

**BOROUGH OF EDGEWOOD
ALLEGHENY COUNTY, PENNSYLVANIA
ORDINANCE 1060**

**AN ORDINANCE OF THE BOROUGH OF EDGEWOOD, COUNTY OF ALLEGHENY,
COMMONWEALTH OF PENNSYLVANIA, ESTABLISHING A SHADE TREE ADVISORY
COMMITTEE, SETTING FORTH THE NUMBER OF COMMITTEE MEMBERS AND
OUTLINING THE RESPONSIBILITIES OF THE COMMITTEE.**

NOW, THEREFORE, be it ordained and enacted by Council for the Borough of Edgewood, and it is hereby ordained and enacted by the authority of same to allow for the creation of a shade tree advisory committee according to the following requirements:

Section 1: Definitions

Borough: The Borough of Edgewood.

Borough Council: The duly appointed members of the Council of the Borough of Edgewood.

Committee: The duly appointed members of the Shade Tree Advisory Committee of the Borough of Edgewood.

Sidewalk: The paved area which extends from the property line to the outer edge of the curbing.

Street: Any public street, avenue, road, drive, circle, square, alley, way, highway, sidewalk or other public place located in the Borough, as established within the ordained right-of-way.

Street Tree: Any tree on the land lying between the sidewalk and the street and owned by the Borough.

Tree: When used by itself, any woody plant which generally includes those having a single main stem which grows to a mature height of over ten (10) feet.

Private property: All real estate within the Borough of Edgewood except real estate that is owned, leased, controlled or occupied by local, state or federal government agencies.

Right-of-way: The area of any public street, road, highway or other publicly held thoroughfare that has been designated by law as a public for use as a right-of-way.

Section 2: Edgewood Shade Tree Advisory Committee

1. There is hereby established an Edgewood Shade Tree Advisory Committee. The Committee shall be comprised of no less than three (3) and no more than five (5) members who are residents of the Borough, and who shall be appointed by and shall serve at the pleasure of the Council. Council shall, where possible, appoint residents who have a strong interest and knowledge of the issues related to the preservation and expansion of the Borough's trees.
2. The term of office for Shade Tree Advisory Committee members shall be fixed for three (3) years. Appointments to fill vacancies shall be for the unexpired term.

Section 3: Duties and responsibilities

1. The responsibility of the Committee shall be to advise Borough Council on matters of policy involving the preservation of street trees.
2. The Committee shall act as a resource to the Borough and residents on proper arboriculture and urban forestry principles and practices. The committee shall promote tree planting and care of private trees through outreach and education to Borough residents, which may include such activities as writing articles for the Borough newsletter, offering activities relating to trees at public events.
3. The Committee shall assist the Borough with identifying funding programs that support the preservation of street trees and the planting of new street trees. Any such grants or funding opportunities will be applied for and implemented by Borough employees after approval by Borough Council.
4. The Committee shall make recommendations for street tree species selection, placement, removal and pruning.
5. When requested by Council, the Committee shall make findings, reports and recommendations to Council on special matters such as potential threats to Borough trees (i.e. Pests and disease).
6. The Committee shall periodically review the Borough's tree ordinances and recommend changes to Borough Council.
7. Communication with the Borough's arborist is encouraged to discuss planned care for Borough trees.

Section 4: Authority and Limitations

1. In accordance with the Borough Code of the Commonwealth of Pennsylvania, final decisions with respect to the cutting or removal of trees owned by the Borough for any reason, including disease or circumstances which present a threat to public safety or health, shall rest with the Borough Manager, who shall have authority to direct the Edgewood Borough Public Works Department or a professional arborist regarding any plantings, removals or pruning of street trees.
2. The Borough and/or its professional tree service company, shall have exclusive custody and control of, and the power to plant, remove, prune, protect and care for any street trees. The final determination with respect to the expenditure of Borough funds for street trees or activities of the Shade Tree Committee, including any final decisions with respect to the removal, pruning or planting of trees, shall rest with the appropriate officials of Edgewood Borough, including the Borough Manager.
3. The Committee shall not have the authority to restrict the planting, pruning or removal of trees on private property. Borough funds will not be allocated for the planting, pruning or removal of trees on private property.

Section X: Repealer:

Any Ordinance, or any part of any Ordinance, in conflict herewith is hereby repealed to the extent of such conflict.

Section X: Codification:

It is the intention of Borough Council that this Ordinance shall become part of the Codification of Ordinances of the Borough of Edgewood and that said Codification shall be amended and supplemented accordingly.

Section X: Effective Date:

This Ordinance shall be effective March 20, 2017.

ORDAINED AND ENACTED this 20th day of March, 2017.

ATTEST:

Julie P. Bastianini, Borough Manager

Patricia M. Schaefer, Council President

EXAMINED AND APPROVED by me this 20th day of March, 2017.

J. Edward Cook, Mayor