

**TOWN OF MONUMENT  
ORDINANCE NO.**

**AN ORDINANCE REPEALING AND REPLACING CHAPTER 12.20 OF THE TOWN  
OF MONUMENT MUNICIPAL CODE – STREET TREES AND SHRUBS**

WHEREAS, the Board of Trustees has determined it to be reasonable and necessary to amend the Municipal Code regarding Street Tree Planting and Care Requirements; and

WHEREAS, such amendments are in the best interests of the citizens of the Town of Monument by providing guidance towards selection and care of trees in public rights of way;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF MONUMENT AS FOLLOWS:

Section 1. Chapter 12.20 Street Trees and Shrubs is hereby repealed in its entirety and replaced by the language in Exhibit A attached hereto.

INTRODUCED, APPROVED, AND ADOPTED this    day of    by the Board of Trustees of the Town of Monument by a vote of    for and    against.

TOWN OF MONUMENT

\_\_\_\_\_  
Jeffrey Kaiser, Mayor

ATTEST:

\_\_\_\_\_  
Robert Bishop, Deputy Clerk

More information from the portal:

**Copy and paste relevant language from your community's uploaded ordinance addressing delegation or authority over public trees in the box below.** 12.20.060 - Public tree care

The Town shall have the right to plant, prune, maintain and remove trees, plants and shrubs within the lines of all streets, alleys, avenues, lanes, squares and public grounds, as may be necessary to insure public safety or to preserve or enhance the symmetry and beauty of such public grounds. The Town may remove or cause or order to be removed, any tree or part thereof which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines or other public improvements, or is affected with any injurious fungus, insect or other pest. This section does not prohibit the planting of street trees by adjacent property owners providing that the selection and location of the trees is in accordance with Sections 12.20.050 through 12.20.090. In the case of a property owner planting an approved street tree or shrub on a public right-of-way, it is the responsibility of said owner to provide maintenance and water as needed.

Has clear guidance on the protecting, planting, maintaining, and/or removing public trees

**Copy and paste relevant language from your community's uploaded ordinance addressing clear guidance over public trees in the box below** 12.20.060 - Public tree care

The Town shall have the right to plant, prune, maintain and remove trees, plants and shrubs within the lines of all streets, alleys, avenues, lanes, squares and public grounds, as may be necessary to insure public safety or to preserve or enhance the symmetry and beauty of such public grounds. The Town may remove or cause or order to be removed, any tree or part thereof which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines or other public improvements, or is affected with any injurious fungus, insect or other pest. This section does not prohibit the planting of street trees by adjacent property owners providing that the selection and location of the trees is in accordance with Sections 12.20.050 through 12.20.090. In the case of a property owner planting an approved street tree or shrub on a public right-of-way, it is the responsibility of said owner to provide maintenance and water as needed.

12.20.070 - Tree topping.

It is unlawful as a normal practice for any person, firm or town department to top any street tree, park tree or other tree on public property. "Topping" is defined as the severe cutting back of limbs to stubs larger than three (3) inches in diameter within the tree's crown to such a degree so as to remove the normal canopy and disfigure the tree.

Trees severely damaged by storms or other causes, or certain trees under utility wires or other obstructions where other pruning practices are impractical may be exempted from this section at the determination of the committee.

(Ord. No. 01-2018 , § 1, 1-16-2018)

12.20.080 - Pruning—Corner clearance.

Every owner of any tree overhanging any street or right-of-way within the Town shall

prune the branches so that such branches shall not obstruct the light from any street lamp or obstruct the view of any street intersection and so that there shall be a clear space of eight(8) feet above the surface of the street or sidewalk. The owners shall remove all dead, diseased or dangerous trees, or broken or decayed limbs which constitute a menace to the safety of the public. The Town shall have the right to prune any tree or shrub on private property when it interferes with the proper spread of light along the street from a street light or interferes with visibility of any traffic control device or sign.