

AGENDA ITEM SUMMARY SHEET

City of Rollingwood

Meeting Date: September 18, 2024

Submitted By:

Phil McDuffee

Agenda Item:

Update and discussion regarding CRCRC proposals including residential building height and residential landscape and tree canopy management

Description:

The current ordinance (Sec. 107-379. - Violations/penalties (b)) regarding unauthorized removal of a tree currently reads:

An offense shall constitute a Class C misdemeanor punishable by a fine not to exceed \$500.00. An offense committed intentionally, knowingly, recklessly, or with criminal negligence shall be punishable by a fine not to exceed \$2000.00 per offense. Each protected or heritage tree removed in violation of this division shall constitute a separate offense, and a failure to plant and maintain each replacement tree shall constitute a separate offense. Each day a violation continues shall constitute a separate offense.

This is currently more lenient than state law. If it were to be made as strict as state law, the section could be edited to remove references to the \$500 penalty. This is what it would look like:

An offense shall constitute a Class C misdemeanor punishable by a fine not to exceed \$500.00. An offense committed intentionally, knowingly, recklessly, or with criminal negligence shall be punishable by a fine not to exceed \$2000.00 per offense. Each protected or heritage tree removed in violation of this division shall constitute a separate offense, and a failure to plant and maintain each replacement tree shall constitute a separate offense. Each day a violation continues shall constitute a separate offense.

Fiscal Impacts:

No significant fiscal impacts anticipated at this time.