

City of Milford Approved Street Tree List

Small Trees (under 25' in tree lawns of at least 3')

- *Acer ginnala* 'Compactum'
- *Acer ginnala* 'Flame', Amur Maple
- *Acer griseum* – paperbark maple
- *Amelanchier canadensis*, Downy Serviceberry
- *Amelanchier x grandiflora* 'Robin Hill', Robin Hill serviceberry
- *Amelanchier laevis*, Allegheny serviceberry
 - 'Autumn Brilliance', 'Cumulus'
- *Carpinus betulus* – Upright European hornbeam
 - 'Fastigata', 'Pyramidal Hornbeam'
- *Cercis canadensis* – Eastern Redbud
- *Cercis canadensis* var. *alba* – Eastern Redbud.
- *Chionanthus retusus*- Chinese fringetree.
- *Chionanthus virginicus* - white fringetree
- *Cornus mas* – Cornelian-cherry dogwood
- *Crataegus crusgalli* var. *inermis* thornless cockspur hawthorn
- *Crataegus punctata* 'Ohio Pioneer' thornless Ohio Pioneer Hawthorn
- *Crataegus viridis* 'Winter King', Winter King Hawthorn
- *Hamamelis virginiana* – Witch Hazel
- *Magnolia soulangiana* – saucer magnolia
- *Magnolia stellata* – star magnolia
- *Magnolia virginiana* – sweetbay magnolia
- *Malus* spp., flowering crabapple
 - disease resistant cultivars: Donald Wyman, Ormiston Roy, Red Barron, Sentinel, Floribunda
 - Red flowering 'Centurion', 'Liset', 'Prairefire', Indiana Magic', 'Royal Ruby'
 - Pink flowering 'Strawberry Parfait', 'Velvet Pillar', 'Centennial', 'Pink Beauty', 'Radiant'
 - White flowering 'Adirondack', 'Excalibur', 'Holiday Gold', 'Firebird', 'Sugar Tyne', 'White Angel', 'Red Jewel', 'Snoweloud', 'Spring Snow', 'White Candle', 'Baccata', 'Jackii', 'Bobwhite', 'Harvest Gold'
- *Syringa reticulata* 'Ivory Silk' Ivory Silk Japanese Tree Lilac
- *Viburnum lentago* – Nannyberry
- *Viburnum prunifolium* – blackhaw viburnum
- *Viburnum rufidulum*- rusty blackhaw

Medium Trees (under 40' in tree lawns of at least 5')

- *Acer buergeranum* Trident Maple
- *Acer campestre* Hedge Maple
 - 'Queen Elizabeth'
- *Acer ginnala* Amur Maple

- *Acer miyabei*
 - 'State Street'
- *Acer pseudoplatanus* sycamore maple
- *Acer tataricum* tatarian maple
- *Acer triflorum*
- *Acer truncatum* 'Pacific Sunset' Pacific Sunset shantung maple
- *Aesculus x carnea* 'Briotii' red horsechestnut
- *Alnus rugosa* speckled alder
- *Alnus incana* white alder
- *Cercidiphyllum japonicum* katsura tree
- *Corylus colurna*, Turkish filbert
- *Cotinus coggygria* common smoketree
- *Cotinus obovatus* American smoketree
- *Eucommia ulmoides* hardy rubber tree
- *Ilex opaca* American holly
- *Koelreuteria paniculata* Goldenrain Tree
- *Magnolia grandiflora* 'Bracken's Brown Beauty' southern magnolia
- *Ostrya virginiana* American Hophornbeam
- *Parrotia persica* Persian parrotia
- *Phellodendron amurense* 'Macho' Amur Corktree
- *Prunus sargentii* Sargent cherry
 - 'Columnar Sargent Rancho'
- *Prunus serrulata* Japanese flowering cherry
- *Prunus x yedoensis* yoshino cherry
- *Prunus subhirtella* var. *autumnalis* higan cherry
- *Pyrus calleryana* Callery pear
 - 'Aristocrat', 'Autumn Blaze', 'Cleveland Select', 'Red Spire',
- *Sassafras albidum* sassafras
- *Sophora japonica* 'Regent', Japanese pagoda
- *Sorbus alnifolia* Korean mountainash
- *Stewartia pseudocamellia* Japanese stewardia
- *Tilia americana* American linden
 - 'Sentry'
- *Tilia americana* X *euchlora* 'Redmond' Redmond linden
- *Tilia cordata*, Little-leaf Linden,
 - 'Greenspire' 'Gleneven'
- *Tilia x euchlora* Crimean linden
- *Tilia heterophylla* beetree linden
- *Tilia pallida* paleleaf linden
- *Tilia platyphyllos* bigleaf linden
- *Tilia tomentosa* sterling silver linden
 - 'Sterling'

Large Trees (over 40' in tree lawns of at least 7')

- *Acer nigrum* black maple

- *Acer X freemanii* Freeman maple
 - 'Autumn Blaze', 'Celebration'
- *Acer platanoides*, Maple, Norway
 - 'Cleveland', 'Crimson King', 'Olmstead'
- *Acer rubrum* red maple
 - 'Autumn Flame', 'October Glory', 'Red Sunset'
 - 'Autumn Radiance', 'Karpick', 'Northwood'
- *Acer saccharum* sugar maple
 - 'Goldspire', 'Green Mountain'
- *Acer truncatum X platanoides* 'Warrensred' sunset maple
- *Aesculus hippocastanum*, 'Baumannii' common horsechestnut
- *Aesculus octandra* yellow buckeye
- *Aesculus X carnea*, also 'Ft. McNair' red horsechestnut
- *Betula nigra* 'Heritage'
- *Cladrastis lutea*, also 'Perkins Pink' American yellowwood
- *Corylus avellana* European filbert
- *Ginkgo biloba*, Ginkgo or maidenhair (male only)
 - 'Magyar', 'Autumn Gold'
- *Gleditsia triacanthos* var. *inermis*, thornless Honeylocust
 - 'Skyline' or 'Imperial', 'Shademaster'
- *Gymnocladus dioica*, Kentucky Coffeetree (male only)
- *Larix decidua* European larch
- *Larix kaempferi* Japanese larch
- *Liriodendron tulipifera* tulip tree
- *Liquidambar styraciflua* Sweetgum
- *Magnolia acuminata* cucumber tree
- *Nyssa sylvatica* black gum
- *Platanus x acerfolia* Plane, London
 - 'Bloodgood'
- *Platanus occidentalis* sycamore
- *Metasequoia glyptostroboides* dawn redwood
- *Quercus acutissima* sawtooth oak
- *Quercus alba* white oak
- *Quercus bicolor* Oak, swamp white
- *Quercus coccinea* scarlet oak
- *Quercus fratnetto* 'Schmidt' forest green oak
- *Quercus gambelii* gamble oak
- *Quercus imbricaria* shingle oak
- *Quercus lyrata* overcup oak
- *Quercus macrocarpa* Oak, bur
- *Quercus muhlenbergii* chinkapin oak
- *Quercus michauxii* swamp chestnut oak
- *Quercus phellos* willow oak
- *Quercus robur* Oak, English
- *Quercus, rubra* Oak, red
- *Quercus shumardii* shumard oak

- ❑ *Quercus velutina* black oak
- ❑ *Taxodium distichum* baldcypress
- ❑ *Ulmus americana* American elm
 - 'Princeton', 'Frontier'
 - 'Commendation', 'Triumph', 'New Horizon'
- ❑ *Ulmus carpinifolia* English elm
- ❑ *Ulmus japonica X wilsoniana* 'Morton' accolade elm
- ❑ *Ulmus parvifolia*, lacebark elm
 - 'Emer II'
- ❑ *Zelkova serrata* 'Green Vase', Japanese zelkova

Evergreens (wide branching habit so needs large tree lawn with average height of 50 feet, making them unacceptable for under utility wires)

- ❑ *Abies alba* silver Fir
- ❑ *Abies balsamea* balsam fir
- ❑ *Abies concolor* white fir
- ❑ *Abies fraseri* fraser fir
- ❑ *Picea abies* Norway spruce
- ❑ *Picea glauca* white spruce
- ❑ *Picea omorika* Serbian spruce
- ❑ *Picea pungens* Colorado spruce
- ❑ *Pinus strobus* eastern white pine
- ❑ *Pinus sylvestris* scotch pine
- ❑ *Pinus thunbergiana* Japanese black pine

911.05 SIDEWALKS TO BE CLEANED OF ICE AND SNOW.

It shall be the duty of the owner of each and every parcel of real estate in the City abutting upon any sidewalk to keep such sidewalk abutting his premises free and clear of snow and ice, and to remove therefrom all snow and ice accumulated thereon within a reasonable time, which will ordinarily not exceed twelve hours after the abatement of any storm.
(Ord. 518. Passed 6-13-75.)

911.06 MATERIALS ON STREET OR SIDEWALK.

(a) No person shall encumber any street or sidewalk or, being the owner, occupant or person having care of any building or lot of land bordering on any street or sidewalk, shall permit the same to be encumbered with barrels, boxes, cans, articles, construction materials or substances of any kind, so as to interfere with the free and unobstructed use thereof; except, merchants may display their wares on the sidewalk in front of their place of business. The purpose of a merchant display is to give prominence to certain merchandise for sale and not as a depository for stock. A merchant display shall meet the following conditions:

- (1) Six feet of sidewalk must be kept clear for the use of pedestrians.
- (2) All wares must be kept within 36 inches of the storefront.
- (3) The merchant display shall only be allowed when the store is open for business and shall not remain overnight.
- (4) No single item for display shall exceed a weight of 150 pounds.
(Ord. 99-2006. Passed 11-16-99.)
- (5) Tables and chairs which are not merchandise for sale but are intended for use by customers of food-selling establishments may remain on sidewalks overnight, provided that at least six feet of sidewalk is kept clear for use of pedestrians at all times. (Ord. 02-230. Passed 10-1-02.)

(b) No person shall place on any public street or sidewalk such permanent fixtures as: benches, trash receptacles, vending machines or other non-moveable items. After the effective date of this ordinance, no person shall place a vending machine on the street or sidewalk. Vending machines already in place on the sidewalk may remain, so long as they are operable and may not be relocated, added to or enlarged. (Ord. 99-2006. Passed 11-16-99.)

911.07 SIDEWALK SALES OR DISPLAYS.

Except as provided in Section 911.06, no person shall use any street or sidewalk area, including the lateral strip area between the street and sidewalk, for the display or sale of merchandise or for any advertising display.
(Ord. 518. Passed 6-13-75.)

911.08 CONTROL OF STREET TREES.**(a) Definitions.**

- (1) "Person" means any person, firm, partnership, association, corporation, company, or organization of any kind.
- (2) "Street or Highway" means the entire width of every public way, easement of right-of way when any part thereof is open to the public, as a matter of right, for the purpose of vehicular and pedestrian traffic, and shall include alleys.
- (3) "Public Places" shall include all other grounds owned by the City of Milford.
- (4) "Property Line" means the outer edge of a street or highway.

- (5) "Treelawn" means that part of a street or highway, lying between the property line and that portion of the street or highway usually used for vehicular traffic.
- (6) "Property Owner" means the person owning such property as shown by the County Auditor's Plat of the City of Milford, Clermont and Hamilton Counties, Ohio, including the executor, administrator, or beneficiary of the estate of a deceased owner.
- (7) "Tree" means a tall growing woody plant with one or more perennial main stems or trunk which develops branches from the aerial section of the stem rather than from the base; capable of being pruned to at least six feet of clear branchless trunk below the crown within five years of planting.
- (8) "Shrub" means a low growing woody plant with one or several perennial main stems producing branches, shoots, or multiple stems from or near the base of the plant and incapable of being pruned to provide at least six feet of clear branchless trunk within five years of planting.
- (9) "Public Trees" shall include all shade and ornamental trees now or hereafter growing on any public places.
- (10) "Right-of-Way" means any portion of the public way, street, alley, or sidewalk.
- (11) "Tree Topping" means the severe cutting back of limbs to stubs of three (3) inches or more in diameter within the tree's crown to such a degree as to remove the normal canopy and disfigure the tree.

(b) Duty of Private Property Owner.

- (1) It shall be the duty of any property owner owning or occupying property abutting, bordering on, or adjacent to right of way upon which property or right of way there may be trees or shrubs, to prune or cause to be pruned such tree or shrub on said property and/or in said right of way, as may be necessary to abate any nuisance necessary for the protection of life, limb, or property of persons using the street or sidewalk, or as may be necessary to provide a clear and unobstructed view of traffic from all directions and in a manner that will not shade or obstruct street lights, street signs or obstruct pedestrian or vehicular traffic on streets or sidewalks.
- (2) It shall be the duty of any property owner owning or occupying property abutting, bordering on, or adjacent to right of way upon which property or right of way there are trees or shrubs which have been designated by the Tree Commission as dead, dying, diseased, or hazardous, or deemed a menace to the health, safety, and welfare of the people of Milford, to remove, or cause to be removed, at the property owner's expense, said tree(s) and/or shrub(s) on said property and/or in said right of way.
- (3) In either of the above situations, the City Manager shall send a written notice to the property owner indicating the required action (pruning or removal) to be taken. A period of thirty days from receipt of this letter shall be permitted for the property owner to affect the indicated action. Should the property owner fail to comply, it shall be lawful for the City Manager to cause such action. Upon completion of the required action by the City, the owner of the abutting property shall be billed for the costs and expense of the work. Such bill shall include:
 - A. All construction costs; and
 - B. A charge for administrative costs of ten percent (10%) of the construction costs.

(c) City May Remove.

- (1) The City Manager may remove or cause or order to be removed, any trees or parts thereof which by reason of its nature is injurious to existing sewers, electric power lines, gas lines, water lines, or other public improvements.
- (2) The City Manager shall examine or cause to be examined every tree within 10 feet of any sanitary or storm sewer, drain, manhole, or other public utility line above or below the surface of the ground, which has been reported as dangerous to or causing interference with said sewer, drain, manhole or public utility line, and if found dangerous or causing damage or obstruction of such sewer, drain, manhole or public utility line, he shall give to the property owner written notice of their findings and an order that such person remove said tree or injurious part thereof within forty five (45) days. Service of such notice shall be as described in subsection (b)(3) hereof.

(d) City Responsibility. Whenever it is necessary for the City to remove a tree from City right-of-way, the City shall remove such trees and replace them or plant, on another right-of-way area or on any other City owned property, an equal number of trees.

(e) Trees Prohibited on Public Property. The following shall not be planted on public property without specific consent of the Parks and Recreation Commission:

- Acer saccharinum (Silver Maple)
- Acer negundo (Boxelder)
- Aesculus Species (Horsechestnut, Buckeye)
- Ailanthus altissima (Tree of Heaven)
- Catalpa Species (Catalpa)
- Elaeagnus angustifolia (Russian Olive)
- Fruit tree cultivars bred for fruit production
- Gingko biloba (Female) (Female Ginkgo)
- Populus Species (Cottonwood, Poplar)
- Pyrus calleryana "Bradford" (Bradford Callery Pear)
- Robinia pseudoacacia (Black Locust)
- Salix Species (Willow)
- Sorbus aucuparia (European Mountain Ash)
- Shrubs
- Ulmus pumila (Siberian Elm)
- Ulmus rubra (Red Elm)

Whenever any tree or shrub shall be planted or set out in conflict with the provisions of this Ordinance, the City Manager may cause removal of the same without obligating the City to replace the illegally planted tree(s).

(f) Abuse or Mutilation of Public Trees.

- (1) Unless specifically authorized by the Parks and Recreation Commission, no person shall intentionally damage, cut, carve, top, transplant, or remove any public tree; attach any rope, wire, nails, advertising posters, squirrel feeder, or other contrivance to any tree or shrub; allow any gaseous, liquid, or solid substance to come in contact with them; set fire or permit fire to burn when the fire or heat thereof shall injure any portion of any tree or shrub.
- (2) No person shall excavate any ditches, tunnels, trenches, or alley or drive within a radius of ten feet from any public tree or shrub without obtaining approval from the City Manager.

(g) Placing Materials on Public Property. No person shall deposit, place, store, or maintain upon any public place of the City, any stone, brick, sand, concrete, or other materials which may impede the free passage of water, air, or fertilizer to the roots of any tree growing therein, except by written consent of the Parks and Recreation Commission.

(h) Planting and Maintenance of Treelawns.

- (1) No person shall plant, prune, brace, cable, spray, or otherwise perform work on a tree in a treelawn or other public place without first obtaining the prior approval of the Parks and Recreation Commission. The City shall require the property owner to obtain a permit from the City Manager. The person obtaining the permit shall abide by the standards as set forth in this section.
- (2) Pruning objectives for utility companies are to remove branches in order to prevent the loss of service, prevent damage to equipment, avoid impairment, and uphold the intended usage of the facility/utility space.
- (3) All pruning shall conform to the latest revision of the ANSI A300, Tree, Shrub and Other Woody Plant Maintenance.
 - A. All pruning cuts shall be made at nodes or crotches, preserving the branch collar and leaving no stubs.
 - B. Tree topping is prohibited.

(i) Trees in New Subdivisions. The Parks and Recreation Commission shall approve the tree plan for any newly developed City treelawns.

(j) Tree Spacing. The spacing of public trees will be in accordance with the three (3) species size classes referred to in the Milford Parks and Recreation Commission's list of Street Trees and no trees may be planted closer together than the following:

Small Trees	thirty (30) feet
Medium Trees	forty (40) feet
Large Trees	fifty (50) feet

except in special plantings designed or approved by the Milford Parks and Recreation Commission.

(k) Distance from Curb and Sidewalk. The distance public trees may be planted from curbs or curblines and sidewalks will be in accordance with the three species size classes in the Milford Parks and Recreation Commission's list of Street Trees and no trees may be planted closer to the curb or sidewalk than the following:

Small trees:	two (2) feet	(minimum of a four foot wide treelawn)
Medium trees:	three (3) feet	(minimum of a six foot wide tree lawn)
Large trees:	four (4) feet	(minimum of an eight foot wide treelawn)

Except in special plantings designed or approved by the Milford Parks and Recreation Commission.

(l) Distance From the Street Corners and Fire Plugs. No public tree shall be planted closer than thirty-five (35) feet from any street corner, measured from the point nearest the intersecting curbs or curb lines. No public tree shall be planted closer than ten (10) feet to any fire hydrant.

(m) Utilities. No public trees other than those species referred to as Small Trees in Milford Parks and Recreation Commission's list of Street Trees may be planted under or within twenty five (25) lateral feet of electric wires.

(n) Adoption of Rules. The Parks and Recreation Commission, with the approval of City Council, may adopt rules consistent with this section, which shall provide detailed guidelines for the administration of this section.
(Ord. 15-1142. Passed 1-20-15.)

911.09 PROTECTING SIDEWALKS.

In the transportation of any goods, materials or equipment across any sidewalk in the City, efficient temporary planking shall be used to protect the sidewalks from breakage. Such temporary planking shall be removed at the close of each working day and the surface of the sidewalk immediately cleaned and left in a passable condition. (Ord. 518. Passed 6-13-75.)

911.10 UNLOADING ON STREET OR SIDEWALK.

No person shall unload any heavy material in the streets of the City, by throwing or letting the same fall upon the pavement of any street, sidewalk or other public way, without first placing some sufficient protection over the pavement. (Ord. 518. Passed 6-13-75.)

911.11 DROPPING OR TRACKING SUBSTANCES.

(a) No vehicle or conveyance shall be driven or moved on any street in such a manner that sand, dirt, rubbish or any offensive substance is dropped, sifted or tracked upon any street or sidewalk.

(b) The owner or operator of such vehicle or conveyance shall remove any sand, dirt, rubbish or any offensive substance dropped, sifted or tracked on any street or sidewalk upon request of a police officer.

(Ord. 518. Passed 6-13-75.)

911.12 LANTERNS AND BARRICADES REQUIRED.

(a) No contractor or other person shall leave unprotected or unguarded or without proper lighting any hole, excavation, pile of dirt, trucks, equipment or other material in any of the streets of the City.

(b) The removal of red lanterns, barricades or other means placed on the streets and on construction projects, public or private, in the City as a warning or protection for the public by persons unauthorized to remove the same, or the willful, careless or negligent destruction of such lanterns or barricades is prohibited.

(Ord. 518. Passed 6-13-75.)

911.13 REMOVAL OF DEBRIS; NOTICE.

(a) Notice to Remove. Whenever any debris, stone or other material is deposited on the street or sidewalk by reason of any slide, collapse, washing away or crumbling of the owner's land or structures, the owner shall remove such debris, stone or other material within a reasonable time after written notification by the City Manager and shall barricade and light such obstruction in the street and sidewalk until complete removal of such debris, stone or other material has been effected.

(b) Service of Notice. The notice required shall be sufficient if given according to any of the following methods:

- (1) To the owner personally;
- (2) To the owner by mail addressed to him at his last known place of residence;
- (3) If the residence of the owner is unknown, the notice may be mailed or delivered personally to any resident agent of the owner or to any tenant or occupant of the premises of the owner; or
- (4) If there is no known agent, tenant or occupant of the premises, the notice may be posted on the premises.

(c) Emergency Measures. If, within twenty-four hours after the delivery or mailing of the notice required in subsection (a) hereof, the owner fails to barricade and light the obstruction, the City Manager shall be authorized to furnish the necessary barricade and lights. If, within thirty days after the delivery or mailing of the notice required in subsection (a) hereof, the owner fails to remove such debris, stone or other material from the street and sidewalk, the City Manager shall be authorized to remove the same. In each case, the owner of the premises shall be liable to the City for the expense thereof. In cases of immediate emergency, the City Manager shall be authorized to act without notice and without waiting for the expiration of any notification period.

(Ord. 518. Passed 6-13-75.)