

THE CORPORATION OF THE TOWN OF
NEW TECUMSETH

BY-LAW

Number 2008-123

**"DEVELOPMENT APPLICATION – TREE PRESERVATION AND
COMPENSATION BY-LAW"**

A by-law to provide for engineering standard requirements for tree preservation and compensation at the time of development application

WHEREAS Section 135(1) of the *Municipal Act*, R.S.O. 2001, S.O. 2001, c. 25, as amended, permits the enactment of a By-Law by municipalities to prohibit and regulate the destruction or injury of trees;

AND WHEREAS the Council of The Corporation of The Town of New Tecumseth considers it in the public interest that engineering standard requirements be established to provide for the protection and preservation of trees and for compensation for tree removal at the time of development application;

NOW THEREFORE the Council of The Corporation of the Town of New Tecumseth hereby enacts as follows:

1. That the following Engineering Standard Requirements be established for development applications submitted to the Town of New Tecumseth:
 - a) That development applications shall include a tree preservation study.
 - b) That development applicants shall pay tree compensation to the Town of New Tecumseth for trees identified in the tree preservation study as those that cannot be preserved on the site.
 - c) That such compensation shall be calculated using the Council of Tree and Landscape Appraisers Trunk Formula Method.
 - d) That the following tree planting requirements be established for every residential lot created in a development:
 - i) one tree on the frontage,
 - ii) one tree every six to nine metres, depending on species, along lot flankages and on boulevards adjacent to blocks in the developments, such as storm water ponds, parks, schools and industrial/commercial developments.
2. That this by-law shall be cited as the "Development Application – Tree Preservation and Compensation By-Law".
3. That this by-law shall come into force and take effect on the date of final passing thereof.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 18TH DAY OF
AUGUST, 2008.**



MAYOR



CLERK