

Comparison of Proposed Amendments to Title 11 Code Regarding Tree Preservation in Development Situations

Item	Description	Current Code	Proposal A (Parks)	Proposal B (BDS)	PSC Recommendation	UFC Recommendation
1	Large Tree DBH Threshold	None	48"	50"	36"	30"
2	Applies to All Trees or Only Trees Below 1/3 Preservation Std?	1/3 Standard	<ul style="list-style-type: none"> Up to 48" = 1/3 Standard 48" or greater = All trees 	<ul style="list-style-type: none"> Up to 50" = 1/3 Standard 50" or greater = All trees 	<ul style="list-style-type: none"> Up to 36" = 1/3 Standard 36" or greater = All trees 	<ul style="list-style-type: none"> Up to 30" = 1/3 Standard 30" or greater = All trees
3	Mitigation Fee In-Lieu of Preservation Structure	\$1,200/tree removed (based on cost to plant and maintain 2 replacement trees)	<ul style="list-style-type: none"> Up to 48"=current code (\$1,200/tree removed) 48" and greater = fee per inch removed @ \$300 per inch (\$14,400+) 	<ul style="list-style-type: none"> Up to 20" = current code (\$1,200/tree removed) 20" and greater = graduated fee based on cost of replacement trees @ \$300/inch (\$2,400-\$6,000) 50" and greater = \$6,000 	<ul style="list-style-type: none"> Up to 20" = current code (\$1,200/tree removed) 20" and greater = graduated fee based on cost of replacement trees @ \$300/inch (\$2,400-\$6,000) 50" and greater = \$9,000 	<ul style="list-style-type: none"> Up to 20" = current code (\$1,200/tree removed) 20" and greater = \$300/inch, cost per inch based on current fee schedule
4	Fee Per Tree or Per Site?	Per Tree	Per Tree	Per Tree	Per Tree	Per Tree
5	Cap on Fee?	\$1,200/tree	None	\$6,000/tree	\$9,000/tree	None
6	Notice Requirements	None	On-site posted notice for 7 days	On-site posted notice for 14 days	On-site posted notice for 30 days, + Neighborhood Association notification	On-site posted notice for 30 days, + Neighborhood Association notification
7	Applicability to City and Street Trees?	No	Yes	No	Yes	Yes
8	Sunset Date?	N/a	None	None	3 years	3 yrs after passage
9	Other changes	None	None	None	None	Lot size exemption reduced from 5,000 to 3,000 sq. ft.

Mitigation Schedules Proposed for Trees Removed During Development

*This applies to all trees removed above the large tree diameter threshold defined by each proposal
and any smaller trees removed beneath the 1/3 "Tree Preservation" Standard*

Size of Tree Removed (inches in diameter)	Current Code		Proposal A (Parks)		Proposal B (BDS)		PSC Recommendation		UFC Recommendation	
	Number of Replacement Trees that Fee is Based On	Corresponding Fee In-Lieu of Preservation	Number of Replacement Trees that Fee is Based On	Corresponding Fee In-Lieu of Preservation	Number of Replacement Trees that Fee is Based On	Corresponding Fee In-Lieu of Preservation	Number of Replacement Trees that Fee is Based On	Corresponding Fee In-Lieu of Preservation	Number of Replacement Trees that Fee is Based On	Corresponding Fee In-Lieu of Preservation
At least 12 and less than 20	2	\$1,200	2	\$1,200	2	\$1,200	2	\$1,200	2	\$1,200
At least 20 and less than 36*	2	\$1,200	2	\$1,200	4	\$2,400	4	\$2,400	inch-for-inch fee	\$6,000 to \$10,800 (\$300 per inch)
At least 36 and less than 50*	2	\$1,200	2	\$1,200	6	\$3,600	6	\$3,600	inch-for-inch fee	\$10,800 to \$15,000 (\$300 per inch)
At least 50* or more	2	\$1,200	inch-for-inch fee	\$15,000+ (\$300 per inch)	10	\$6,000	15	\$9,000	inch-for-inch fee	\$15,000+ (\$300 per inch)

**Note: Tree diameter categories were designed with a boundary of 35" in Proposal B (BDS). The PSC recommendation amended this to a 36" boundary. Similarly, the 50" boundary for large trees is used in the Proposals by BDS and PSC, while a 48" boundary for large trees was used for Proposal A (Parks). That under Proposal A (Parks), any trees 48-50" in diameter would also be subject to inch-for-inch mitigation (\$14,400-\$15,000 per tree)*