

16  
ORDINANCE NO. 153500

2  
3 An ordinance restating and renumbering those  
4 provisions of the Los Angeles Municipal Code respecting the  
5 care of street trees in conformance with the provisions  
6 of Ordinance No. 105,734 transferring the jurisdiction  
7 thereof to the Board of Public Works.

8  
9 THE PEOPLE OF THE CITY OF LOS ANGELES

10 DO ORDAIN AS FOLLOWS:

11  
12 Section 1. Sections 63.26, 63.27, 63.28, 63.29,  
13 63.30, 63.31, 63.32, 63.33, 63.34, 63.35, 63.36, 63.36.1,  
14 63.37, 63.38, 63.38.5, 63.39, 63.40, 63.42 and 63.43 of the  
15 Los Angeles Municipal Code are hereby repealed.

16  
17 Sec. 2. Article 2 of Chapter VI of the Los Angeles  
18 Municipal Code is hereby amended by adding thereto Sections  
19 62.161 through 62.176 to restate and renumber those provisions  
20 of law set forth in the sections repealed by Section 1 of this  
21 ordinance and in conformity with Ordinance No. 105,734, said  
22 sections to read:

23  
24 SEC. 62.161. PLANTING, MAINTENANCE AND CARE OF PLANTS  
25 IN CITY STREETS - JURISDICTION OF BOARD:

26 The Board, through its authorized officers and  
27 employees, shall exercise jurisdiction and control over  
28 the planting, maintenance and care of trees, plants and  
29 shrubs in all streets of the City.

30  
31 SEC. 62.162. POWER TO PLANT, MAINTAIN AND ISSUE PERMITS:

32 (a) The Board, through its authorized officers

1 and employees, shall have charge of and direct and  
2 supervise the planting, removal, trimming, pruning,  
3 cutting and maintenance of trees, plants and shrubs  
4 in the streets of the City, and shall have charge of  
5 all work incidental to the above activities, and shall  
6 issue all permits for the replacement, removal, planting,  
7 cutting, pruning or trimming of trees, shrubs and plants  
8 in the streets of the City.

9 (b) The Board, through its authorized officers  
10 and employees, shall determine the variety of trees,  
11 shrubs and plants that may be planted in, upon or  
12 along any street, or any portion thereof, and the  
13 distance apart at which such trees, shrubs or plants  
14 shall be planted. The permit issued for the planting of  
15 such trees, shrubs or plants shall state the variety of  
16 trees, shrubs or plants that shall be planted, the  
17 distance apart at which the same shall be planted and  
18 the location of each tree, shrub or plant, and the  
19 size thereof.

20  
21 SEC. 62.163. DUTIES REGARDING MAINTENANCE OF PLANTS:

22 It shall be the duty of the Board, through its  
23 authorized officers and employees:

24 (a) To set out or plant any and all shade  
25 trees and shrubbery on public streets or parkways,  
26 and to take general care and supervision of all  
27 trees, plants and shrubbery planted and growing  
28 in the streets of the City, and to encourage the  
29 planting, care and preservation of shade or  
30 ornamental trees and shrubbery in said streets  
31 as hereinafter set forth;

32 . . .

1 (b) To inspect all trees, shrubs and plants  
2 in all streets of the City which are open for  
3 travel, and, upon discovering that any such  
4 trees, shrubs or plants are infected or infested  
5 with scale, plant or animal life or growth or any  
6 insect detrimental to the growth, health or life  
7 of such trees, shrubs or plants, to remove,  
8 eradicate or destroy such condition. If any trees,  
9 shrubs or plants in any street are so infected or  
10 infested to such a degree that such condition  
11 cannot be removed, eradicated or destroyed by  
12 the usual means and efforts employed, such trees,  
13 shrubs or plants may be removed and destroyed if  
14 such removal and destruction is deemed appropriate  
15 by the Board;

16 (c) To inspect any and all trees, shrubs  
17 and plants which are in any street in said City,  
18 or which, standing on any private estate, overhang  
19 or project into any such street, to determine whether  
20 any of the same or any part thereof appears to be  
21 dead, liable to fall, dangerous or an obstruction  
22 to public travel on any such street.

23  
24 SEC. 62.164. TREE PLANTING RECORDS - PLANS:

25 The Board, through its authorized officers and  
26 employees, shall prepare and keep records, maps or  
27 plans, showing the kinds of trees which have been  
28 planted, from time to time, upon the streets of the  
29 City, under the Board's supervision.

30  
31 SEC. 62.165. BOARD TO PREPARE REPORTS:

32 The Board, through its authorized officers or

1 employees, shall prepare all reports required by law  
2 under any general laws of the State of California in  
3 connection with the planting or maintaining of trees  
4 on streets in the City, and said Board shall exercise  
5 the powers and duties that are now or that may  
6 hereafter be imposed by general laws of the State  
7 relating to tree planting, except such powers and  
8 duties as are placed on other officers, boards or  
9 employees by the Charter, and shall make recommendations  
10 to the Council from time to time as to what particular  
11 work should be ordered by the Council under the various  
12 tree planting acts of the State of California.

13  
14 SEC. 62.166. STREET OBSTRUCTIONS BY TREES- JURISDICTION:

15 The Board, through its authorized officers or  
16 employees, shall have charge of enforcing and carrying  
17 out the rules and regulations prescribed under Section  
18 56.08 of this Code.

19  
20 SEC. 62.167. ASSESSMENT LEVY FOR PLANTING:

21 In the event that the City shall itself undertake  
22 to do the actual work of planting and maintaining of  
23 trees, shrubs, plants and lawns in any street under  
24 any general law of the State of California, or in  
25 conformity with any procedure or ordinance of the City  
26 of Los Angeles, the same shall be done by the Board  
27 and assessments shall be levied thereby. Collection  
28 of such assessments shall be made by the person  
29 designated by law to do so.

30  
31 SEC. 62.168. REMOVAL OF OBSTRUCTING PLANTS:

32 In case any tree, shrub or plant in any street

1 in the City, or standing on privately owned real property  
2 and overhanging or projecting into a public street, appears  
3 to be dead, liable to fall, dangerous, or an obstruction  
4 to public travel on any such street, the Board shall  
5 cause the same, or such parts thereof as are dead, liable  
6 to fall, dangerous, or an obstruction to such public  
7 travel, to be cut down, and, if in the street, to be  
8 removed therefrom. Before the Board causes any such tree  
9 or shrub to be cut down or removed, the Board shall give  
10 at least ten days written notice of its intention to so  
11 proceed to the owner, occupant, or agent of the property  
12 upon which the tree or shrub is located, or of the property  
13 which abuts that part of the street in which the tree or  
14 shrub is located, provided, however, that where the immediate  
15 cutting and removal of the tree is necessary to protect  
16 the public from danger, such notice shall not be required.  
17 Such an owner, occupant, or agent may file with the  
18 Board his or her objections to such cutting and removal.  
19 These objections must be filed within seven (7) days  
20 after the Board has given such notice of intent. In the  
21 event the objections are timely filed, the tree or shrub  
22 shall not be cut down or removed unless such owner, occu-  
23 pant, or agent has been given a reasonable opportunity  
24 to be heard in support of his or her objection. The Board's  
25 determination after the hearing shall be set forth in  
26 writing and a copy thereof forwarded to the party who  
27 had filed the objections.

28  
29 SEC. 62.169. PERMIT REQUIRED TO PLANT IN STREETS:

30 No person shall plant, remove, destroy, cut, prune  
31 or deface or in any manner injure any tree or shrub  
32 in any street in the City, without first obtaining a

1 permit to do so from the Board.

2  
3 SEC. 62.170. CONDITIONAL PERMIT TO REMOVE OR  
4 DESTROY TREES:

5 The Board may require, as a condition to any permit  
6 to remove or destroy a tree, that the permittee plant  
7 another tree of the type and size specified in the permit,  
8 within forty (40) days from the date of the issuance of  
9 the permit, in place of the tree to be destroyed or  
10 removed pursuant to the permit. It shall be a misdemeanor  
11 for a permittee to fail, refuse to comply with, or to  
12 willfully violate any condition or requirement imposed  
13 in such a permit.

14  
15 SEC. 62.171. PERMIT FOR FEES FOR TREE REMOVAL:

16 A fee of \$15.00 shall be charged for each permit  
17 issued by the Board for the removal or cutting down  
18 of any tree in or upon any street or parkway in the  
19 City. Such permit fee shall provide for the removal  
20 or cutting down of ten or less trees. Any permit for  
21 removal or cutting down of more than ten trees shall  
22 require an additional fee of \$6.00 for each additional  
23 unit of ten trees, or any fraction thereof. Such  
24 permit shall specifically describe the work to be  
25 done, and shall be void 30 days from the date of  
26 issuance. No fee shall be charged for any permit to  
27 plant any tree, shrub or plant.

28  
29 SEC. 62.172. HOUSE MOVING — PERMIT:

30 No person shall move any building or other object  
31 along any street in such manner as to injure any tree  
32 or shrub in such street without first having obtained

1 a permit therefor from the Board, and said Board may,  
2 if deemed advisable, require any person moving a  
3 building or any other object along a street in said City  
4 to furnish a bond in an amount sufficient to cover the  
5 damage or destruction of trees or shrubs on any street.  
6

7 SEC. 62.173. TREE STAKES OR GUARDS:

8 Tree stakes or guards may be placed around trees,  
9 shrubs or plants by the Board, by its authorized  
10 officers or employees, or by property owners, provided  
11 the same are merely placed near a tree, shrub or plant,  
12 for the purpose of protecting or training such trees,  
13 shrubs or plants.  
14

15 SEC. 62.174. INJURY TO TREES:

16 No person shall pile building material, or other  
17 material, about any tree, plant or shrub in any street  
18 in any manner that will in any way injure such tree,  
19 plant or shrub.  
20

21 SEC. 62.175. TREE MAINTENANCE:

22 Whenever any trees are planted within the public  
23 streets as a condition precedent to the recording of  
24 a subdivision, as provided for in Ordinance No. 79,310,  
25 the Board, for a continuous period of five years after  
26 the recording of said subdivision, shall have charge,  
27 superintendence and control of the maintenance of said  
28 trees in a manner to insure proper growth in accordance  
29 with the originally approved planting scheme. Such  
30 maintenance may include but shall not be restricted to  
31 watering, pruning, replacing and general care of said  
32 tree.



Sec.....<sup>4</sup>.....The City Clerk shall certify to the passage of this ordinance and cause the same to be published in some daily newspaper printed and published in the City of Los Angeles.

I hereby certify that the foregoing ordinance was introduced at the meeting of the Council of the City of Los Angeles of FEB 27 1980 and was passed at its meeting of MAR 5-1980

REX E. LAYTON, City Clerk,

By Edward W. Richman  
Deputy

Approved \_\_\_\_\_

Tom Bradley  
Mayor.

File No. \_\_\_\_\_

File No. 77-1145 & 77-1145 S-1

Ordinance No. 153,500, repealing and renumbering those provisions of the Los Angeles Municipal Code... THE PEOPLE OF THE CITY OF LOS ANGELES DO ORDAIN AS FOLLOWS: Section 1. Sections 62.161 through 62.176 of the Los Angeles Municipal Code are hereby repealed... SEC. 62.162. POWER TO PLANT, MAINTAIN AND ISSUE PERMITS... SEC. 62.163. DUTIES REGARDING MAINTENANCE OF PLANTS... SEC. 62.164. TREE PLANTING RECORDS - PLANS... SEC. 62.165. BOARD TO PREPARE REPORTS... SEC. 62.166. STREET OBSTRUCTIONS BY TREES - JURISDICTION... SEC. 62.167. ASSESSMENT LEVY FOR PLANTING... SEC. 62.168. REMOVAL OF OBSTRUCTING PLANTS... SEC. 62.169. PERMIT REQUIRED TO PLANT IN STREETS... SEC. 62.170. CONDITIONAL PERMIT TO REMOVE OR DESTROY TREE... SEC. 62.171. PERMIT FOR FEES FOR TREE REMOVAL... SEC. 62.172. HOUSE MOVING - PERMIT... SEC. 62.173. TREE STAKES OR GUARDS... SEC. 62.174. INJURY TO TREES... SEC. 62.175. TREE MAINTENANCE... SEC. 62.176. STREET MAINTENANCE FEE... Sec. 4. The City Clerk shall certify to the passage of this ordinance and cause the same to be published in some daily newspaper printed and published in the City of Los Angeles.

City of Los Angeles

Proof of Publication

(2015.5 C.C.P.)

STATE OF CALIFORNIA } ss  
COUNTY OF LOS ANGELES }

C. BRAMBILA

I am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above entitled matter. I am the principal clerk of the printer and publisher of "The Los Angeles Daily Journal," a daily newspaper printed and published in the English language in the City of Los Angeles, and a newspaper of general circulation as defined by the laws of the State of California. That the notice, of which the annexed is a printed copy, has been published in each regular and entire issue of said newspaper and not in any supplement thereof on the following dates, to-wit:

MAR 18 1980

all in the year 1980

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

C. Brambila  
Signature

Date MAR 18 1980, 19

Approved March 10, 1980  
By Edward W. ... Deputy Mayor  
File No: 771145 & 771145 S-1  
(JN91813) Mar 18