

City of Wyoming – Tree Ordinance

ARTICLE II. TREES

Sec. 82-31. In right-of-way.

Before any person shall plant a tree in any part of a public right-of-way, including the parkway or in any public property, a permit shall be obtained from the city engineer after filling out an application furnished by the city engineer. Permits for trees to be planted under a contract with the city or by city employees shall not be subject to this section.

There shall be no permit fee.

(Code 1983, § 50.71)

Sec. 82-32. Size and type.

Only the following named species of trees shall be planted in any public right-of-way, including the parkway or in any public property, and such trees shall be at least 1 1/2 inches in diameter at a point measured six inches above the ground level:

TABLE INSET:

Common Name	Botanical Name
Norway Maples	Acer platanoids
Green Ash	Fraxinus Pennsylvanica
Mountain Ash	Fraxinus sorbus
Crabs with upright grow habit	Malus
Cherries with upright grow habit	Prunus
Linden	Tilia cordata
Honey Locust	Gleditsia triacanthos
Maidenhair	Ginkgo

Pin Oak	Quercus robur
Red Oak	Quercus robua
White Oak	Quercus alba
American Sycamore	Platanus occidentalis

(Code 1983, § 50.72)

Sec. 82-33. Permitted locations.

Before any permit is issued for the planting of any tree within a street right-of-way, including the parkway or in any public property, the exact location shall be designated in such permit as determined by the city engineer. All trees shall be planted according to specifications of the city engineer which shall be placed on the permit.

(Code 1983, § 50.73)

Sec. 82-34. Maintenance.

Whenever any person has received a permit to plant a tree in the right-of-way, including the parkway or in any public property, such persons shall assume the total costs of purchasing and planting such trees and shall maintain such trees at their expense for at least two years. The city will assume all future maintenance of such trees providing that at the end of the two years such trees are normal, healthy trees. The city, however, shall have the right to remove any trees in the street right-of-way or the parkway or on any public property at any time it so decides. No person shall plant any tree in the area in front of any property without the written permission of the adjacent owner, if the person applying for the permit is not the owner of the property.

(Code 1983, § 50.74)

Sec. 82-35. Removal.

No person shall remove, injure or destroy any trees in any public right-of-way or on any city property.

(Code 1983, § 50.75)

Sec. 82-36. Overhanging public property.

Should any part of a tree overhang a public right-of-way but the trunk is on private property, it shall be the responsibility of the owner of the property on which the tree trunk is located to maintain any limbs or branches overhanging any public right-of-way, including the parkway or any public property. Should any of the limbs or branches be a hazard to pedestrians or motorists or should any of the limbs or branches become diseased or die, it shall be the responsibility of the owner upon notification by the city as prescribed in section 1-26 to take such action as may be necessary to correct the situation, including the removal of the tree itself if the entire tree is dead.

(Code 1983, § 50.76)

Sec. 82-37. Diseased trees.

Should any tree or part of a tree become diseased or die, and the tree is located adjacent to any street, such tree or part of a tree shall be removed by the owner. If the owner fails to do so, and the tree is a danger to persons or property in or near the street, the city is hereby authorized and empowered to take the same action and follow the same procedure as outlined in this chapter for weeds.

(Code 1983, § 11.156)

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