

LEGAL NOTICE
BICKNELL TOWN
STATE OF UTAH

:SS.
COUNTY OF WAYNE
TOWN CLERK'S CERTIFICATE

The foregoing Ordinance was duly and regularly adopted by the Bicknell Town Council at its meeting on the 5th day of September, 1984, and it was then and there executed by the Mayor and attested by the Town Clerk

That the undersigned did immediately thereafter and upon the 19th day of September, 1984, post copies of the foregoing Ordinance in three (3) public and conspicuous places in Bicknell Town.

DATED this 19th day of September, 1984.

/s/ Pat Martin
Town Clerk

(SEAL)

**BICKNELL TREE ORDINANCE —
No. 16**

Be it ordained by the Town Council of the town of BICKNELL, Utah.

An ordinance regulating the planting, maintenance, and removal of trees in the public streets, parks and other municipally owned property; establishing a shade tree and beautification commission as the agency prescribing regulations; providing for the issuing of permits for removal of trees in public places providing for the pruning and removal of trees on private property which endanger public safety; and prescribing penalties for any violations of its provisions.

DEFINITIONS

Street trees: "Street trees" are herein defined as trees, shrubs, bushes and all other woody vegetation on public lands lying within the right-of-way of all streets, avenues, or ways within the town.

Park trees: "Park trees" are herein defined as trees, shrubs, bushes and all other woody vegetation in public parks and all areas owned by Bicknell town, or to which the public has free access.

ESTABLISHMENT OF A SHADE TREE AND BEAUTIFICATION COMMISSION.

There is hereby created and established a Shade Tree and Beautification Commission for the town of Bicknell, Utah, which shall consist of five members who are citizens and residents of this town. The commission shall consist of four citizens appointed by the Mayor with approval of the Council. The fifth members shall be a town council member responsible for the activities of the Shade Tree and Beautification Commission. All members shall serve without pay.

TERM OF OFFICE

The term of office shall be four (4) years. Appointments to office will be made in the Council meeting in February. In the event that a vacancy shall occur during the term of any member, his or her successor shall be appointed for the unexpired portion of that term.

OBJECTIVES

To make Bicknell's urban forest more beautiful and safe by ensuring proper tree selection and care.

To assist the residents of Bicknell in planting trees and shrubery that will enhance their properties as well as the urban forest.

To assist in planning the beautification of Bicknell town properties with suitable trees and plants.

IMPLEMENTATION

There shall be one or two senior citizens available to work on beautification of Bicknell town throughout the summer months as part of the Green Thumb program. These workers shall be responsible for administering the provisions of this ordinance and such policies and recommendations of the Shade Tree Commission as are approved by the Town Council. They shall have jurisdiction and supervision of all trees and plants planted or growing in public streets or places within the town; and when authorized by proper authority, it shall be their

duty to plant, water and cultivate them.

It shall be the duty of the town maintenance employee to trim, spray, preserve and remove unsightly or unwanted trees and plants in public streets and on private property to insure safety or to preserve the beauty of such public places as determined by the Shade Tree Commission.

INTERFERENCE WITH TOWN EMPLOYEES AND WILLFUL INJURY TO TREES

No person shall prevent, delay or interfere with these employees or their assistants in the execution or enforcement of this section; provided, however, that nothing herein shall be construed as an attempt to prevent any remedy legal or equitable in any court of competent jurisdiction for the protection of property rights by the owner of any property within the town.

There will be a fine made to any person who shall willfully injure or destroy any tree on the city tree planting strips, public parks or other property of the town.

The Tree Commission shall determine when any tree roots or limbs originating on private property are interfering with town sidewalks or property and serve notice by mailing to the owner or party occupying such premises to either remove such trees or trim the roots of any tree in order to protect the town sidewalks or property from damage.

REVIEW BY TOWN COUNCIL

Any person may appeal any ruling or order of the Commission to the Town Council who may hear the matter and make a final decision.

PENALTY

Any person violating any provision of this ordinance shall be, upon conviction of a plea of guilty, subject to a fine not to exceed \$299.00.

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