



City of Gresham

Type I Tree Removal Permit

Ornamental/Invasive Tree in an Overlay District

OFFICE USE ONLY	<input type="checkbox"/> Applicable Overlay(s) _____	<input type="checkbox"/> Mitigation NOT Required	<input type="checkbox"/> Stumps must be left
	<input type="checkbox"/> Mitigation Required		

This **Tree Removal Permit** is valid for removal of _____ ornamental/invasive tree(s) of regulated size that are hazardous and located within the Hillside Physical Constraint, Floodplain, or Habitat Conservation Area overlay districts.

Address where work is to be performed: _____

Exact location of trees to be removed: See attached maps and/or drawings

Species (Common Name/Latin Name) and Size (DBH) of Tree to be removed: _____

Reason for Removal: _____

Name of Person or Business to perform work: _____

Contact Telephone Number: _____

Approximate Date(s) when work is to be performed: _____

Arborist Report Attached (Optional): Yes No

LIMITATIONS

- This removal counts toward the maximum of 3 ornamental or invasive trees of regulated size permitted for removal in a 12 month period [GCDC 9.1026(E)(3)(a)].
- The applicant shall obtain any applicable Oregon Department of Forestry permits for sales of wood cut. (Contact the Mollala office at 503-829-2216 or visit <https://ferns.odf.state.or.us/e-notification>)
- The applicant shall obtain approval from the applicable jurisdiction for any work to be performed adjacent to or in the right-of-way of the Oregon Department of Transportation (Contact 503-665-1823). For questions about a safety plan for work affecting a City right-of-way, contact Don Bilyeu at 503-618-2630.

When removing trees you are required to comply with the Migratory Bird Treaty Act

The federal Migratory Bird treaty Act (MBTA) (Title 16 United States Code Ch. 7) authorizes the Secretary of the Interior to protect and regulate the taking of migratory birds. The MBTA is administered by the U.S. Fish and Wildlife Service. It renders taking of migratory birds, their occupied nests, and their eggs illegal except when authorized by a federal permit. Under the MBTA, take is defined as the death or injury of a migratory bird species or their eggs. For more information, contact the U.S. Fish and Wildlife Service Region 1 office at 503-872-2715.

Applicant Certification

I affirm that I have read and agree to the conditions of approval listed on page 2. I also verify that I am the property owner or an authorized representative of the property owner in this matter.

Owner/owners' representative - Print Name

Owner/owners' representative – Signature



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Staff Findings and Approval (Only Checked Findings Apply)

- The approval is based on the attached documentation confirming that the tree is of an ornamental species planted as part of a manicured landscaping setting.
- The approval is based on other justification: _____
- The proposal complies with tree removal standards of:
 - Section 9.1026(E)(3)(a) **Tree Removal Post Development Single Family/Duplex**
 - Section 9.1036(E)(3)(a) **Tree Removal Post Development Non-Single Family**
- Section 5.0202(B)(2)(a) exempts LDR-5, LDR-7, TLDR, or TR dwelling lots from Hillside Overlay provisions. Mitigation plantings are not required.
- Section 5.0403(B) exempts owners or residents of a residence constructed prior to January 1, 2006 from HCA provisions as long as they are engaging in any development that was allowed prior to September 22, 2005. Removal of invasive trees or ornamental trees were exempt from development permit applications prior to 2005. HCA mitigation is not required.
- Section 5.0403(E)(3) exempts minor encroachments not to exceed 120 square feet of impervious surface such as accessory buildings, eave overhangs, exterior building improvements for access and existing requirements, or other similar features. HCA Mitigation is not required.
- Section 5.0403(E)(4) exempts temporary and minor clearing not to exceed 200 square feet for the purpose of site investigations and pits for preparing soil profiles. The removal of mature trees does not constitute temporary and minor clearing. An HCA permit is required prior to removal and mitigation plantings may be required.
- Section 5.0403(E)(5) exempts the maintenance of existing gardens, pastures, lawns and landscape perimeters, including the installation of new irrigation systems within existing gardens, pastures, lawns, and landscape perimeters. HCA mitigation is not required.
- Section 5.0403(E)(6) & (K) permits the removal of plants identified as nuisance or prohibited plants in the native plant list and the planting or propagation of plants identified as native plans on the City of Gresham Native Plant List. Conditions of Approval Apply as specified below. Tree replacement mitigation is not required.

Conditions of Approval (Only Checked Conditions Apply)

- (Hill) To maintain the stability of the slope on which the tree(s) is/are located, the roots of the tree(s) to be removed shall not be removed.
- (HCA) All work must be done using handheld equipment only. No motorized tractor, excavator, or other heavy equipment shall be used to remove trees or debris. No surrounding native vegetation shall be disturbed or removed--except as specified in this permit-- without prior written approval by City staff. Work shall occur outside of wetlands and top of bank of streams. Tree debris and other project spoils shall not interfere with nearby stream banks.
- Ensure disturbed areas with greater than 25 square feet of exposed soils are revegetated with an appropriate native seed mix after project completion.



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Other _____

The request to remove the ornamental or invasive tree(s) is approved subject to select conditions of approval listed above. Only checked conditions apply.

Development Planning Manager/Designee

Date _____

Application Submittal Checklist:

- Permit Application
- Site Plan or Aerial Image Showing
 - Property Lines, property address or ID, streets (labeled), streams/wetland location
 - Outline of Manicured Landscape Area
 - Location of Nearby Structures and other mature trees to be retained
 - Outline or Extent of Hillside, Floodplain, or Hillside overlay districts
 - Size (diameter at breast height) of the tree(s)
 - Label of tree species and/or variety (common name and Latin name)
- Arborist Report (Optional)