

Chapter 121

TREES

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[History: Adopted by the Board of Commissioners of the Township of Upper St. Clair 9-7-76 as Ord. No. 643. Amendments noted where applicable.]

GENERAL REFERENCES

**Public improvements - See Ch. 99.
Streets and highways - See Ch. 112.**

§ 121.1. Definitions.

The following words and phrases, when used in this chapter, shall have the meanings hereby ascribed to them, except in those instances where the context clearly indicates a different meaning:

HAZARDOUS TREE – Any tree with a condition or risk that a part, portion or the total tree may fail causing property damage to a ‘Target’ of value or bodily injury to a person. The risk may be caused from tree death, structural defect, decay, disease, insects, splitting, lean, imbalance, root failure and/or other similar causes. A ‘Target’ may include, but not limited to, a structure, utility, highway traffic control device, roadway and/or sidewalk. **[Added 3-1-10 by Ord. No. 2034]**

PUBLIC HIGHWAY – Any public street, lane, alley or highway within the Township of Upper St. Clair.

TREE – Any tree, shrub, bush, vine or other woody plant.

§ 121.2. Planting, transplanting and removing.

The Board of Commissioners of the Township of Upper St. Clair, by ordinance duly adopted, may cause trees to be planted, transplanted or removed within the right-of-way of any public highway in the township, as part of a community beautification, public safety or disease control program. The said ordinance shall identify and designate the public highway or highways along which the work is to be performed.

§ 121.3. Assessment of costs.

The cost of planting, transplanting or removing any trees within the right-of-way of any public highway of the township may be assessed to the owner of the real estate adjacent to whose property the work is performed. Notice of the proposed consideration of any such assessment ordinance shall be given, by personal service or by certified mail, to the owners of any real estate affected at least ten (10) days prior to the date of the meeting set for said consideration.

§ 121.4. Removal of trees on private property.

Owners of real estate in the township are required to remove, partially remove or treat any HAZARDOUS TREES located on said real estate or any TREES which are afflicted with a disease which threatens to injure or destroy other TREES in the township. **[Amended 3-1-10 by Ord. No. 2034]**

§ 121.5. Violations and penalties.

Any person violating any of the provisions of this chapter shall be subject to the penalties provided in Chapter 5, Enforcement of Ordinances; Penalties, of the Code of the Township of Upper St. Clair.