

1 [DPW URBAN FORESTRY CODE]

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3 **RECOMMENDING CHANGES TO ENFORCEMENT OF SECTION 808 OF DPW URBAN**
4 **FORESTRY CODE TO THE MAYOR AND THE BOARD OF SUPERVISORS OF THE CITY**
5 **AND COUNTY OF SAN FRANCISCO.**
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8 WHEREAS, Section 808 of the San Francisco Urban Forestry Ordinance provides that
9 "it shall be unlawful for any person to intentionally, maliciously or through gross negligence
10 injure or destroy a street tree or any tree on City property"; and
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12 WHEREAS, when violations of Section 808 occur as a result of excessive pruning or
13 "topping" of trees, it is currently the practice of the San Francisco Department of Public Works
14 to cite and fine property owners at the location of the violation, and
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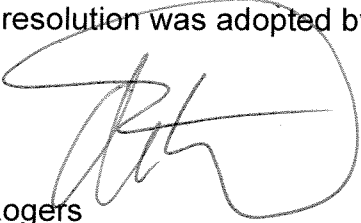
16 WHEREAS, the San Francisco Urban Forest Council has been established as an
17 advisory body, with authority from the Board of Directors to provide advice to City bodies with
18 respect to matters relating to urban forestry in San Francisco; and
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20 WHEREAS, the Urban Forest Council believes that greater deterrence against future
21 violations of Section 808 will be achieved by penalizing tree contractors who engage in
22 excessive pruning or "topping" and other violations of Section 808, rather than penalizing the
23 property owners;
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1 RESOLVED, that the San Francisco Urban Forest Council hereby recommends to the
2 San Francisco Department of Public Works that enforcement of Section 808 include actions
3 against tree contractors for enforcement purposes; and,

4 BE IT FURTHER RESOLVED, that the Urban Forest Council intends to cooperate with
5 the Department of Public Works to identify other enforcement mechanisms, including property
6 owner education programs and creation of stronger administrative penalty provisions in the
7 Public Works Code that would encourage better tree management practices.

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9 I hereby certify that this resolution was adopted by the Urban Forest Council on October 26,
10 2004.

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12 Approved:  Emily D. Rogers
13 Commission Secretary

Att for Emily Rogers

14
15 Vote: Approved

16 Ayes: C. Blair, L. Costello, K. Cornell, S. Griswold, J. Herman, T. Milne, A. Rodgers, P.
17 Sacamano, M. Sullivan, and F. Vietor

18 Noes: None

19 Absent: J. Carrasco, J. Campos, D. Lakshminarayanan
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