

- (3) Height of limbs over sidewalks, rights of way and streets. Tree limbs extending over a sidewalk and/or right of way shall be trimmed to such an extent that no portion of the same shall be less than seven feet above the sidewalks. Tree limbs extending over streets shall be trimmed to such an extent that no portion of the same shall interfere with visibility and the safe flow of traffic.
- (4) City Rights.
- A. The City shall have the right to plant, prune, maintain and remove trees, plants and shrubs within the rights-of-way of all streets, alleys, avenues, lanes and other public grounds as may be necessary to insure public safety or to preserve or enhance the symmetry and beauty of such public grounds.
 - B. The Enforcement Officer may cause or order to be removed any tree or part thereof which is in an unsafe condition or which by areas of its nature is injurious to sewers, electric power lines, gas lines, water lines or other public improvements or is affected with any injurious fungus, insect or other pest.
 - C. This subdivision does not prohibit the planting of street trees by adjacent property owners provided that the selection and location of such trees is in accordance with the provisions of this Chapter.
- (5) Reducing treelawn. No person shall by any type of construction reduce the size of a treelawn without first procuring permission from the Enforcement Officer. A person who removes, damages or causes to be removed a public tree from the treelawn or other public place without prior approval shall be required to replace such tree at his/her own expense; the replacement tree shall have a minimum diameter of two inches.
(Ord. 05-78. Passed 12-12-05.)

1331.07 SCREENING STANDARDS.

(a) Landscaping for Accessory Uses, Service Structures, Cellular Towers and Communication Towers. Any accessory use, service structure or tower shall be sufficiently screened whenever located in or adjacent to any residential district, as determined by the Enforcement Officer.

(b) Screening of Service Areas and Loading Dock Areas.

- (1) All areas for parking, service, loading and unloading activities shall be screened along the entire lot line adjacent to or abutting a residential district or public right-of-way.
- (2) Screening shall consist of walls, fences, natural vegetation, or an acceptable combination of these elements, provided that screening shall be at least six feet, and walls and fencing no more than twelve feet in height. Natural vegetation shall be of a variety which shall attain six feet in height within four years of planting.
- (3) Natural growth screening during full foliage shall have a minimum opaqueness of seventy-five percent (75%). The use of year-round vegetation, such as pines or evergreens is encouraged. Vegetation shall be planted no closer than three feet to any property line.

(c) Screening of Trash Container Receptacles.

- (1) For commercial, community service, industrial, office, institutional and multiple family uses, all trash containers or receptacles shall be screened or enclosed. Trash containers designed to service more than one residential unit or to service a nonresidential structure shall be fully screened on all four sides by walls, fences, mounding, natural vegetation or an acceptable combination of these elements. The height of such screening shall be one foot higher than the proposed structure or at least six feet. The maximum height of walls and fences shall not exceed twelve feet.
- (2) Earth mounds may not exceed four feet for use as screening herein, and shall only be used in combination with other types of screening to ensure four-sided screening.

(d) Curbs to Protect Screening Material.

- (1) Interior protection. The use of curbs or steel pipes filled with concrete, or other similar measures, shall be required to control the placement of the dumpster and to protect the screening materials (fence or plants) during the emptying and replacement operation.
- (2) Exterior protection. The use of concrete curbs around planting beds shall be required to protect plantings from damage caused by traffic movement, whenever plantings are utilized to screen dumpsters.

(e) Additional Screening Requirements.

- (1) For commercial, office-institutional, places of worship and community service (all S-I Zoning) uses, screening shall be provided between such uses and when adjacent to or abutting residential districts.
- (2) For multi-family uses abutting single-family residential districts:
- (3) Screening for subsections (e)(1) and (2) hereof shall comply with the following: Screening can consist of walls, fences, natural vegetation, or an acceptable combination of these elements. Such screening shall cover the entire rear property line, and between the front building line and rear property line for side lot lines. Vegetation shall be planted no closer than three feet to any property line.
 - A. The height of screening shall be at least six feet and walls and fences shall not exceed eight feet in height. Natural vegetation, during full foliage shall have an opaqueness of at least seventy-five percent (75%), and shall be of a variety which will attain four feet in height within five years of planting.
 - B. For all industrial uses adjacent to or abutting a residential district, the following screening shall be provided:
 1. Minimum visual face coverage: 75%
 2. Minimum opaqueness: 75%
 3. Minimum height, walls and fences: 7 feet
 4. Maximum height, walls and fences: 12 feet.
 (Ord. 05-78. Passed 12-12-05.)