

## Section 6

### Relocation Trees and Replacement Trees

#### 6.1 Requirement for replacement tree

The owner of the site must plant a replacement tree in accordance with this By-law for every tree removed from the site in contravention of this By-law, or as required by the tree permit issued for the removal of a tree.

#### 6.2 Exemption from requirement for replacement tree

Despite section 6.1 and section 4.10, if a site, immediately after removal of a tree pursuant to a permit or in contravention of this By-law, includes at least the number of trees set out in Schedule C, the owner of the site does not need to plant a replacement tree and provide security for such trees if the owner elects to pay the City cash-in-lieu of those trees at the rate of \$1,000.00 for each tree that would otherwise have to be planted, and such money shall then be used for the planting of trees on other sites.

#### 6.3 Type of replacement tree and number

For each tree a person removes from a site, the owner of the site must plant:

- (a) one replacement tree described in Part 1 of Schedule D;
- (b) two replacement trees described in Part 2 of Schedule D; or
- (c) a tree or trees acceptable to the Director of Planning;

except that in the case of a sloping site, the owner may plant one replacement tree set out Part 2 of Schedule D.

#### 6.4 Size of replacement tree

Each replacement tree an owner plants on a site must meet the size requirements that apply to it as set out in Schedule D.

#### 6.5 Siting of relocation tree or replacement tree

An owner must plant a relocation tree or replacement tree:

- (a) on the same site as the tree the owner is replacing or relocating;
- (b) at least one metre from:
  - (i) any side boundary of the site,
  - (ii) any accessory building on or adjacent to the site, or
  - (iii) any other structure or thing on or adjacent to the site that, in the opinion of the Director of Planning, the tree may adversely affect or that may adversely affect the tree;
- (c) at least 1.5 metres from any principal building on or adjacent to the site;
- (d) at least 2.5 metres from any other tree on or adjacent to the site; and
- (e) in accordance with any approved tree plan

**6.6 Timing for planting of relocation tree or replacement tree**

An owner must plant a relocation tree or replacement tree:

- (a) in the case of development under the Zoning and Development by-law, before:
  - (i) issuance of an occupancy permit, or
  - (ii) occupancy of a development not requiring an occupancy permit;
- (b) in any other case, within six months after the date of issuance of the tree permit for such relocation tree or replacement tree;

except if the Director of Planning specifies, as a condition of such tree permit, another deadline for such relocation or replacement.

6.7 Every owner required to plant a replacement tree under this By-law shall plant and maintain the replacement tree in accordance with sound arboricultural practice.