

Appendix A-

Tree Mitigation ~~Fee- \$600 per 4 caliper inch Tree~~ \$150 per 1 caliper inch. (Parks Board recommends increasing fee to \$250)

Penalty.

Penalties for Unauthorized Removal of Trees. If any tree is removed from any real property, including injury to a tree resulting from the owner's failure to follow required tree protection guidelines, that results in or may reasonably be expected to result in the death of the subject tree(s), the property owner shall be determined to be in violation of this Ordinance **and civil remedies sought.**

Any person or corporation violating any of the provisions of this ordinance shall ~~upon conviction be fined~~ be sued in District Court the sum of two thousand dollars (\$2,000.00) **\$1,000** per day; (In addition Certificate of Occupancy shall not be issued until the fees/penalties are paid in full.) and each and every day that the provisions of this ordinance are violated shall constitute a separate and distinct offense.

In addition to the said penalty provided for, the right is hereby conferred and extended upon any property owner owning property in any district where such property owner may be affected or invaded by a violation of the terms of the ordinance to bring suit in such court or courts having jurisdiction thereof and obtain such remedies as may be available at law and equity in the protection of the rights of such property owners.