

**CITY OF PROSPECT
ORDINANCE NO. 635, SERIES 2024**

**AN ORDINANCE RELATING TO THE AMENDMENT AND MODIFICATION OF CHAPTER 150:
BUILDING REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF PROSPECT**

WHEREAS, Chapter 150 establishes a code of building regulations for the City of Prospect; and

WHEREAS, the City of Prospect has been designated as a “Tree City”, and,

WHEREAS, the City of Prospect recognizes the importance of protecting its tree canopy for aesthetics and environmental reasons.

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

Section 1. Chapter 150 is hereby amended and modified as hereinafter set forth with old language struck through, changes, and new language being underlined and reading as follows:

REPLACEMENT TREES

Chapter 150.68 Tree Preservation Plan.

All plans submitted for a building permit in the City of Prospect shall include a section detailing whether such plans require the removal of existing live trees.

Chapter 150.69 Forestation Board Review

- a) Where removal of trees is a part of a building permit plan the City of Prospect empowers the Forestation Board to review the proposed tree replacement submission. As part of its review the Board, in consultation with the city, shall work with the permit applicant to arrive at an appropriate tree replacement plan which considers the type, location and number of replacement trees to be required for a permit to be issued. The location of replacement trees shall be within the City of Prospect.
- b) If the parties are unable to agree on a tree replacement plan the applicant may appeal to the Prospect City Council for a variance.


Section 2. This Ordinance shall take effect from and after its passage, signing, and publication as required by law.

First Reading on the 18th day of February 2024

Passed on Second Reading this 15th day of April 2024.

By a vote of 6 aye and 0 nay of the City Council.

APPROVED:



Douglass Farnsley
Mayor, City of Prospect

ATTEST:



John S. Carter
City Clerk