

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 356, "TREES",
VARIOUS SECTIONS OF THE BOROUGH CODE**

WHEREAS, Chapter 356 of the Borough Code governs, Trees; and

WHEREAS, Chapter 356, Various Sections is amended with deletions reflected in strikethrough and additions reflected in underline; and

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Spring Lake in the County of Monmouth and State of New Jersey that Chapter 356, Various Sections will be amended and supplemented as follows:

§ 356-5 Standards for application review.

Section B (4).

The tree is dead, diseased, injured, in danger of falling, or is too close to existing or proposed structure(s) thereby creating an unsafe situation, in which case the Borough will have the tree removed at the Borough expense.

Section C. Mitigation Plan.

(1) With Respect to the removal of all other trees, not described in Subsection B above, the Code Enforcement Officer shall require a mitigation plan (i.e., the planting of replacement trees in the same number as the number of trees removed at the address where the trees are to be removed, OR payment into the Tree Replacement Fund (§356.19) based on the calculations in §356-18 other locations on the subject right of way or elsewhere within the Borough.) The purpose of such plan shall be in the ultimate replacement on the property of the trees being removed maintenance of the overall tree canopy within the Borough, giving due consideration to a reasonable mature period for new plantings.

(5) The owner shall be required to see that the new planting is adequately watered during the first two years.

(7) ~~The only trees permitted to be planted in the right of way are: Honey Locust (Cultivars: Skyline, Halka and Shade Master); Linden (Species: Little Leaf, Silver and American); London Plane (Cultivars: Bloodgood, Yarwood and American Plane); Oak (Species: White and White Swamp); Red Maple (Cultivars: October Glory, Red Sunset and Autumn Flame); Zelkova (Cultivars: Green Vase and Village Green).~~

The only trees permitted to be planted in the right of way are (in alphabetical order):

- American Hackberry
- American Yellowwood
- Amur Maackia* ***
- Black Gum
- Carolina Silverbell
- European Hornbeam** ***
- Honey Locust ("Skyline," "Halka," & "Shade Master")
- Japanese Tree-Lilac* ***
- Linden ("Little Leaf"***, "Silver"*** & "American")

- London Planetree ("Bloodgood" & "Yarwood")***
- Northern Catalpa
- Oaks ("White," "Swamp White," "Post," "Bur," "Regal Prince"**)
- Okame Flowering Cherry* ***
- Paperbark Maple* ***
- Persian Ironwood***
- Red Maple ("Armstrong"**, "Autumn Flame," "October Flory," & "Red Sunset")
- Serviceberry ("Treeform")*
- Zelkova ("Green Vase" & "Village Green")***

*indicates appropriate for under utility lines

**indicates columnar shape

***indicates non-native

§ 356-17 Tree replacement plan.

(2) Replacement tree, including the size numbers of trees, shall be planted in accordance with the following table:

Size of Tree Removed (inches DBH)	Number of Replacement Trees With at Least 2 ½ inches DBH
4 but not more than 6	1
More than 6 but less than 10	2
More than 10 but less than 16	3
More than 16	4
More than 24	5

§ 356-18 Replacement tree value calculations.

A. Trees to be removed,

Size/DBH	Replacement Tee Value
Greater than 4 inches up to 6 inches	\$400 <u>\$500</u>
Greater than 6 inches up to 10 inches	\$800 <u>\$1,000</u>
Greater than 10 inches up to 16 inches	\$1,200 <u>\$1,500</u>
Greater than 16 inches up to 24 inches	\$1,500 <u>\$2,000</u>
Greater than 24 inches	<u>\$2,500</u>

This Ordinance shall take effect upon passage and publication in accordance with applicable law.

INTRODUCED: May 14, 2024

ADOPTED: May 28, 2024

APPROVED: 
 JENNIFER NAUGHTON, Mayor

Attest:


 DINA M. ZAHORSKY, BOROUGH CLERK

