

CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2022 – 084

By: Mayor Perciak and All Members of Council

**AN ORDINANCE ENACTING A NEW SECTION 240.08 OF TITLE SIX OF PART TWO-ADMINISTRATION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE IN ORDER TO ESTABLISH A TREE REPLACEMENT PROGRAM.**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

**Section 1.** That Section 240.08 of Title Six of Part Two-Administration Code of the Codified Ordinances of the City of Strongsville be and is hereby enacted to read in its entirety as follows:

**240.08 RIGHT-OF-WAY TREE REPLACEMENT PROGRAM.**

- (a) The Director of Public Service may create a program for the City to replace trees on residential property in the right-of-way that are designated by the City Coordinator of Natural Resources as being in an unsafe or dangerous condition, are obstructing or compromising utilities, and/or are dead, when the City receives voluntary payment of fifty percent (50%) of the shared costs of replacing said tree from the owner of the property on which the tree is located. Shared costs include, but not be limited to, any cost the City or its Contractor incurs, such as the cost to remove the unsafe or dead tree, grinding of stumps, the amount to purchase a new tree and planting of the new tree.
- (b) The Director of Public Service shall run the right-of-way tree replacement program in any year funds are appropriated for the program.
- (c) The program shall be available to any residential property owner whose tree(s) in the right-of-way is determined by the City Coordinator of Natural Resources to be in an unsafe or dangerous condition, is obstructing or compromising utilities, and/or is dead, on a first-come, first-served basis, to the extent funds are available.
- (d) The City or its Contractor shall perform all services related to removing the designated tree and planting of the new tree. The City Coordinator of Natural Resources shall determine the type of tree to be used for each replacement tree.
- (e) Prior to performing the services set forth herein, the Director of Public Service or designee shall provide the property owner with a written estimate as to the shared costs that will be incurred. The Director of Public Service shall not authorize any work to be performed until the property owner has paid his/her fifty percent (50%) share based on the Director's written estimate.
- (f) Any funds received by the City pursuant to this Section shall be placed in the Tree Maintenance Fund.

**Section 2.** That it is found and determined that all formal actions of this Council concerning and relating to the adoption 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.

**Section 3.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

[Signature]  
 AIRBOM  
 \_\_\_\_\_  
 President of Council

Approved: [Signature]  
 Mayor

Date Passed: May 16, 2022

Date Approved: May 16, 2022

	<u>Yea</u>	<u>Nay</u>
Carbone	<input checked="" type="checkbox"/>	_____
Clark	<input checked="" type="checkbox"/>	_____
DeMio	<input checked="" type="checkbox"/>	_____
Kaminski	<input checked="" type="checkbox"/>	_____
Kosek	<input checked="" type="checkbox"/>	_____
Roff	<u>Absent</u>	_____
Short	<input checked="" type="checkbox"/>	_____

Attest: [Signature]  
 Clerk of Council

ORD. No. 2022-084 Amended: \_\_\_\_\_  
 1st Rdg. 05-16-22 Ref: \_\_\_\_\_  
 2nd Rdg. Suspended Ref: \_\_\_\_\_  
 3rd Rdg. Suspended Ref: \_\_\_\_\_  
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 Pub Hrg. \_\_\_\_\_ Ref: \_\_\_\_\_  
 Adopted: 05-16-22 Defeated: \_\_\_\_\_