

Legislative Summary: Ordinance No. 890-2022

Ordinance No. 890-2022 enacts new Codified Ordinance Section 505.15, Easements Acceptance and Release for Tree Preservation, that authorizes the Mayor's Office of Capital Projects to accept the grant of an easement for the purpose of preserving a tree in the right-of-way during sidewalk installation. This ordinance will give the Director of Capital Projects standing authority to accept the grant of an easement across a property owner's frontage without requiring additional legislation, in to preserve trees during sidewalk installation without delay.

The Director is also authorized to release an easement acquired for this purpose that is no longer needed, after five years from sidewalk installation. If a tree dies or is removed in the future, the property owner may construct the sidewalk within the right-of-way and remove the sidewalk from the easement at their cost.

Amendments:

Working with Law, amendments 1) make language changes; and 2) remove the five-year restriction on releasing the easement for a property owner who constructs and removes the sidewalk from the easement at their cost when the tree dies or is removed.