

A BYLAW OF THE CITY OF VICTORIA

to amend the Sidewalks, Streets and Boulevards Protection Bylaw to regulate the planting of trees on boulevards.

Under its statutory powers, including sections 541 and 542 of the *Municipal Act*, the Municipal Council of the City of Victoria enacts the following provisions:

1. This Bylaw may be cited as the "SIDEWALKS, STREETS AND BOULEVARDS PROTECTION BYLAW, AMENDMENT BYLAW (NO. 1)".
2. Bylaw No. 91-52, the Sidewalks, Streets and Boulevards Protection Bylaw, is amended by adding the following section:

- "13. (1) With the prior permission of the Director of Engineering and Parks, a person may do any of the following acts on a boulevard:
- (a) plant a tree, shrub, bush, or hedge;
 - (b) remove, destroy, cut or trim a tree, shrub, bush, or hedge;
 - (c) place material on, under, or against a tree, shrub, bush, or hedge.
- (2) Plantings on a boulevard must be carried out in accordance with the horticultural policies established by the City's Director of Engineering and Parks.
- (3) The City's Director of Engineering and Parks must give permission for the purposes of subsection (1)(a) only if the planting would not
- (a) create a hazard to the safety of persons, and
 - (b) be likely to damage public property, or private property legally located on the boulevard.

- (4) The City's Director of Engineering and Parks must give permission for the purposes of subsection subsections (1)(b) and (c) only if the permitted action
- (a) would not create a hazard to the safety of persons,
 - (b) would not be likely to damage public property, or private property legally located on the boulevard, and
 - (c) other than a permitted destruction, would not endanger or destroy the life of the tree, shrub, bush, or hedge."

Passed and received third reading by the Municipal Council on the 9TH
day of APRIL, 1998.

Adopted by the Municipal Council on the 23RD day of APRIL
1998.

"MARK JOHNSTON"

CITY CLERK

"BOB CROSS"

MAYOR