

Proposed Amendments

Staff recommend the following amendments to the Tree By-law 052-2018:

1. Amend Definitions Section 2 to define the following terms:
 - Tree Management Plan, to mean a document which includes:
 - a list and map of all trees on a lot;
 - the manner and timing in which any injury or destruction of trees will be carried out;
 - the qualifications and contact information of all persons authorized to injure or destroy trees;
 - the plans for replacement tree(s) and planting(s), including species, size, location, and timing of those replacements, and whether the locations will change, and why;
 - all measures that will be taken to mitigate the direct and indirect effects of the destruction of the tree on other nearby trees, properties, water bodies, natural areas and other components of the ecosystem; and
 - other information as directed by staff;
 - Tree Nursery, to mean an area where plants are grown for the purpose of transplanting, for use as stocks for budding and grafting, and/or for sale;
 - Tree Nursery Owner, to mean the Owner of a Tree Nursery; and
 - Tree Nursery Operator, to mean the Operator of a Tree Nursery;
 - Protected tree, to mean a tree which is protected by regulations outside of City of Vaughan, such as, but not limited to, the Regional Municipality of York Forest Conservation, or its successor by-law;
 - Trees Grown for Sale, to mean trees grown by a nursery for the purpose of sale;
 - Golf Course, to mean an area of land laid out for golf with a series of holes, which include any tees, fairways, putting greens and natural or artificial hazards;
 - Golf Course Owner, to mean the Owner of a Golf Course; and
 - Golf Course Operator, to mean the Operator of a Golf Course;
2. Amend the by-law to add Section 4(i), to state that the by-law is not applicable to any Protected Trees otherwise not listed above.
3. Amend the by-law to remove the permit exemption for Golf Courses and Tree Nurseries, deleting Section 8(e).

4. Amend the by-law to state that a permit is not required for a Tree Nursery Owner or Tree Nursery Operator or to injure or destroy a Tree Grown for Sale, adding Section 8(e).
5. Amend the by-law to state that a permit is not required for a Golf Course Owner or Golf Course Operator to injure or destroy a tree on a Golf Course if it is to support the health of surrounding vegetation or enhance the playability of the Golf Course, adding Section 8(f).
6. Amend Section 11(f) to include a Tree Management Plan, if required by the Director of Forestry, moving the existing 11(f) provision to 11(g).
7. Add authority to enter upon any property for the purposes of conducting an inspection to ensure compliance with the By-law.
8. Add authority to issue an Order to Comply with the provisions of the By-law or the direction of the Director.