

**RESOLUTION  
ST. JOHN'S DEVELOPMENT REGULATIONS  
AMENDMENT NUMBER 548, 2013**

**WHEREAS** the City of St. John's wishes to establish a tree planting program in respect of the development of new residential building lots.

**BE IT THEREFORE RESOLVED** that the City of St. John's hereby adopts the following text amendment to the St. John's Development Regulations in accordance with the provisions of the Urban and Rural Planning Act:

**Add a new subsection to Section 6.4 "Fees for Subdivision" to read as follows:**

**"6.4.5 Tree Planting Fee**

**For any subdivision approved after February 28, 2013, a Tree Planting Fee shall be paid by the applicant prior to the issuance of any permits. This Fee shall be as established by Council from time to time for every Lot, excluding the Homestead Lot, created by the subdivision. This Fee shall cover the costs of implementing and maintaining the Tree Planting Program and be in addition to any other fee or assessment provided in Sections 6.4 and 6.5."**

**BE IT FURTHER RESOLVED** that the City of St. John's requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

**IN WITNESS THEREOF** the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of Council this \_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**City Clerk**

I hereby certify that this Amendment has been prepared in accordance with the Urban and Rural Planning Act, 2000.

\_\_\_\_\_  
MCIP

\_\_\_\_\_  
**Provincial Registration**

## Draft Policy for Tree Planting and the Tree Planting Fee

### Tree Planting

#### Purpose:

To establish the Tree Planting Fund and establish the protocols for tree planting on private property. For the purposes of this Policy, capitalized terms shall have the meaning ascribed to them in the Development Regulations.

#### Policy Statement:

1. The City shall establish the Tree Planting Fund from monies collected as the Tree Planting Fee under the Development Regulations. Monies from the Fund shall be used to acquire and plant trees on Lots, excepting the Homestead Lot, in subdivisions approved after **November 28, 2013**.
2. For Residential Uses and Apartment Building Lots having a Lot Frontage of 12 metres or less, the City shall offer two (2) trees to the property owner for planting in such a Use or Lot with a minimum of one (1) tree to be planted in the Front Yard of the Use or Lot. For Residential Uses and Apartment Building Lots having a Lot Frontage greater than 12 metres, the City shall offer to the property owner one (1) tree per 6.5 metres of Lot Frontage of such Use or Lot with such trees to be planted in the Front Yard of such Use or Lot.
3. Trees offered for planting by the City shall be selected from a list of approved tree species established by the Department of Public Works and Parks.
4. The property owner of a Lot or Use identified for tree planting under this Policy shall be informed of the Policy and must sign a consent for City work on private property and a waiver releasing the City, its employees and agents from liability for damage to the property before the City, its employees or agents plant any trees on the Lot or Use.
5. Where a property owner declines the offer of trees, the appropriate number of trees so declined shall be planted in public space.