer to Section 33.853.030.*

## **Approval Criteria**

Applications for Tree Reviews must include written statements describing how the applicable approval criteria are met. Approval criteria for Tree Reviews are found in Zoning Code Chapter 33.853, [www.portlandoregon.gov/zoningcode](http://www.portlandoregon.gov/zoningcode).

## **Frequently Asked Questions**

**Can I apply for Tree Review for proposed amendments to tree preservation or mitigation plans that were originally approved through an environmental, greenway, or Pleasant Valley natural resource review?**

*No. Tree Review regulations do not apply in the environmental, greenway, or Pleasant Valley natural resource overlay zones or to environmental, greenway, or Pleasant Valley natural resource reviews.*

**Is Tree Review required for violations of the tree preservation requirements in the Johnson Creek Plan District?**

*Yes, if the site is not within an environmental overlay zone.*

**How do I change or correct my approved Land Division Tree Preservation Plan before final plat approval?**

*If tree preservation requirements are the only change proposed, a tree review is required.*

*For more information visit or call the Planning and Zoning staff at the Development Services Center at 1900 SW 4th Avenue, Suite 1500, 503-823-7526*

Information is subject to change.

For current Portland Zoning Code visit [www.portlandoregon.gov/bds](http://www.portlandoregon.gov/bds) | select Codes tab | City Codes | Title 33 Zoning Code