

Bill No. 41-12  
Concerning: Streets and Roads –  
Roadside Trees - Protection  
Revised: 7-23-13 Draft No. 20  
Introduced: December 11, 2012  
Enacted: July 23, 2013  
Executive: \_\_\_\_\_  
Effective: March 1, 2014  
Sunset Date: None  
Ch.     , Laws of Mont. Co.         

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Councilmembers Berliner and Elrich

**AN ACT** to:

- (1) require ~~[[a permit]] certain persons to file, and the Department of Permitting Services to approve, a tree protection plan, and to obtain a right-of-way permit, for certain activities affecting roadside trees;~~
- (2) require certain persons to plant certain trees and to pay into a roadside tree replacement fund under certain circumstances;
- (3) require the County Executive to adopt regulations specifying certain roadside tree protection, conservation, and replacement standards; and
- (4) generally amend the law regarding streets and roads.

By amending

Montgomery County Code  
Chapter 2, Administration  
Section 2-112  
Chapter 8, Buildings  
Section 8-26  
Chapter 49, Streets and Roads  
Sections 49-35 and 49-36

By adding

Chapter 19, Erosion, Sediment Control and Storm Water Management  
Section 19-71  
Chapter 49, Streets and Roads  
Section 49-36A

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
<del>[Single boldface brackets]</del>	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
<del>[[Double boldface brackets]]</del>	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*



22 plan within 30 days, the plan is approved by default. The Department  
 23 may require further information after a proposed plan is submitted, and  
 24 may extend this deadline once for an additional 15 days to receive any  
 25 needed information. The Department also may extend this deadline at  
 26 the request of the applicant.

27 (o) Regulations. The Director may recommend, and the Executive may  
 28 adopt, regulations under Method (2) to specify standards and practices  
 29 needed to protect and maintain roadside trees, including construction  
 30 practices needed to prevent or minimize damage to roadside trees, under  
 31 subsection (n). These regulations must be at least as stringent as  
 32 applicable state roadside tree care standards and requirements.

33 **19-71. Tree Protection.**

34 (a) If any clearing, construction, or development allowed by any permit  
 35 issued by the Department of Permitting Services under this Chapter  
 36 would result in the trimming, cutting, removal, or injury of any roadside  
 37 tree (as defined in Section 49-35) or any tree located in a State right-of-  
 38 way in the County, the Director must not issue that permit until:

39 (1) the applicant obtains a roadside tree care permit as necessary  
 40 from the State Department of Natural Resources; and

41 (2) the applicant has submitted, in connection with the permit applied  
 42 for under this Chapter, and the Director has approved, a site-  
 43 specific tree protection plan that meets the requirements of  
 44 Section 49-36A(d), unless the applicant is engaged in an activity  
 45 described in Section 49-36A(b)(2).

46 (b) The Department must approve or reject each proposed tree protection  
 47 plan within 30 days after receiving it. If the Department does not act on  
 48 a proposed plan within 30 days, the plan is approved by default. The

49 Department may require further information after a proposed plan is  
50 submitted, and may extend this deadline once for an additional 15 days  
51 to receive any needed information. The Department also may extend  
52 this deadline at the request of the applicant.

53 (c) The County Executive may adopt regulations under Method (2) to  
54 specify standards and practices needed to protect and maintain roadside  
55 trees, including construction practices needed to prevent or minimize  
56 damage to roadside trees, under this Section. These regulations must be  
57 at least as stringent as applicable state roadside tree care standards and  
58 requirements.

59 **49-35. [Permits for grading and construction] Right-of-way [and roadside**  
60 **tree work] permit.**

61 (a) (1) A person must not construct any road, sidewalk, shared use path,  
62 curb and gutter, driveway, or drainage structure[, or]; begin any  
63 such construction (including clearing, grading, and tree  
64 cutting)[,]; or perform any tree work on any roadside tree  
65 (including removing a stump in a County right-of-way), without a  
66 permit from the Director of Permitting Services. Any permit  
67 issued for roadside tree work must comply with Section 49-36A.  
68 In this Article, “roadside tree” means any plant that has a woody  
69 stem or trunk which grows all, or in part, in the right-of-way of  
70 any County public road.

71 (2) In this Section and Sections 49-36, 49-36A, and 49-37, unless  
72 otherwise specified, Director refers to the Director of Permitting  
73 Services and Department refers to the Department of Permitting  
74 Services.

75 \* \* \*

(b) The Director must collect a fee, set by Method 3 regulation, for each right-of-way [[and roadside tree work]] permit application. However, the Director must not collect a fee for any permit to remove:

(1) a tree that endangers a person or property; or

(2) a stump in the right-of-way.

(c) \* \* \*

[(c)] (d) \* \* \*

[(d)] (e) Any violation of this Section is a Class A violation.

[(e)] (f) [Half] The Director must refund half the fees required by this Section [must be refunded] to the applicant if a permit is rejected or withdrawn [prior to the commencement of] before construction begins. If an applicant proposes to undertake a project using materials, standards, or specifications superior to those required under this Article, the fees charged must be computed on the estimated cost of the project as if it met those requirements.

[(f)] (g) \* \* \*

[(g)] (h) \* \* \*

**49-36A. Roadside tree work.**

*[(a)] Definitions. In this Section, the following words have the meanings indicated:*

*Certified arborist means a person who is certified as an arborist by the International Society of Arboriculture or who the Director finds has an equivalent level of experience and training.*

*Critical root zone means the minimum area beneath a tree (typically a concentric circle not less than 1.5 feet per diameter/inch of the tree, measured at 4.5 feet above ground level) that must be protected to*

102 preserve sufficient root mass to give the tree a reasonable chance of  
 103 long-term survival.

104 Licensed tree expert means a person licensed under Title 5, Subtitle 4 of  
 105 the Natural Resources Article of the Maryland Code or any successor  
 106 provision.

107 Pesticide means a:

108 (1) chemical or biological preparation used to kill, inhibit, or  
 109 regulate growth on a targeted plant, plant spore, or plant seed,  
 110 including:

111 (A) an herbicide;

112 (B) an insecticide;

113 (C) a tree growth regulator; and

114 (D) a fungicide; or

115 (2) substance or mixture of substances intended:

116 (A) to prevent, destroy, repel, or mitigate a pest;

117 (B) for use as a plant regulator, defoliant, or desiccant; or

118 (C) for use as a spray adjuvant, such as a wetting agent or  
 119 adhesive.

120 Recommended County tree list means a list of trees approved by the  
 121 Director after consulting the Chief of Tree Maintenance in the  
 122 Department of Transportation. The recommended tree list must include  
 123 each tree that the Department identifies as suitable for planting on  
 124 specific sites and conditions in the right-of-way of a public road.

125 Roadside tree means any single-stem plant that has a woody stem or  
 126 trunk that grows all, or in part, in the right-of-way of any County or  
 127 State public road or shared use trail. **[[Roadside tree includes the tree's**  
 128 **critical root zone.]]**

- 129 Tree work means any activity affecting a roadside tree, including:  
130 (1) removal of a roadside tree or a remaining stump;  
131 (2) planting pruning, root-pruning, or trimming a roadside tree;  
132 (3) application of pesticide directly to or in the ~~[[critical root zone~~  
133 of]] right-of-way abutting a roadside tree;  
134 (4) protection of a roadside tree; or  
135 (5) treatment that may adversely affect the health or growth of a  
136 roadside tree.
- 137 (b) Applicability; exceptions.
- 138 (1) The following activities do not require a right-of-way and  
139 roadside tree work permit:
- 140 (A) cutting or clearing a public utility right-of-way or land for  
141 an electric generating station licensed under Sections 7-  
142 204, 7-205, 7-207, or 7-208 of the Public Utilities Article  
143 of the Maryland Code, or any successor provision, if:
- 144 (i) any required certificate of public convenience and  
145 necessity has been issued under Section 5-1603(f) of  
146 the Natural Resources Article of the Maryland Code  
147 or any successor provision; and
- 148 (ii) the cutting or clearing is conducted in a way that  
149 minimizes the loss of forest;
- 150 (B) routine maintenance of a public utility right-of-way, and  
151 cutting or clearing any tree by a public utility as necessary  
152 to comply with applicable vegetation management  
153 requirements or to maintain, repair, replace, or upgrade  
154 any public utility transmission or distribution line; or

155                    (C) cutting or clearing a public utility right-of-way or land for  
156                    a new transmission or distribution line.

157                    (2) A licensed tree expert need not obtain a permit for work  
158                    performed on:

159                    (A) a tree that is uprooted or truncated because of a storm or  
160                    vehicular collision;

161                    (B) a tree branch that is broken and contacts a telephone,  
162                    cable television, electric power, or other wire carrying  
163                    electric current; or

164                    (C) a tree or tree branch that a certified arborist or licensed  
165                    tree expert finds is endangering a person or property.

166                    (3) A certified arborist or licensed tree expert who provides tree  
167                    work under paragraph (2) must, within one week after an action  
168                    is taken, give the Department:

169                    (A) notice of the property address, if available, and general  
170                    area where the action was taken; and

171                    (B) a proposed plan to upgrade the work, if necessary, to the  
172                    tree work standards in this Section and applicable  
173                    regulations.

174                    The Department must approve, modify, or reject the proposed  
175                    plan, after reviewing the actions taken, within 14 days after  
176                    receiving the information. If the Department does not act on the  
177                    proposed plan within 14 days, the plan is approved by default.

178                    The Department may require further information, and may  
179                    extend this deadline once for an additional 15 days in  
180                    extenuating circumstances. The Director also may extend this  
181                    deadline at the request of the applicant.



- 182           (c)   Right-of-way and roadside tree work permit required.
- 183           (1)   The Department must not issue a building or related permit to an  
 184           applicant for any demolition, clearing, pre-construction activity,  
 185           construction, or development that is likely to result in the  
 186           trimming, pruning, root-pruning, cutting, removal, or injury of a  
 187           roadside tree unless the applicant first obtains a right-of-way and  
 188           roadside tree work permit from the Department.
- 189           (2)   ~~[[A]]~~ Except as provided in subsection (b)(1), a right-of-way and  
 190           roadside tree work permit is required for any tree work on a  
 191           utility located in a right-of-way, such as a:
- 192                   (A)   sewer;
- 193                   (B)   water or gas pipe;
- 194                   (C)   storm drain;
- 195                   (D)   electric, telephone, or television cable or conduit;
- 196                   (E)   sidewalk;
- 197                   (F)   driveway;
- 198                   (G)   sump pump;
- 199                   (H)   gutter outflow line; or
- 200                   (I)   roadway or similar structure.
- 201           (3)   A person may receive a right-of-way and roadside tree work  
 202           permit to perform tree work if the person:
- 203                   (A)   holds title to the land where the roadside tree is located;
- 204                   (B)   owns property abutting the right-of-way at the point where  
 205                   the tree is located
- 206                   (C)   is a government agency that has an easement for the  
 207                   public right-of-way where the tree is located;
- 208                   (D)   is responsible for providing tree care to the tree; or

209                    (E) is an authorized agent of any of these.

210            (d) Permit issuance and administration.

211            (1) After receiving an application for a right-of-way and roadside  
212            tree work permit, the Department may meet with the applicant  
213            and conduct an on-site examination of the proposed tree work.

214            (2) The Department should consult with the Chief of Tree  
215            Maintenance in the Department of Transportation regarding any  
216            application under which the applicant would perform tree work.

217            (3) The Department may issue a permit if the applicant shows that  
218            the proposed tree work is necessary to:

219            (A) protect the health of the tree;

220            (B) eliminate or reduce a hazard to property, public safety, or  
221            health;

222            (C) improve or prevent a deteriorated tree condition;

223            (D) improve the overall appearance of the right-of-way; or

224            (E) carry out a development which has received all other  
225            applicable development approvals.

226            (4) The Department may issue:

227            (A) a permit for a specific tree or group of trees for specific  
228            tree work for a term not to exceed 1 year after the permit is  
229            issued; and

230            (B) a permit for a comprehensive and continuing program of  
231            general tree work.

232            (5) A permit issued under paragraph (4)(B) must specify the types of  
233            tree work it covers, as allowed by the license of the person who  
234            will supervise the program.

- 235           (6) If the Department denies a permit application, the Department  
 236           must notify the applicant of the reason.
- 237           (7) The Department may:
- 238                (A) modify any term or condition of a permit to best achieve  
 239                the objectives of this Article; or
- 240                (B) suspend or revoke a permit if the holder violates a  
 241                condition of the permit or a provision of this Section or the  
 242                Natural Resources Article of the Maryland Code.
- 243           (e) Tree work performance; inspection; replacement.
- 244                (1) Each permittee must take all necessary measures to protect a  
 245                roadside tree from damage during all phases of clearing,  
 246                construction, or development of a building or other structure,  
 247                including installing protective fencing, avoiding soil compaction,  
 248                and protecting critical root zones in the right-of-way.
- 249                (2) A permittee must repair any damage a tree sustains during  
 250                construction or development, including any broken limb, root, or  
 251                scarred trunk, and any damage caused by soil compaction.
- 252                (3) (A) Before any bond filed with the Department under this  
 253                Chapter is released, or (if no bond has been filed) before  
 254                any certificate of occupancy or similar final approval is  
 255                issued, the Department must inspect each affected  
 256                roadside tree to determine, after consulting the Chief of  
 257                Tree Maintenance in the Department of Transportation,  
 258                whether the tree has a reasonable chance of achieving the  
 259                typical maximum age of a roadside tree in that location.
- 260                (B) If the Department does not find that an affected tree has a  
 261                reasonable chance of achieving the typical maximum age

262 of a roadside tree in that location, or if the permittee has  
263 removed a roadside tree, the Department must require the  
264 permittee to pay an amount set by regulation into a tree  
265 replacement fund maintained by the Department of  
266 Transportation.

267 (C) The amount of payment must be set by Method 3  
268 regulation; must be proportionate to the cost of replacing  
269 each affected tree, using a replacement ratio specified by  
270 regulation that takes into account the survival rate of  
271 newly-planted trees; must be computed according to the  
272 size of the affected tree; may consider the species, age,  
273 rarity, and historical value (if any) of the affected tree; and  
274 must not be less than \$35 per circumference/inch of the  
275 affected tree.

276 (D) The permittee must pay the required amount within 30  
277 days after the Director notifies the permittee that the  
278 payment is required. The Director may treat any unpaid  
279 funds as a lien on the property where the affected tree is  
280 located, and must not issue a certificate of occupancy or  
281 similar final approval for the site until full payment is  
282 received.

283 (f) Use of pesticides.

284 (1) Any permittee who applies a pesticide directly to a roadside tree  
285 must be certified and licensed as required by the State  
286 Department of Agriculture, and must comply with applicable  
287 state regulations.

- 288           (2) Any permittee who applies a pesticide must only use a pesticide  
289           that is registered for that use by the U.S. Environmental  
290           Protection Agency and the State Department of Agriculture. Any  
291           permittee who applies a pesticide must follow the manufacturer's  
292           label directions for proper use.
- 293           (3) Before applying a pesticide, a permittee must notify the  
294           Department of the approximate time and place of application.
- 295           (4) Unless the Department directs otherwise, a permittee must not  
296           apply an herbicide to a tree if the tree is 6 feet tall or higher.
- 297           (5) A permittee must remove dead plant material resulting from the  
298           application of an herbicide if removal is necessary for safety  
299           reasons.
- 300           (6) A permittee must take reasonable precautions in selecting and  
301           applying a pesticide on or near a roadside tree to:
- 302                   (A) avoid the use of an herbicide on vegetation that  
303                   contributes to soil retention, especially at a highway cut or  
304                   fill and any other area with a steep slope; and
- 305                   (B) prevent stream pollution and damage to any adjoining  
306                   property.
- 307           (g) Roadside tree planting.
- 308                   (1) Any tree that is planted on a public right-of-way must be of a  
309                   species and variety from the recommended County tree list and  
310                   must conform to the American Standard for Nursery Stock or  
311                   standards that the Director identifies as equivalent.
- 312                   (2) Each roadside tree planting must comply with a planting plan  
313                   approved by the Department after consulting the Chief of Tree

314 Maintenance in the Department of Transportation. The planting  
 315 plan must cover:

- 316 (A) stump removal, including a requirement to fill in any  
 317 resulting hole;
- 318 (B) size and type of planting stock;
- 319 (C) planting specifications;
- 320 (D) spacing;
- 321 (E) species;
- 322 (F) proximity to overhead wires;
- 323 (G) care and maintenance; and
- 324 (H) any other site consideration.

325 (h) Regulations. The County Executive must adopt regulations under  
 326 Method 2 that are at least as stringent as applicable state roadside tree  
 327 standards and requirements. These regulations may specify further:

- 328 (1) criteria for right-of-way and roadside tree work permit issuance;
- 329 (2) roadside tree work standards and practices, including  
 330 construction practices that will minimize damage to roadside  
 331 trees;
- 332 (3) criteria for the use of pesticides; and
- 333 (4) roadside tree planting requirements.]]

334 (a) Right-of-way permit required. The Department must not issue a  
 335 building or related permit to an applicant for any demolition, clearing,  
 336 pre-construction activity, construction, or development that is likely to  
 337 result in the trimming, pruning, root-pruning, cutting, or removal of, or  
 338 injury to, a roadside tree unless the applicant obtains a right-of-way  
 339 permit from the Department under Section 49-35.

340 (b) Applicability; exceptions.

- 341           (1)   A person (including a government agency) may receive a right-  
342           of-way permit to perform tree work on a roadside tree if the  
343           person:
- 344           (A)   holds title to the land where the roadside tree is located;  
345           (B)   owns property abutting the right-of-way at the point where  
346           the tree is located;  
347           (C)   is a government agency that has an easement for the public  
348           right-of-way where the tree is located;  
349           (D)   is responsible for providing tree care to the tree;  
350           (E)   is a public utility; or  
351           (F)   is an authorized agent of any of these.
- 352           (2)   The following activities are not subject to this Section (except  
353           subsection (f)) and do not require a right-of-way permit:
- 354           (A)   cutting or clearing a public utility right-of-way or land for  
355           an electric generating station licensed under Sections 7-  
356           204, 7-205, 7-207, or 7-208 of the Public Utilities Article  
357           of the Maryland Code, or any successor provision, if:
- 358           (i)   any required certificate of public convenience and  
359           necessity has been issued under Section 5-1603(f) of  
360           the Natural Resources Article of the Maryland Code  
361           or any successor provision; and
- 362           (ii)  the cutting or clearing is conducted in a way that  
363           minimizes the loss of forest;
- 364           (B)   routine maintenance of a public utility right-of-way, and  
365           cutting or clearing any tree by a public utility as necessary  
366           to comply with applicable vegetation management

367 requirements or to maintain, repair, replace, or upgrade  
 368 any public utility transmission or distribution line; or  
 369 (C) cutting or clearing a public utility right-of-way or land for  
 370 a new transmission or distribution line.

371 (3) (A) A licensed tree expert need not obtain a right-of-way  
 372 permit for tree work performed on:

373 (i) a tree that is uprooted or severely damaged because  
 374 of a storm or vehicular collision;

375 (ii) a tree branch that is broken and contacts a  
 376 telephone, cable television, electric power, or other  
 377 wire carrying electric current; or

378 (iii) a tree or tree branch that a licensed tree expert finds  
 379 immediately endangers a person or property.

380 (B) A licensed tree expert who provides tree work under  
 381 subparagraph (A) must, within one week after an action is  
 382 taken, give the Department:

383 (i) notice of the property address, if available, and  
 384 general area where the action was taken; and

385 (ii) a proposed plan to upgrade the work, if necessary, to  
 386 the tree work standards in this Section and  
 387 applicable regulations.

388 The Department must approve, modify, or reject the  
 389 proposed plan, after reviewing the actions taken, within 14  
 390 days after receiving the information. If the Department  
 391 does not act on the proposed plan within 14 days, the plan  
 392 is approved by default. The Department may require  
 393 further information, and may extend this deadline once for



394 an additional 15 days in extenuating circumstances. The  
395 Director also may extend this deadline at the request of the  
396 applicant.

397 (c) Basis of permit. The Department may issue a right-of-way permit if the  
398 applicant shows that the proposed tree work is necessary to:

- 399 (1) protect the health of the tree;  
400 (2) eliminate or reduce a hazard to property, public safety, or health;  
401 (3) improve or prevent a deteriorated tree condition;  
402 (4) improve the overall appearance of the right-of-way; or  
403 (5) carry out a development which has received all other applicable  
404 development approvals.

405 (d) Tree protection plan.

406 (1) The Department must not issue a right-of-way permit for tree  
407 work under Section 49-35 until the applicant has submitted, and  
408 the Department has approved, a site-specific tree protection plan  
409 that requires the applicant to take all necessary measures to  
410 protect, and minimize damage during development to, any  
411 affected roadside tree.

412 (2) If the advice or consent of any County department, in its role as  
413 owner of or otherwise responsible for the care of any tree in a  
414 County right-of-way, is needed or requested before the state  
415 Department of Natural Resources may act on a permit allowing  
416 tree work on a tree in a County right-of-way, that County  
417 department must not give its advice or consent until the  
418 Department of Permitting Services has approved a tree protection  
419 plan under this subsection, Section 8-26, or Section 19-71.

420           (3) The Department must approve or reject each proposed tree  
 421           protection plan within 30 days after receiving it. If the  
 422           Department does not act on a proposed plan within 30 days, the  
 423           plan is approved by default. The Department may require further  
 424           information after a proposed plan is submitted, and may extend  
 425           this deadline once for an additional 15 days to receive any needed  
 426           information. The Department also may extend this deadline at  
 427           the request of the applicant.

428           (e) *Tree replacement.*

429           (1) Each permittee who removes a roadside tree in a County right-of-  
 430           way must:

431           (A) plant a tree from the recommended County tree list in a  
 432           County right-of-way, at or near the location of the original  
 433           tree, which is suitable to that location, unless the Director  
 434           waives this requirement because:

435                   (i) compliance at the particular site would not be  
 436                   feasible; or

437                   (ii) the removed tree was already dead or posed a  
 438                   danger to persons or property; and

439           (B) pay an amount into a Street Tree Planting Fund maintained  
 440           by the Department of Transportation, unless the Director  
 441           waives this requirement because the removed tree was  
 442           already dead or posed a danger to persons or property, at a  
 443           rate set by regulation that will allow the Department of  
 444           Transportation to plant 2 more suitable replacement trees,  
 445           or 3 more replacement trees if the Director has waived the  
 446           on-site planting requirement because compliance at the

447 particular site would not be feasible, at suitable locations in  
 448 the right-of-way of a public road in the County.

449 (2) The permittee must pay the required amount within 30 days after  
 450 the Director notifies the permittee that the payment is required.

451 (3) The Department of Transportation must use funds in the Street  
 452 Tree Planting Fund only to plant trees in the right-of-way of a  
 453 public road in the County, and must not use funds received under  
 454 this subsection to hire additional County staff or to supplant funds  
 455 otherwise appropriated for that purpose.

456 (4) In locating, selecting, and planting trees under this subsection, the  
 457 Department must:

458 (A) give highest priority to those areas of the County, such as  
 459 central business districts and other urban and suburban  
 460 areas, that have relatively low tree canopy coverage; and

461 (B) take every reasonable measure to avoid interference with  
 462 utility transmission and distribution lines.

463 (f) Roadside tree planting.

464 (1) In this Section, recommended County tree list means a list of  
 465 trees approved by the Director after consulting the Department of  
 466 Transportation. The list must only include trees that are also on  
 467 the State recommended tree list and must include each tree that  
 468 the Director identifies as suitable for planting on specific sites  
 469 and conditions in the right-of-way of a public road in the County.

470 (2) Any tree that any person plants on a public right-of-way must be  
 471 a species and variety listed on the recommended County tree list  
 472 and must conform to the American Standard for Nursery Stock.

473            (g) Enforcement. In addition to any other procedure or remedy allowed by  
474            law, the Director may issue a stop work order to prevent or correct any  
475            violation of this Section or any permit issued or plan approved under  
476            this Section. Sections 8-20 and 8-22 apply to any stop work order  
477            issued under this Section.

478            (h) Regulations. The County Executive must adopt regulations under  
479            Method (2) to administer this Section that are at least as stringent as  
480            applicable state roadside tree care standards and requirements. These  
481            regulations may include:

482            (1) criteria and procedures to issue, deny, modify, suspend, or revoke  
483            permits for work on roadside trees;

484            (2) tree work standards and practices needed to protect and maintain  
485            roadside trees, including construction practices needed to prevent  
486            or minimize damage to roadside trees; and

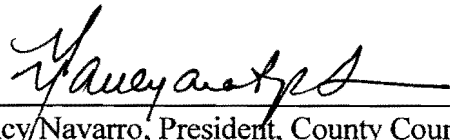
487            (3) supplementary roadside tree planting requirements and  
488            specifications, and criteria and procedures needed to administer  
489            the Street Tree Planting Fund.

490            **Sec. 2. Effective Date.** This Act takes effect on March 1, 2014, and applies to  
491            any permit applied for under Chapter 8, Chapter 19, or Section 49-35 on or after that  
492            date.

493 *Approved:*

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495



7/26/13

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Nancy Navarro, President, County Council

Date

496 *Approved:*

497

498

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Isiah Leggett, County Executive

Date

499 *This is a correct copy of Council action.*

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Linda M. Lauer, Clerk of the Council

Date