

ORDINANCE NO. 1616

(An Ordinance Amending 13.12 of the Hood River Municipal Code Relating to Street Trees and Repealing Section 13.12.010 Which Set Forth Placement Location Requirements)

The City of Hood River Ordains as follows:

Section 1 - Section 13.12.010 of the Hood River Municipal Code is hereby repealed.

Section 2 - The remaining sections of Chapter 13.12 shall be amended to read as follows:

13.12.020 Trimming and Maintenance Requirements. All shade and ornamental trees which are now planted or growing in a natural state or which may be hereafter planted or set out in the streets or roads or alleys of the City, and those whose limbs reach over the streets, roads or alleys of the City shall be trimmed each year and kept and maintained to a height of not less than nine feet above the sidewalk and to a height of not less than twelve feet above the street, curb and alley, or any one of them. The sidewalks, alleys and streets to the City line are to be kept clean at all times from leaves falling from such shade or ornamental trees.

13.12.030 Maintenance Neglect--Penalty. All property owners are required to keep the trees in front of their respective lots or overhanging the sidewalks on their respective lots trimmed in conformity with the provisions of Section 13.12.020, and property owners who neglect or refuse to trim the aforementioned trees or keep the streets clean of rubbish, as provided in this chapter, or occupants of the premises adjoining such property who refuse to clear the sidewalk and the street, to the centerline, of leaves or other rubbish as provided in this chapter, after ten days' notice to such property owners or occupants of adjoining premises from the city engineer or his or her designee, shall, upon conviction thereof before the municipal court judge, be fined not less than \$50.00 nor more than \$200.00.

13.12.040 Protective Fences--Approval Required--Removal Authority. Shade or ornamental trees planted or growing within the streets, as permitted by this chapter, may be protected by such temporary fences or structures as the city engineer or his or her designee approves, such fences or structures to be removed upon the direction of the city engineer or his or her designee when appropriate.

13.12.050 Damaging Trees--Attaching Signs--Penalty.

A. It is unlawful for any person or persons to hitch or fasten any animal to or otherwise destroy or injure any growing or living shade or ornamental tree, whether such tree is artificially planted and set out or growing naturally in the streets or roads in the City, or to destroy or injure in the same manner any box or casing around such street or to hang to or otherwise attach any sign or other thing thereto without first obtaining permission from the city engineer or his or her designee; and such acts shall then be done only under the supervision of the city engineer or his or her designee.

B. Any person or persons who violate any of the provisions of this chapter shall be guilty of a violation, and upon conviction thereof before the municipal court judge, shall be subject to a fine of not less than \$50.00 nor more than \$200.00.

Read for the first time: July 10, 1989.

Read for the second time: July 10, 1989.

PASSED BY the City Council of the City of Hood River this 10<sup>th</sup> day of July, 1989.

G. Eugene McAdams  
G. Eugene McAdams, City Recorder

Approved by the Mayor of the City of Hood River this 12<sup>th</sup> day of July, 1989.

Kenneth A. Jernstedt  
Kenneth A. Jernstedt, Mayor