

CITY COUNCIL
CITY OF COOPERSVILLE
OTTAWA COUNTY, MICHIGAN

Councilperson Lampe seconded by Councilperson Gerard moved the adoption of the following ordinance:

ORDINANCE NO. 518

AN ORDINANCE TO AMEND CHAPTER 1035 – STREET TREE ORDINANCE OF THE CITY OF COOPERSVILLE ESTABLISHING PROCEDURES AND STANDARDS FOR THE PLANTING, MAINTENANCE, AND REMOVAL OF TREES AND SHRUBS.

CITY OF COOPERSVILLE, COUNTY OF OTTAWA, STATE OF MICHIGAN HEREBY ORDAINS:

SECTION 1: Chapter 1035 “Street Trees” shall read as follows

TITLE ONE – Street Trees

CHAPTER 1035
General Provisions

1035.01 Definitions	1035.08 Clearances over Streets and Walks
1035.02 Administration	1035.09 Dead or Diseased Tree Removal
1035.03 Street Tree Species to be Planted	1035.10 Removal of Stumps
1035.04 Spacing and Distances for Planting	1035.11 Access and Interference with City Staff
1035.05 Public Tree Care	1035.12 Penalty
1035.06 Permit Required	
1035.07 Tree Topping	

1035.01 DEFINITIONS

Public Trees: "Public Trees" are herein defined as trees, shrubs, bushes, and all other woody vegetation on public land or those lying within City street rights-of-way.

Private Trees: “Private Trees” are herein defined as trees, shrubs, bushes, and all other woody vegetation that lies outside public land or is outside City street rights-of-way.

Community Forest: "Community Forest" is herein defined as all street, park, or other municipally owned trees as a total resource.



1035.02 ADMINISTRATION

The City Manager or their designee shall administer the provisions of this Ordinance, including control of the planting, maintenance, and removal of trees, shrubs, and other woody plants in the public street rights-of-way and other public areas of the City.

1035.03 STREET TREES TO BE PLANTED

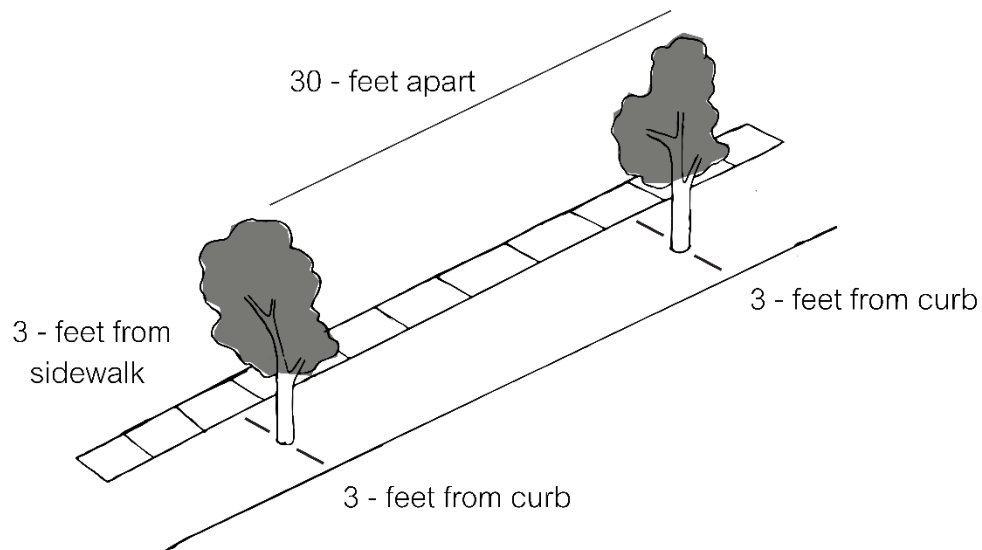
The City of Coopersville, shall maintain a list of trees permitted for planting in street rights-of-way. The list of trees permitted for planting in street rights-of-way and other public areas is included below:

Common Name	Species Name
Oaks	<i>Quercus</i>
Hard Maples (Excluding Japanese Maples)	<i>Acer</i>
Hackberry	<i>Celtis</i>
Sycamore (Planetree)	<i>Platanus</i>
Beech	<i>Fagus</i>
Thornless Honeylocust	<i>Gleditsia</i>
Sweetgum	<i>Liquidambar</i>
Hophornbeam (Ironwood)	<i>Ostrya</i>
Linden	<i>Tilia</i>
Ashes	<i>Fraxinus</i>
Hickory	<i>Carya</i>
Hornbeam (Blue Beech)	<i>Carpinus</i>

This list of permitted public trees shall be updated periodically to reflect new developments or species that affect the population of the community forest.

1035.04 SPACING AND DISTANCES FOR PLANTING

Public trees shall be planted at least thirty (30) feet apart except in special plantings approved by the City. Public trees must be planted at least three (3) feet from the edge of the sidewalk and three (3) feet from the curb of the street. Properties with no sidewalks shall plant trees at least ten (10) feet from the curb of the street or edge of the street pavement.



Public trees shall be planted outside of any clear vision or other areas that may obstruct a vehicle operator's necessary field of vision. Public trees shall not be planted closer than ten (10) feet to any fire hydrant, water or sewer line, transmission line, or other utilities. Trees shall not be planted beneath overhead utilities.

1035.05 PUBLIC TREE CARE

The City shall have the right to plant, prune, maintain and remove trees, plants, and shrubs within public right-of-way or bounds of all streets, alleys, lanes, square, and public grounds, as may be necessary to insure the public safety or to preserve or enhance the beauty of such public places. The abutting property owners shall have the right to perform normal tree care on public trees abutting their property.

1035.06 WRITTEN APPROVAL REQUIRED

Property owners may plant a public tree in the street right-of-way by obtaining written approval from the City Clerk. The issuance of written approval is subject to review by the City Manager or their designee. There will be no fee for such written approval. Plantings installed without written approval may be subject to removal by city staff.

1035.07 TREE TOPPING

It shall be unlawful as a normal practice for any person, firm, or city department to top any public tree. Topping is defined as the severe cutting back of limbs to stubs larger than three (3) inches in diameter within the tree's crown to such a degree as to remove the normal canopy and disfigure the tree.

Trees severely damaged by storms or other causes, or certain trees under utility wires or other obstructions where other pruning practices are impractical may be excepted from this section at the determination of the City Manager or their designee.

1035.08 CLEARANCE OVER STREETS, WALKWAYS, AND SIDEWALKS

Clearance over streets and walkways shall be the responsibility of the abutting property owner. A clearance of eight (8) feet must be maintained over walkways and sidewalks with a clearance of twelve (12) feet maintained over streets. Property owners are responsible for trees on their private property.

1035.09 DEAD OR DISEASED TREE REMOVAL

The City shall remove or cause to be removed any dead or diseased tree within the City Limits. Diseased trees are defined as those trees that may constitute a hazard to life and property or harbor insects or disease which represent a potential threat to other trees within the City.

1035.10 REMOVAL OF STUMPS

All stumps of public trees shall be removed or ground six (6) inches below the surface of the ground so that the top of the stump shall not project above the surface of the ground.

1035.11 ACCESS AND INTERFERENCE WITH CITY STAFF

It shall be unlawful for any person to prevent, delay or interfere with access to private property by the City or its representatives in the legal performance of any section of this ordinance. It shall be unlawful for any person to prevent, delay, or interfere with City staff or its representatives while engaging in and about the planting, cultivating, mulching, pruning, spraying, or removing of any tree as authorized by this Ordinance.

1035.12 PENALTY

Any person violating any provision of this ordinance shall be, upon conviction or a plea of guilty, subject to a fine not to exceed five hundred dollars (\$500.00).

SECTION 2. In the event any previously adopted ordinance conflicts with this ordinance, this ordinance will control.

SECTION 3. This ordinance will be effective ten days after publication in one newspaper of general circulation in the City.

Ordinance #**518** passed this **8th Day of August 2022**.

YEAS: Council Members Lampe, Gerard, Bush, Gavin, Degeus, Weise, Mayor Young
NAYS: None
ABSENT: None

ORDINANCE NO. **518** ADOPTED.

Duane Young, Mayor

Kimberly Borgman, City Clerk

Passed: August 8, 2022
Published: August 29, 2022
Effective: September 9, 2022