

★ Roll Call Number

10-1508

Agenda Item Number

59

September 13, 2010

Date

RESOLUTION ADOPTING MITIGATION SUPPLEMENT TO TREE
PRESERVATION PRINCIPLES FOR CITY PROPERTY,
PUBLIC IMPROVEMENT PROJECTS AND UTILITIES POLICY

WHEREAS, on September 14, 2009, by Roll Call No. 09-1681, the City Council adopted a Tree Removal and Mitigation Ordinance codified in Chapter 42, Article X of the City Code, and adopted a "Tree Preservation Principles for City Property, Public Improvement Projects and Utilities Policy" to address tree removal and mitigation or preservation methods during private development and public projects; and

WHEREAS, the City Council declared that the purpose of the code changes were to encourage the preservation of canopied areas and mature trees on private land, and to require the preservation or mitigation of trees during the development process; and

WHEREAS, the "Tree Preservation Principles for City Property, Public Improvement Projects and Utilities Policy" was adopted as the City's official policy regarding the preservation and planting of trees on City property and the preservation and replacement of trees in the design and implementation of public works projects; and

WHEREAS, the City Manager is now recommending a Mitigation Supplement to the Policy to address mitigation where it is necessary to remove trees from the border areas, as defined in Section 102-1 of the Municipal Code, and it is not possible to mitigate that tree loss by replanting trees within the border area; and

WHEREAS, this City Council is interested in mitigating the loss of those trees in the border areas in recognition of the value trees contribute to the human and animal environment and its recognition of trees increasing property values, maintaining the natural ecology, tempering the effects of extreme temperatures and winds, reducing runoff, preventing erosion and helping create and maintain the identity and visual character of the City; and

WHEREAS, in recognition of the value of trees and the loss of the trees in the border areas, the Mitigation Supplement to the Tree Preservation Principles for City Property, Public Improvement Projects and Utilities Policy provides for the mitigation of trees removed from the border area that cannot be mitigated or replaced in the affected border area, by making available replacement trees in accordance with the Supplemental Policy, for planting on adjacent private property.

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NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA, that the Mitigation Supplement to Tree Preservation Principles for City Property, Public Improvement Projects and Utilities Policy, which is on file and available for public inspection in the office of the City Clerk, is hereby approved and adopted, in recognition of the value trees contribute to property values, maintaining the natural ecology, tempering the effects of extreme temperature and winds, reducing runoff, preventing erosion and helping create and maintain the identify and visual character of the City.

Moved by Moore to adopt,
 and refer to the City Manager for review and recommendatio
 regarding a process to assist citizens with pick-up
 and planting of trees on their property.
 (Council Communication No. 10-561)

APPROVED AS TO FORM:

Kathleen Vanderpool
 Kathleen Vanderpool
 Deputy City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
COLEMAN	✓			
GRIESS	✓			
HENSLEY	✓			
MAHAFFEY	✓			
MEYER	✓			
MOORE	✓			
TOTAL	7			

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

T. M. Franklin
 T. M. Franklin
 Mayor

Diane Rauh
 Diane Rauh
 City Clerk