

NOTICE OF ADOPTION

The City of Wyandotte Ordinance has been amended as follows:

Amendment #1534

**AN ORDINANCE ENTITLED
AN ORDINANCE TO AMEND CHAPTER 175 OF THE CODE OF ORDINANCES “TREES
AND VEGETATION” BY AMENDING §175.003 “PERMIT APPLICATIONS”, §175.004
“PERMIT TO PLANT CERTAIN TREES”, §175.005 “PLANTS IN PUBLIC WAYS
GENERALLY”, AND §175.006 “CUTTING, MUTILATING AND THE LIKE TREES IN PUBLIC
WAYS”**

The City of Wyandotte Ordains:

Section 1. Amendment of §175.003 “PERMIT APPLICATIONS” to read:

An application for any permit required by the provisions of this chapter shall be made in accordance with the terms and provisions of this code of ordinances and the rules and regulations promulgated by the Department of Building and Engineering and as approved by the City Council.

Section 2. Amendment of §175.004 “PERMIT TO PLANT CERTAIN TREES” by adding:

No person, except authorized city employees, shall plant any poplar, box elder, basswood, cottonwood, willow, soft maple, common catalpa, horse chestnut or “ailanthus glandulosa” tree without a permit from the Department of Building and Engineering. The Department of Building and Engineering shall issue permits authorizing the species and size of trees to be planted in public rights-of-way as set forth in the rules and regulations approved by the City Council.

Section 3. Amendment of §175.005 “PLANTS IN PUBLIC WAYS GENERALLY” to read:

No person, other than authorized city employees, shall plant or destroy any ornamental shade tree or shrub located in any public way unless authorized to do so in accordance with the rules and regulations promulgated by the Department of Building and Engineering.

New residential and commercial construction shall be required to plant one (1) tree per fifty (50) foot of frontage, and if applicable, one (1) tree per fifty (50) foot of side street frontage in the lawn area between the sidewalk and curb. If front and side street frontages are inadequate for tree planting, the property owner may plant an equal number of trees on the property.

All residential and commercial properties inspected under the City Code of Ordinance §171.004 Inspection of Residential Dwellings Prior to Sale or Transfer, Chapter 181: Rental Dwellings and Units, and §170.096 Certificate of Conformity Required, Issuance, shall be required to plant, where no trees currently exist, one (1) tree per fifty (50) foot of frontage, and if applicable, one (1) tree per fifty (50) foot of side street frontage, in the lawn area between the sidewalk and curb, as a condition of receiving a Certificate of Approval, Certificate of Compliance or Certificate of Conformance. If front and side street frontages are inadequate for tree planting, the property owner may plant the tree on the property, or, contribute to the Tree Replacement Fund as set forth in the rules and regulations promulgated by the Department of Building and Engineering.

Section 4. Amendment of §175.006 “CUTTING, MUTILATING AND THE LIKE TREES IN PUBLIC WAYS” to read:

No person other than authorized city employees shall plant or destroy any ornamental shade tree or shrub located in any public way. If a person or property owner removes a tree from the public right of way without a permit, or damages a tree by improper trimming and pruning such that the tree life expectancy is shortened or the tree is now a danger to the public and requires removal, the person or property owner responsible shall be violation of this ordinance and subject to the requirements and penalties of the rules and regulations promulgated by the Department of Building and Engineering.

Section 5. Severability.

All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

Section 6. Effective Date.

This ordinance shall take immediate effect. This ordinance is deemed necessary for the immediate preservation of the public peace, property, health, safety and for providing for the usual daily operation of the City Engineers Office. A copy of the ordinance or a summary of this ordinance shall be published in a newspaper generally circulated in the City of Wyandotte within ten (10) days after adoption. Any

summary shall designate the location in the City where a true copy of the ordinance can be inspected or obtained.

On the question, "SHALL THIS ORDINANCE NOW PASS?", the following vote was recorded:
Motion unanimously carried.

CERTIFICATION

We, the undersigned Robert A. DeSana and Lawrence S. Stec, respectively, the Mayor and City Clerk of the City of Wyandotte, do hereby certify that the foregoing Ordinance was duly passed by the City Council of the City of Wyandotte, at a regular session on Monday, June 5, 2023.

Robert A. DeSana, Mayor
Lawrence S. Stec, City Clerk

The effective date of this Ordinance is June 5, 2023. A copy of this Ordinance may be purchased or inspected at the City of Wyandotte Clerk's Office, 3200 Biddle Avenue, Wyandotte, Michigan, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

Publication Date: June 14, 2023