

City of Veneta

TREE REMOVAL PERMIT APPLICATION

88184 8th Street - P. O. Box 458
 Veneta, Oregon 97487 - (541) 935-2191

***Please read the information on the back of this permit before completing permit.
 For more information refer to Veneta Municipal Code (VMC) Title 8, Chapter 8.10***

**A non-refundable permit fee must be paid at the time of application:
 \$150.00 for parcels one (1) acre or less in size. For larger parcels the fee shall be the lesser
 of \$300.00 or \$150.00 plus \$50.00 per tree in excess of 3 cut from the entire parcel.**

Site Address				
Assessor's Map		Lot Dimensions		Amount Due
Tax Lot		Total Acreage		Date & Receipt #

VMC 8.10.070 - Attach a supplemental narrative statement if necessary

Applicant's Name: Address:	Phone Number: W H
Species or Common Name of Trees being Removed:	
Reason for Removal:	
Method of Tree Removal:	
Hauling Route to be Used:	
<p>The following supplemental information is required to be submitted as attachments to this application:</p> <p>Attachment "A" - PLOT PLAN showing location of trees to be removed and their sizes</p> <p>Attachment "B" - NARRATIVE STATEMENT describing plan, if any, to replace, landscape, or otherwise reduce the effect of the removal that addresses the applicable standards in VMC 8.10.080 (including a vegetation and re-vegetation report). Standards are listed on page 2 of this application.</p>	

(2)(a) The conditions of the trees with respect to disease, hazardous or unsafe conditions, danger of falling, proximity to existing structures or proposed construction, or interference with utility services or pedestrian or vehicular traffic safety.

(2)(b) The impact the trees' removal has on the environmental quality of the area, including but not limited to, the protection of nearby trees and windbreaks; air quality, fish and wildlife; erosion, soil retention and stability; volume of surface runoff and water quality of streams; scenic quality; and geological sites.

(2)(c) Whether it is necessary to remove trees in order to construct proposed improvements, or to otherwise utilize the applicant's property in a reasonable manner.

(2)(d) In the event that no Plot Plan has been approved by the City, removal of trees shall be permitted on a limited basis consistent with the following criteria:

(i) Wooded areas associated with natural drainageways and water areas shall be retained to preserve riparian habitat and to minimize erosion.

(ii) Wooded areas that will likely provide attractive on-site views to occupants of future developments shall be retained.

(iii) Wooded areas along ridge lines and hilltops shall be retained for their scenic and wildlife value.

(iv) Wooded areas shall be retained to serve as buffers along property lines, streets, roadways, railroad rights-of-way and other thoroughfares.

(v) Trees shall be retained in sufficiently large areas and dense stands so as to ensure against windthrow.

(vi) Any proposed replanting of new trees or vegetation must be an adequate substitute for the trees to be removed.

(vii) Removal must be compatible with generally accepted practices of horticulture, silviculture, or landscape architecture. Such practices include erosion control, in order to prevent stormwater runoff from damaging soil in the area of removal.

(viii) The removal must be consistent with the guidelines set forth in the Forest Practices Field Guide published by the Oregon Department of Forestry, as they apply to the northwest Oregon region.

The applicant shall comply with all other relevant City Ordinances and Codes, ie., noise, traffic, dust, etc.

VMC 8.10.070(3)

The City Administrator may require the applicant to provide the services of a professional forester, hydrologist, landscape architect, or arborist in order to ensure the standards in VMC 8.10.080 and the Forest Practices Act are met; to provide consultation during the application review process; and if the permit is granted, to provide continuing oversight through cutting, reforestation, and until the end of the fifth growing season after reforestation. The applicant is responsible for paying the cost of these services.

ACTION TAKEN - VMC 8.10.090

Check appropriate box.

Referred to the Veneta Planning Commission	
(1)(a) Approved (the plan meets the requirements of VMC 8.10.070 and 8.10.080)	
(1)(b) Approved subject to conditions (see Conditions of Approval listed below)	
(1)(c) Denied (see attached written statement)	
Failure to comply with a condition of a Tree Removal Permit within the designated time is a violation of VMC 8.10.080	

The City shall not be required to review any plans or check any information supplied for accuracy or completeness. The receipt or acceptance of a plan is not an indication that the City has approved the plans or the information contained therein.

CONDITIONS OF APPROVAL - VMC 8.10.100

Services of a professional forester, hydrologist or landscape architect is required	YES	NO
Plan requires replacement trees and/or landscaping If yes, date the replanting and/or landscape to be completed by.	YES	NO
Surety Bond required to guarantee conditions are met	YES	NO
Permit referred to Planning Commission for approval	YES	NO
Other Conditions:		
Failure to comply with any condition of a Tree Removal Permit is a violation of VMC 8.10.100		

PLAN APPROVAL:

City Administrator

Date

Chairperson, Veneta Planning Commission (if required)

Date

TREE REMOVAL PERMITS are required for removal of any heritage tree and/or more than three (3) trees per parcel within a single calendar year. Applications for PUD's, subdivisions, site plans or other zoning permits which call for removal of more than three (3) trees must be accompanied by a tree removal permit.

A TREE is defined in VMC 8.10.020 as "any woody, perennial plant, deciduous, evergreen or coniferous, characterized by having a main stem or trunk of six inches or more in diameter 4.5 feet above natural grade. In cases of multi-stemmed or multi-trunk trees, the diameter shall be the sum of diameters of all individual stems or trunks".

A HERITAGE TREE is defined in VMC 8.10.020 as "any tree of exceptional value to the City based on its size (relative to species), history, location or species, or any combination of these criteria. The specific methodology for classifying a tree as a heritage tree shall be established by resolution of the City Council."

The City Administrator, in consultation with the City Engineer and the Fire Chief shall review the permit for compliance with VMC 8.10.080, Tree Removal Standards and shall approve, approve with conditions or deny the permit. However, the City Administrator may, at his or her discretion, refer the permit to the Veneta Planning Commission.

Within thirty (30) business days after a plan is filed with the city, unless a request for a time extension in writing is submitted by the applicant, the City shall either accept the plan if it meets the requirements of VMC 8.10.070 and 8.10.080; or accept the plan with conditions; or deny the plan and provide the applicant with a written statement containing the basis for the denial. Denial shall be for a failure of the applicant to meet the requirements of VMC 8.10.070 and 8.10.080 only.

APPEAL. An applicant may appeal the denial or conditions of a permit to the City Council by filing a written notice of appeal with the City within thirty (30) days from the date of the notice of City action. The City Council shall hold a hearing within 30 days of the filing of the appeal. The appellant shall carry the burden of proving that the requirements of VMC 8.10.070 and 8.10.080 have been met.

TREE REMOVAL PERMITS ARE NOT REQUIRED IN THE FOLLOWING SITUATIONS:

- (1) The action of any City official or of any public official or of any public utility necessary to remove or alleviate an immediate danger to life or property; to restore utility service or to reopen a public street to traffic;
- (2) Any removal of trees necessary to install or maintain improvements such as streets and sewers within publicly owned and accepted rights-of-way or utility easements; or
- (3) Removal of trees that are nuisances or hazardous trees, after being designated as such by the City Administrator. The City Administrator may rely upon VMC Chapters 8.05 and 8.10 in making this determination.

VIOLATION - PENALTY - VMC 8.10.130

“Remove” or “removal” means the act of removing a tree by digging up, cutting down or any act which causes a tree to die within a period of three years, including but not limited to damage inflicted on the root system by machinery, storage of materials or soil compaction, changing the ground level in the area of the tree’s root system, damage inflicted on the tree permitting infections or infestation, excessive pruning, or any other action which is deemed harmful to the tree.

Any person who removes trees in violation of VMC Chapter 8.10 shall incur a civil penalty of not more than \$1,000, nor less than \$500.

If a permit is issued, failure to comply with any conditions of the permit issued to the applicant shall constitute a violation of VMC Chapter 8.10 and shall, upon conviction, subject the applicant to a fine of not more than \$1,000, nor less than \$500.

Each tree removed in violation of VMC Chapter 8.10 or any permit issued pursuant to Chapter 8.10 shall constitute a separate violation.

Each tree that the applicant fails to replant or replace as required by the terms of the permit and each violation of any other conditions of a permit, shall constitute a separate violation.