



Notice of Decision: Tree Removal Denied

Date: April 20, 2016

Applicant:

Marvin Klopfenstein
Mountain View Tree Service LLC
P.O. BOX 7530
SALEM, OR 97303
office@mtvtreeoregon.com

Property Owner:

LAURA E ROSENBAUM & DANIEL J POLLACK-
PELZNER
4235 SW PENDLETON ST
PORTLAND, OR 97221-3452

Case number: 16-154903-000-00-UF

Tree location: 4235 SW PENDLETON ST

Dear Marvin Klopfenstein,

Thank you for contacting Urban Forestry with your request for a Tree Removal Permit. Your application has been reviewed and the tree(s) inspected. Portland City Code Title 11 Trees encourages retention of healthy trees where practical alternatives to removal exist. It requires that Urban Forestry balance a property owner's objectives for reasonable use and enjoyment of the property with broader economic, ecological, and community concerns to avoid significant adverse impacts from tree removal. Permit decisions are based upon an evaluation of the facts and applicable criteria and review factors.

Your application has been reviewed and tree(s) inspected. The following trees are not approved for removal:

- * 3 douglas-fir (*Pseudotsuga menziesii*)
- * 1 maple, bigleaf (*Acer macrophyllum*)

The trees listed above are not permitted for removal because they do not meet Title 11 tree removal criteria and review factors. Specifically, your tree is not approved for removal because:

Private trees:

- Trees appear healthy and not dead, dying or dangerous at the time of inspection; trees are >10' from an attached structure, tree is not a nuisance species, and tree is ≥20" DBH (Title 11.40.050.A.2)
- Objectives for use of the property can be met by practical alternatives to removal of the tree (Title 11.40.050.B.2.a)
- The species of tree is appropriate for its location (Title 11.40.050.B.2.b)
- The tree's growth habit has not developed in a manner that would prevent continued healthy growth or is not negatively impacting other trees (Title 11.40.050.B.2.c)
- Removal will significantly affect neighborhood character, based on the tree's attributes, visibility of the tree to the public, or past removals of trees in the area (Title 11.40.050.B.2.d)
- Removal will have a significant adverse impact on the viability of other trees or make other

Sustaining a healthy park and recreation system to make Portland a great place to live, work and play.



— trees more vulnerable to windthrow (Title 11.40.050.B.2.d)
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If you believe that this decision errs in applying the above criteria and review factors from chapters 11.40.040 and 11.40.050 of Title 11 Trees, you may appeal to the Urban Forestry Appeals Board. An Appeal Application and a non-refundable filing fee of \$100 must be received by our office within fourteen days of the date of this letter by May 04, 2016. Appeal Applications are available at www.portlandoregon.gov/trees/appeal or by contacting me.

Portland's urban forest is vital to the livability of our community. Trees provide essential services such as contributing to clean air and water, providing wildlife habitat, and making our neighborhoods attractive places to live and work. For these reasons, City code encourages regular tree maintenance and alternatives to tree removal.

This is a Notice of Decision only. Tree removal without a permit is prohibited and is subject to civil penalties of up to \$1,000 per violation per day per City Code Title 11.

Sincerely,

Frank Krawczyk
Tree Inspector and Certified Arborist
503-823-4442
Frank.Krawczyk@portlandoregon.gov