

BOROUGH OF PICTURE ROCKS, PA.

ORDINANCE NO. 1991-3

**ORDINANCE REGULATING THE PLANTING AND CARE OF TREES
IN PROXIMITY TO BOROUGH STREETS, ALLEYS AND PROPERTY
WITHIN THE BOROUGH OF PICTURE ROCKS.**

**I. Regulation of Placement of Trees in Proximity to
Streets, Alleys and Borough Property within the
Borough of Picture Rocks.**

**A. Trees may be planted within the Borough of
Picture Rocks in proximity to streets, alleys,
and other Borough property providing that
such planting is in accordance with the standards
hereinafter set forth.**

**1) When the distance between the curb and the
sidewalk is less than 18", a tree shall not be
planted.**

**2) When the distance between the curb and the
sidewalk is not less than 18" nor greater than
24" the following trees may be planted, and
shall be centered between curb and sidewalk:**

**Upright European Hornbeam-
Carpinus betulus fastigata**

**Upright American Hornbeam
caroliniana pyramidalis**

**Upright Ginkgo - Ginkgo biloba
fastigata - Male trees only**

**Columnar Sargent Cherry - Prunus
sargentii columnar**

Callery Pear - Pyrus calleryana

**Pyramidal English Oak - Quercus
robur fastigata**

Greenspire Linden - *Tilia cordata*
"Greenspire"

Columna Red Maple - *Acer rubrum*
columnar

3) When the distance between the curb and the sidewalk is not less than 24" nor greater than 48" the following trees may be planted, and shall be centered between curb and sidewalk;

All trees listed previously in section 2.

Ruby Horse - chestnut - *Aesculus*
carnea brioti

Baumann Horse - chestnut *A. C. Baumanii*

Downy Service - berry - *Amelanchier*
canadensis

Allegheny Service - berry - *A. laevis*

European Hornbeam - *carpinus betulus*

American Hornbeam - *carpinus*
caroliniana

Yellowwood - *Cladrastis lutea*

Ginko - *Ginko biloba* - Male trees
only

Thornless Honey - locust - *Gleditsia*
tricanthos

Golden Raintree - *Koelreuteria*
paniculata

Siberian Crabapple - *Malus baccata*

Japanese Crabapple - *M. floribunda*

American Hophornbeam - *Ostrya*
virginiana

Kwanzan Flowering Cherry - *Prunus*
serrulate "Kwanzan"

Willow Oak - *Quercus phjellos*

Littleleaf Linden - *Tilia cordata*

Chinese Elm - *Ulmus parviflora*

4) When the distance between the curb and the sidewalk is greater than 48" any species of tree may be planted, and shall be centered between the curb and sidewalk.

- C. When there are no sidewalks or curbs in existence, trees may be planted, but only after consultation with the Borough Engineer or the Picture Rocks Road Committee. Any costs incurred by the Borough in connection with ascertaining the proper location for planting shall be borne by the property owner.
- D. If trees are planted within 24" of the sidewalk on the house side of the sidewalk, then such trees shall be of the varieties set forth in section 2 above.

II. Regulation of Care and Maintenance of Trees.

- A. The owners or occupiers of real property within the Borough of Picture Rocks which property has trees planted in proximity to Borough streets, alleys or other Borough property, as above set forth, shall have the following responsibilities:
 - 1) To insure that all dead limbs are removed.
 - 2) To trim all trees in such a fashion that there is a clearance of 14 feet between the foliage on any tree and the roadway, alleyway or Borough property, for trees overhanging a roadway, alleyway or other Borough property.
 - 3) To trim all trees so that there is a clearance of 9 feet above sidewalks for trees overhanging a sidewalk.
 - 4) To remove all dead trees.
 - 5) To eliminate or trim any tree which, in the opinion of the Borough Road Committee presents a safety hazard or obstruction to Borough Improvements.

III. Violations and Penalties.

- A. Any person violating any provision of this Ordinance may be cited and upon conviction shall be guilty of a summary offense and shall pay fine and costs as determined by the District Magistrate to be appropriate. The fine and costs shall be established by the District Magistrate and may be up to the maximum amount provided for summary offenses as is from time to time set by state law.
- B. If after a first violation and conviction, any person fails or refuses to correct the matter giving rise to the first violation, the Borough may correct such violation with Borough employees at Borough expense or contract with a third party to correct the violation, and may collect all costs and expenses incurred in connection with correcting the violation, from the property owner involved.

IV. Invalidity.

If any part or parts of this Ordinance are held to be invalid or unenforceable, such invalidity shall not effect the validity of the remainder of this Ordinance.

**BOROUGH COUNCIL OF THE
BOROUGH OF PICTURE ROCKS**

ATTEST:

William M. Horn
Secretary

By: Richard W. [Signature]
President

Gary J. [Signature]
Mayor