



Office of the City Clerk

City Hall
121 N. LaSalle St.
Room 107
Chicago, IL 60602
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Legislation Details (With Text)

File #: O2021-4764
Type: Ordinance
Status: Failed to Pass
File created: 10/14/2021
In control: City Council
Final action:
Title: Amendment of Municipal Code Chapter 10-32 regarding permits, protection, replacement and removal regulations for trees, plants and shrubs
Sponsors: Sadlowski Garza, Susan, Cardenas, George A., Rodriguez, Michael D., Waguespack, Scott, Osterman, Harry
Indexes: Ch. 32 Trees, Plants & Shrubs
Attachments: 1. O2021-4764.pdf

Date	Ver.	Action By	Action	Result
5/24/2023	1	City Council	Failed to Pass	
10/14/2021	1	City Council	Referred	

ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. Section 10-32-060 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

10-32-060 Permit required.

a) No person other than the ~~deputy commissioner~~ Deputy Commissioner shall plant, remove, trim, spray[^] or chemically inject or treat, or in any way affect the general health or structure of a parkway tree or shrub without first having obtained a permit to do so in accordance with the provisions of this chapter; provided, however, that no permit shall be necessary for the activities described in Section 10-32-050. All permit requirements of this chapter shall be applicable to governmental agencies and to public utilities governed by an Act concerning Public Utilities, approved June 29, 1921, as amended.

b) No person or entity shall remove any tree without first having obtained a permit to do so in accordance with this chapter.

SECTION 2. Section 10-32-120 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

10-32-120 Protection of trees during building operations.

During planning and execution of any (i) excavation, or (ii) the erection, alteration, repair, demolition or removal of any building or structure, ~~if including any excavation in connection therewith, the owner of the affected property~~ party responsible for the planning and execution shall:

a) take into account the presence of trees and take every effort to minimize tree loss and damage following the "Tree Protection Detailed Specifications" as issued by the Deputy Commissioner.

b) Any public tree proposed for removal shall be subject to the City's "Tree Removal and Replacement Protocol" as detailed in Section 10-32-200.

c) place or cause to be placed around each nearby public tree one or more protective devices

sufficient to prevent injury to the trunk, crown and root system of each such tree. No such device may be installed without a permit issued by the ~~commissioner~~ Deputy Commissioner, who shall first determine that the devices will not injure the tree; such permit shall specify the manner of erecting or installing each protective device.

SECTION 3. Section 10-32-240 of the Municipal Code of Chicago is hereby amended by adding the language underscored, and by deleting the language struck through, as follows:

10-32-200 Replacement or removal of damaged public tree or shrub.

(a) If, as the result of the violation of any provision of this ordinance chapter, the injury, mutilation[^] or death of a public tree, shrubs or other plant material is caused, the costs of repair, removals or replacement of such tree, shrub^A or other plant material or shall be borne by the party in violation. If construction requires the removal of a tree, shrub, or other plant material the costs of repair, removal, or replacement of such tree, shrub, or other plant material shall be borne by the party responsible for the planned construction following the Department's

Tree Removal and Replacement Protocol. The replacement value of trees and shrubs shall be determined in accordance with the latest revision of "A Guide to the Professional Evaluation of Landscape Trees, Specimen Shrubs, and Evergreens" "Guide for Plant Appraisal", as published by the International Society of Arboriculture.

(b) Every public tree removed shall be replaced on a tree-per-tree basis.

1) The Deputy Commissioner shall have the discretion to choose the size and species of replacement trees.

A) The Deputy Commissioner may charge the party responsible for the vegetal loss a fee for the difference in value as detailed in the Department's Tree Removal and Replacement Protocol.

B) The species of each replacement tree shall be suitable for the location and soil conditions of the site and the replacement tree shall be designed to result, upon maturity, in a canopy cover that is at least equal to the canopy cover prior to tree removal.

2) After removal of a parkway tree, a replacement tree must be planted within six twelve months, or during the following planting season, unless otherwise approved by the Deputy Commissioner.

3) A replacement tree shall be planted in the parkway on the same block as the removed tree. However, if there is no acceptable spot in the parkway on the block the removed tree was located, whether for botanical or practical reasons, then the Deputy Commissioner may designate an alternative parkway location for the replacement tree in a low-canopy density area.

4) If no other party is required to bear the cost of the replacement, such as ordered by subsection (a), the City shall bear the replacement cost. Such replacement cost shall not take the place of any other amounts due for the costs of repair, removal, or replacement under subsection (a)

SECTION 4. This ordinance shall take effect upon passage and publication.

Susan
10th Ward

Sadlowski

Garza

Alderman,

George
Ward

A.

Cardenas

Alderman,

12th

Alderman, 14th Ward

Alderman, 15th Ward

Alderwoman, 16th Ward

Alderwoman, 4th Ward

Alderwoman, 5th Ward

Alderman, 19th Ward

Alderwoman, 20th Ward

Alderwoman, 8th Ward

Alderman, 9th Ward

Alderwoman, 23rd Ward

Alderman, 24th Ward

Alderman, 25th Ward

Alderman, 26th Ward

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Alderman, 27 th Ward		Alderman, 40 th Ward
Alderman, 28 th Ward		Alderman, 41 st Ward
Alderman, 29 th Ward		Alderman, 42 nd Ward
Alderman, 30 th Ward		Alderwoman, 43 rd Ward
Alderman, 32 nd Ward	-	Alderman, 45 th Ward
Alderman, 31 st Ward		Alderman, 44 th Ward
Alderwoman, 33 rd Ward		Alderman, 46 th Ward
Alderwoman, 34 th Ward		Aldermajh, 47 th Ward
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Alderwoman, 37 th Ward		Alderwoman, 50 th Ward
Alderman, 38 th Ward		
Alderwoman, 39 th Ward		