

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 61-21

AN ORDINANCE

amending Chapter 29 of the City Code as it relates to the clearing of trees in the Unified Development Code (UDC); and fixing the time when this ordinance shall become effective.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. Chapter 29 of the Code of Ordinances of the City of Columbia, Missouri, is hereby amended as follows:

Material to be deleted in ~~strikeout~~; material to be added underlined.

Sec. 29-1.11. Definitions and rules of construction.

(a) *Definitions—General.* For the purpose of this chapter 29, the following words and terms are defined to mean the following:

...

City. The City of Columbia, Missouri.

~~*Clear cutting.* The practice of removing over half of the standing climax forest area on a site.~~

...

Sec. 29-4.4. Landscaping, screening, and tree preservation.

(a) *Purpose.* The purpose and intent of this section is to:

...

(i) *Clearing of trees.*

(1) The ~~mechanized clearing or of trees, logging of~~ existing trees four (4) inch DBH or greater ~~or clear cutting of trees~~ by any means on tracts of land of one (1) acre or more shall be unlawful unless done in compliance with a land

disturbance permit, logging permit, or tree preservation plan pursuant to chapter 12A of the City Code as applicable.

- (2) A minimum of twenty-five (25) percent of any climax forest area on any tract of land, one acre in size or greater, is subject to the land preservation standards shown in section 29-4.4(c)(1)(i)(d). When the tract of land includes a stream buffer, none of the required tree/land preservation shall be within the stream buffer. Trees retained will count toward screening requirements contained in section 24-4.4 (landscaping and screening).
- (3) When logging is to occur prior to approval of a tree preservation plan or on property not otherwise subject to land disturbance requirements, a logging plan demonstrating compliance with tree preservation requirements must be submitted to the city arborist. This logging plan will include the area in square feet of forest land, the area in square feet of climax forest, and demonstrate that twenty-five (25) percent of the area of climax forest will be preserved after logging. Each logging operation on the same site will require a separate land disturbance permit. Under no circumstance shall successive logging remove greater than seventy-five (75) percent of the climax forest present upon the site before logging.
- (4) An approved tree protection and preservation plan shall be required prior to issuance of a land disturbance permit and during the activities associated with the land disturbance permit in accordance with the administrative standards promulgated and enforced by the director of public works, but under no circumstances shall activities with the potential of causing damage to the root systems of trees be allowed within the perimeter of the drip line of the trees being preserved, protected or planted as part of the landscaping plan.
- (5) Any land owner requesting annexation into the city shall abide by the tree preservation provisions of the City Code. Any land that did not follow the tree preservation provisions of the City Code shall wait five (5) years before they are able to obtain a permit for redevelopment or subdivision unless the provision of section 29-4.4(c)(1)(x) have been met.

SECTION 2. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2021.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor