



DISTRICT OF WEST VANCOUVER  
750 17TH STREET, WEST VANCOUVER BC V7V 3T3

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## COUNCIL REPORT

Date:	September 30, 2020
From:	Heather Keith, Manager, Environmental Protection
Subject:	Proposed Amendments to Interim Tree Bylaw No. 4892, 2016, Boulevard Bylaw No. 4886, 2014, and Supporting Enforcement Bylaws
File:	08-1610-20

### RECOMMENDATION

THAT the proposed "Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5089, 2020" be read a first, second, and third time.

### RECOMMENDATION

THAT the proposed "Boulevard Bylaw No. 4886, 2016, Amendment Bylaw No. 5090, 2020" be read a first, second, and third time.

### RECOMMENDATION

THAT proposed "Municipal Ticket Information System Implementation Bylaw No. 4383, 2004, Amendment Bylaw No. 5098, 2020" be read a first, second, and third time.

### RECOMMENDATION

THAT proposed "Bylaw Notice Enforcement Bylaw No. 4368, 2004, Amendment Bylaw No. 5099, 2020" be read a first, second, and third time.

## 1.0 Purpose

The purpose of this report is to provide Council with an amendment bylaw to the Interim Tree Bylaw (**Appendix A**) for consideration.

## 2.0 Legislation/Bylaw/Policy

### Legislation

Under Section 8 of the *Community Charter*, a Council may, by bylaw, regulate, prohibit, and impose requirements relative to trees and the protection of the natural environment.

### Bylaws

The "Interim Tree Bylaw No. 4892, 2016" was adopted by Council in April 2016 as an interim measure intended to regulate trees on private property.

The "Boulevard Bylaw No. 4886, 2016" is a bylaw to regulate the use and occupation of highway boulevards.

The "Bylaw Notice Enforcement Bylaw No. 4368, 2004" is a bylaw that implements the enforcement of bylaw notices in conjunction with North Shore Bylaw Adjudication Registry.

The "Municipal Ticket Information System Implementation Bylaw No. 4383, 2004" is a bylaw that implements the Municipal Ticket Information System pursuant to the *Community Charter*.

### **3.0 Council Strategic Objective(s)/Official Community Plan**

The OCP (Official Community Plan Bylaw No. 4985, 2018) recognizes:

1. the value of the natural environment and provides high-level policies regarding strengthening existing environmental regulations and facilitating environmental restoration and enhancement actions, protection and enhancement of the community's natural assets and responding to climate change impacts;
2. the importance of tree retention for the community, specifically Policy 2.6.5 which is to "Balance tree retention, replacement or compensation for their ecological value with consideration to access to sunlight and significant public views"; and
3. the impact that trees have on the form and character of the built environment with Development Permit Area guidelines promoting preservation of existing healthy trees, retention of mature trees and vegetation and planting of trees.

In addition, objective 3.3 of Council's 2020-2021 Strategic Plan is to "Develop an Urban Forest Management Plan and decide whether to amend the Interim Tree Bylaw".

### **4.0 Financial Implications**

It is noted that current staff resources are limited to effectively administer the existing Interim Tree Bylaw. The District has one dedicated arborist that reviews and processes private and boulevard tree permits and who works with Bylaw Officers to respond to enquiries and complaints.

The proposed amendments to the Interim Tree Bylaw are expected to provide better clarity on permitting requirements; thereby possibly reducing the number of inquiries to the District Arborist and allow the bylaw to be administered effectively using existing staff resources.

## **5.0 Background**

### **5.1 Previous Decisions**

At the May 27, 2019 Council meeting, staff provided Council with the Interim Tree Bylaw Working Group's final recommendations report, staff analysis of the working group's recommendations, and amendments to the Interim Tree Bylaw incorporating some Working Group recommendations.

At this meeting, Council passed the following motion:

1. THAT staff:
  - a) be directed to modify proposed "Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5023, 2019" to:
    - Protect existing trees over 35 cm DBH;
    - Require replacement trees when hazardous trees are removed;
    - Require replacement trees when protected trees are removed;
    - Allow every homeowner, by permit, to remove:
      - One protected tree over 35 cm DBH every three years in Ambleside and Dundarave;
      - One protected tree over 35 cm DBH per year in the rest of West Vancouver; and
      - A reasonable number of trees over 35 cm DBH per year for multi-family developments; and
  - b) bring proposed "Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5023, 2019" forward for Council's consideration as modified.
2. THAT staff:
  - a) use Lidar data to establish a tree canopy baseline and prepare an Urban Forest Management Plan; and
  - b) (as amended) report back to Council regarding the efficacy of the Interim Tree Bylaw in maintaining tree canopy cover and propose policy recommendations for a new bylaw as required to maintain canopy cover.
3. THAT staff update the District's Fees and Charges bylaw to add a fee for a tree removal permit for protected trees on private property.
4. THAT staff prepare educational guidelines for tree protection and management on private property based on Interim Tree Bylaw Working Group recommendations.

At the September 28, 2020 Council meeting, staff provided the results of the tree canopy cover study. At this meeting, Council passed the following motion:

1. THAT Council direct staff to update Interim Tree Bylaw No. 4892, 2016, with amendments to manage the tree canopy and improve permitting process for tree work.
2. THAT staff be directed to include a funding request in the 2021 budget to obtain LiDAR data to compare with the 2013 and 2018 data already acquired.
3. THAT staff be directed to include a funding request in the 2021 budget to develop an Urban Forest Management Plan.
4. That staff be directed to develop guidelines for the maintenance of hedges on private property.

## 5.2 History

On July 16, 2019, staff brought forward the "Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5023, 2019", for Council consideration, with the proposed amendments listed in the motion that was passed on May 27, 2019. Council approved the budget for the LiDAR tree canopy study but did not approve the amendments to the Interim Tree Bylaw and decided to defer any changes to the bylaw until after the tree canopy study was completed.

An application fee for a private property tree permit was added to Fees and Charges Bylaw No. 5025, 2019, and was implemented on January 1, 2020. The fee is \$300, which is now consistent with the fee for a municipal property tree permit and an environmental development permit for tree work.

The tree canopy study was presented at a Council Meeting on September 28, 2020. Using the results of the tree canopy study as well as recommendations from the Interim Tree Bylaw Working Group, amendments to the Interim Tree Bylaw are proposed in this report, to respond to item 1 from the Council motion passed on September 28, 2020. The other Council motion items will be addressed by staff at a later date.

## 6.0 Analysis

### 6.1 Discussion

The tree canopy study showed an increase in tree canopy cover on private property from 2013 to 2018; therefore, staff are not recommending any changes to the protected tree size under the Interim Tree Bylaw as the data do not support the need to increase regulations on tree removals. That being said, if the tree canopy cover in 2018 is used as a baseline to maintain moving forward, then staff are also not proposing any additional means to allow greater flexibility for tree removals, which may result in a decrease in canopy cover over time. The proposed amendments are to

strengthen the existing tree bylaw to ensure continued tree protection in the District.

The proposed amendments also take into account concerns raised by residents and the former Interim Tree Bylaw Working Group members with respect to tree work in the District, particularly in relation to development activities. In addition, in applying the current Interim Tree Bylaw since 2016, staff have also identified some limitations to its effective regulation of tree work in the District that could be reinforced. Therefore, in addressing the above, the following bylaws are proposed for amendment.

(A) Interim Tree Bylaw

The following amendments are proposed:

1. Removal of the word "Interim" from the Bylaw title.
2. Clarification of the definition of the term "tree cutting" to improve understanding of when a permit is required. For pruning, a tree permit is required if an arborist is required to aerial ascend the tree to remove healthy limbs.
3. Addition of definitions of acceptable pruning practices that will not compromise the health of the tree. The arborist report must specify the type of pruning that will be conducted on a tree. Acceptable pruning techniques include:
  - crown cleaning;
  - crown thinning;
  - crown/perimeter reduction;
  - pollarding;
  - restoration pruning; and
  - structural pruning.
4. Addition of tree species to the Protected Tree list, including Pacific yew, Pacific dogwood, Yellow cedar, and Shore pine. Any work proposed on trees that are greater than 20 cm DBH of these species, will require a permit.
5. Addition of trees within the watercourse protection area (i.e., 15 m of the top of bank of a watercourse) to the Protected Tree list. Any work proposed on trees greater than 10 cm DBH, within this area, will require a permit in the form of an Environmental Development Permit to be consistent with the NE13 Guidelines in the OCP for watercourse protection.
6. Addition of heritage trees, replacement trees, and retained trees to the Protected Tree List;

- Replacement Tree - a tree required by this Bylaw to be planted to replace a tree that has been cut, removed, damaged, or a tree planted as a condition of the approval of a development permit application
  - Heritage Tree - a tree listed on the West Vancouver Community Heritage Registrar.
  - Retained Tree - a tree that must be permanently protected pursuant to a registered covenant or development permit.
7. Restrictions on tree work during the nesting season of wildlife species that are protected under senior levels of government:
    - Restriction of permit issuance during the nesting season for tree work within the buffer zone of known active nests, as specified in the Provincial Guidelines for Raptor Conservation During Urban and Rural Land Development in British Columbia (2013);
    - Requirement for bird/nesting surveys prior to permit issuance;
    - Requirements for senior government approval for any work on wildlife trees (trees with nests), prior to issuance of a tree permit by the District.
  8. Permitting requirements for tree work related to wildfire hazard risk. A permit to complete tree work to minimize wildfire risk will require a report by Qualified Professional (Registered Professional Forester).
  9. Replacement tree requirements for removal of Protected Trees. Replacement trees will be required if trees are removed for purposes other than a hazardous assessment. Replacement trees must be a suitable species approved by the District Arborist or from the list attached as Schedule B to the bylaw (replacement tree list based on the recommended tree species identified in the Interim Tree Bylaw Working Group Final Report) and be a minimum planting size of 5 cm caliper for deciduous trees and 3 m in height for coniferous trees.
  10. Updated terms for tree replacement security deposits to ensure replanting and survival of replanted trees.
  11. Updated permitting process for tree removals when trees are certified as dead by an Arborist, including a reduced arborist report and expedited process.
  12. Updated tree protection barrier requirements during construction activities. Appendix A of the amendment bylaw includes size specifications for protection of critical root zones. Monitoring by an arborist will be required if barriers are removed during construction activities.

13. Updated expiry date for a tree removal permit from six months to one year to be consistent with the timeframe for tree work in riparian areas and to enable sufficient time to cut and replant at a time of year when the replacement tree has the best chance of survival.

Interim Tree Bylaw No. 4892, 2016 Amendment Bylaw No. 5089, 2020 (**Appendix A**) reflects the proposed changes.

#### (B) Boulevard Bylaw

For consistency with the amendment to the Interim Tree Bylaw, the following amendments are being proposed:

- Updated definition of “tree cutting” to be consistent with the Interim Tree Bylaw;
- Clarification of permitting procedures for tree work on boulevards. This includes the procedural steps to obtain neighbour consent and that proposed tree work will be based on an assessment completed by the District Arborist; and
- Clarification that Municipal Tree Contractors are only permitted to complete tree work on boulevards.

Boulevard Bylaw No. 4886, 2016 Amendment Bylaw No. 5090, 2020 (**Appendix B**) reflects the proposed changes.

#### (C) Corresponding Enforcement Bylaws

Corresponding amendments are proposed to the Bylaw Notice Enforcement Bylaw (**Appendix C**) and the Municipal Ticket Information System Implementation Bylaw (**Appendix D**) to reference the appropriate sections of the proposed amended Interim Tree Bylaw.

## 6.2 Sustainability

Trees contribute to the sustainability of the community by providing a range of important ecosystem services including shading, carbon storage, and stormwater management functions. The value of trees includes their ecological and environmental values, their community, social, and personal values, and their economic value.

### 6.3 Public Engagement and Outreach

Pending Council's approval of the proposed amendment to the Interim Tree Bylaw, the District website will be updated with the amended bylaws and permitting procedures on the following District webpage:  
<https://westvancouver.ca/environment/trees/tree-cutting-permits/tree-cutting-permit-private-property>.

### 6.4 Other Communication, Consultation, and Research

The proposed amendment to the Interim Tree Bylaw was based on a combination of recommendations supporting the health and ecological value of trees proposed by the Interim Tree Bylaw Working Group, staff recommendations and further revisions as directed by Council, as well as the results of the Tree Canopy Cover Study. The Land Development Group were consulted on the proposed bylaw amendment and implementation considerations.

Furthermore Council's decision at the September 28, 2020 meeting directed staff to seek funding for future collection of LiDAR data and development of an Urban Forest Management Plan, which could inform future policy and bylaw decisions.

## 7.0 Options

### 7.1 Recommended Option

That Council give three readings to the proposed amendments to the Interim Tree Bylaw and Boulevard Bylaw and corresponding amendments to enforcement bylaws.

### 7.2 Considered Options

- a) Defer readings of the proposed bylaw amendments pending the receipt of additional information (to be specified); or
- b) Not give readings to the bylaw amendments.

## 8.0 Conclusion

The proposed amendments to the Interim Tree Bylaw address the results of the tree canopy study and will assist in the ongoing management of the tree canopy cover. The data collected through the LiDAR tree canopy cover study and subsequent amendments to the Interim Tree Bylaw are the first steps in managing trees in the District, with the understanding that this is an ongoing process to ensure that policies and bylaws to protect trees are effective with respect to development activities and climate change.



Date: September 30, 2020  
From: Heather Keith, Manager, Environmental Protection  
Subject: Amendment to the Interim Tree Bylaw

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Concurrence:  David Hawkins, Manager, Community Planning & Sustainability

**Appendices:**

- A. Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5089, 2020
- B. Boulevard Bylaw No. 4886, 2016, Amendment Bylaw No. 5090, 2020
- C. Bylaw Notice Enforcement Bylaw No. 4368, 2004, Amendment Bylaw No. 5099, 2020
- D. Municipal Ticket Information System Implementation Bylaw No. 4383, 2004, Amendment Bylaw No. 5098, 2020

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District of West Vancouver

**APPENDIX A**

**Interim Tree Bylaw  
Bylaw No. 4892, 2016,  
Amendment Bylaw No. 5089, 2020**

Effective Date:

# **Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5089, 2020**

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District of West Vancouver

# **Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5089, 2020**

A bylaw to amend Interim Tree Bylaw No. 4892, 2016.

Previous Amendments: Amendment Bylaw No. 4913, 2016.

WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to provide for an amendment to the Interim Tree Bylaw No. 4892, 2016;

NOW THEREFORE, the Council of The Corporation of the District of West Vancouver enacts as follows:

## **Part 1 Citation**

- 1.1 This bylaw may be cited as Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5089, 2020.

## **Part 2 Severability**

- 2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause, or phrase.

## **Part 3 Amends Title of Bylaw**

Interim Tree Bylaw No. 4892, 2016 Title "Interim Tree Bylaw" is amended by:

- 3.1 Removing the word "Interim".

## **Part 4 Amends Application of Bylaw**

Interim Tree Bylaw No. 4892, 2016 Part 3 Application of Bylaw is amended by:

- 4.1 Following subsection 3.1.1, inserting the following subsection and numbering 3.1.2:
- which is authorized by a permit issued pursuant to Boulevard Bylaw No. 4886, 2016;
- 4.2 Deleting the unnumbered sentence between subsections 3.1.3 and 3.1.4 and replacing subsection 3.1.4 with the following:
- by a utility, on land owned or held by the utility including a statutory right of way, undertaken for the purpose of safety, maintenance, or operation of the utility's infrastructure;
- 4.3 Remove subsection 3.1.8 in its entirety.
- 4.4 Renumbering the section accordingly.

## **Part 5 Amends Interpretation**

Interim Tree Bylaw No. 4892, 2016 Part 4 Interpretation is amended by:

- 5.1 Replacing subsection 4.1.3 with the following:
- The removal of any limb of a tree that requires ascending the tree to complete the removal.
- 5.2 In section 4.3, replacing the definition of "Arborist" with the following:

**“Arborist/Tree Risk Assessor”** means a person certified by the International Society of Arboriculture.

- 5.3 In section 4.3, replacing the definition of “Tree Protection Barrier” with the following:

**“Tree Protection Barrier”** means a barrier erected and maintained so as to protect trees, including tree roots, from tree cutting, and from damage due to excavation, demolition, or construction activities on adjacent land.

- 5.4 In section 4.3, replacing the definition of “Tree Survey” with the following:

**“Tree Survey”** means a drawing or plan of a building site prepared by a B.C. Land Surveyor or a person having other qualifications approved in advance by the Director, showing the location, DBH, and species of each protected tree on a site, or on a portion of a site specified in advance by the Director, and indicating the location of the Permitted Building Envelope and the trees that are proposed to be cut in order to permit the construction of a driveway or accessory building outside of the Permitted Building Envelope.

- 5.5 Adding the following definitions to section 4.3:

**“Caliper”** means the diameter of a tree measured at a height of 15 cm above the natural grade at the base of the tree.

**“Critical root zone”** means the minimum spatial extent of a tree(s) root system that is required to maintain the health and stability of the tree(s).

**“Crown cleaning”** means removing dead, dying, diseased, and broken branches from the crown of a tree.

**“Crown thinning”** means removing lateral branches to reduce the crown density of a tree, but only in order to allow for air circulation, light penetration, and to reduce excessive end weight on scaffold branches.

**“Crown reduction”** or **“Perimeter reduction”** is a method of pruning used to reduce the height and/or spread of the crown (the foliage bearing portions) of a tree. Compared to topping, reduction helps maintain the form and structural integrity of the tree. This technique is best accomplished by cutting branches back to a healthy growing lateral

branch. The process reduces long, heavy, or overextended branches, as well as removing any branches with significant defects.

**“Difficult terrain”** means land with a slope angle greater than 35% over a vertical distance of three metres or more.

**“District arborist”** means the person appointed by the District to that position.

**“Hazardous”** means, in respect of a tree, assessed to be in a condition (e.g., dead, dying, unstable, root damage, diseased) dangerous to people or property, by a certified Tree Risk Assessor adhering to the “Tree Risk Assessment in Urban Areas and the Urban/Rural Interface Manual” or an industry-recognized equivalent acceptable to the District.

**“Heritage tree”** means a tree listed on the West Vancouver Community Heritage Registrar.

**“Qualified Professional”** means a Professional with appropriate education, training and experience, fully insured and in good standing with the relevant Professional association, and means:

- a. for the purpose of slope hazard assessments, a Professional Engineer, or Professional Geoscientist, as appropriate, with experience or training in geotechnical and geohazard assessments; and
- b. for the purpose of wildfire hazard assessments, a Registered Forest Professional Qualified by training, with at least two years experience in the assessment, fuel management prescription and mitigation of wildfire hazards in British Columbia.

**“Pollarding”** is a method of pruning that keeps trees and shrubs smaller than they would naturally grow. It is usually started when the tree is young and involves the regular pruning back of epicormics shoots of a tree to the head or knuckle of the main stem or trunk to maintain the tree at a certain size.



**“Protected tree”** means any of the following:

- a) Any tree greater than 75 cm DBH, or in the case of a tree with multiple stems, a combined stem DBH of 75 cm or more;
- b) Any replacement tree;
- c) Any retained tree;
- d) Any heritage tree;
- e) Any tree located within a Watercourse Protection Area;
- f) Any tree of the following species, greater than 20 cm DBH:
  - i. *Arbutus (Arbutus menziesii)*;
  - ii. Garry Oak (*Quercus garryana*);
  - iii. Pacific yew (*Taxus brevifolia*);
  - iv. Pacific dogwood (*Cornus nuttallii*);
  - v. Yellow cedar (*Cuppressus nootkatensis*);
  - vi. Shore pine (*Pinus contorta var contorta*) that lie within the protected shoreline area as defined using the Provincial ecosystem zone mapping;
- g) Any tree that contains an active nest of any bird, or the nest, whether active or not, of an eagle, peregrine falcon, gyrfalcon, heron, osprey, or burrowing owl; or
- h) Any tree that constitutes the habitat of a protected wildlife species under the Provincial *Wildlife Act* or Federal *Migratory Bird Act*.

**“Replacement tree”** means a tree required by this Bylaw to be planted to replace a tree that has been cut, removed, or damaged, or a tree planted as a condition of the approval of a development permit application.

**“Restoration pruning”** is a method of pruning performed to improve structure, form, and the appearance of trees that have been severely topped, vandalized, or storm damaged. The intent is to re-establish an apical dominant or a central leader over time. This occurs over a number of successive pruning cycles.

**“Retained tree”** means a tree that must be permanently protected pursuant to a registered covenant or development permit.

**“Re-topping”** means the topping of a previously topped tree.

**“Structural pruning”** is pruning that influences tree orientation, spacing, growth rate, strength of attachments, and size of branches.

**“Top of watercourse bank”** means the first significant break in a slope where the break occurs such that the grade beyond the break is flatter

than 3:1 for a minimum distance of 15 metres measured perpendicularly from the break.

**“Topping”** means the removal of large portions of the crown of a tree.

**“Vista pruning”** means the selective removal or reduction of branches in the tree’s crown to allow a specific view of an object from a predetermined point.

**“Watercourse”** means a ditch, creek, pond, lake, river, or stream that is connected by surface flow to fish habitat, whether it contains water or not.

**“Watercourse Protection Area”** means the land within 15 metres of the Top of a Watercourse Bank.

## **Part 6 Amends Protection of Trees from Damage**

Interim Tree Bylaw No. 4892, 2016 Part 5 Protection of Trees from Damage is amended by:

6.1 Replacing subsection 5.1.1 with the following:

Cutting or damaging the roots of the tree or blasting, compacting the soil, or placing concrete, or other hard surfacing within the drip line of a tree;

6.2 Replacing section 5.2 with the following:

No person shall carry out or authorize or permit any other person to carry out any tree cutting, or any site preparation, demolition, excavation, or construction work on a property unless a tree protection barrier in accordance with Schedule A of this Bylaw has been installed to protect:

6.3 Replacing subsection 5.2.1 with the following:

All protected trees located outside of the Permitted Building Envelope on the property, other than trees that are being cut to permit construction of a driveway or accessory building;

6.4 Inserting the following new subsection after subsection 5.2.1 and renumbering the rest of the section accordingly:

In relation to trees located on land adjacent to the property with the building site, the portion of a critical root zone located on or within the building site.

6.5 In subsections 5.3.1 and 5.3.3., replacing the words “Environmental Protection Officer” with the words “District Arborist”.

- 6.6 Inserting the following new subsection before subsections 5.3.1 and renumbering the remaining subsections of section 5.3 accordingly:

Ensure that no construction activity occurs within the tree protection barrier except to the extent that those activities are monitored by an Arborist for the duration of any required construction activities impeded by the tree protection barrier. A letter of commitment must be submitted by the Arborist undertaking the responsibility of monitoring the activities.

## **Part 7 Amends Tree Cutting Permits**

Interim Tree Bylaw No. 4892, 2016, Part 6 Tree Cutting Permits is amended by:

- 7.1 Replacing section 6.1 with the following:

No person shall cut any protected tree unless a tree cutting permit has been issued in respect of the tree; and in the case of a tree that is a protected tree because it is within a Watercourse Protection Area, an Environmental Development Permit authorizing the tree to be cut is deemed to be a tree cutting permit if the tree meets the criteria set out in section 6.3.

- 7.2 Replacing section 6.2 with the following:

Section 6.1 does not apply to any tree that presents an imminent danger to persons or property, as certified by an Arborist, but any person who, under the authority of this section, cuts a tree without obtaining a permit must report the cutting of the tree to the Director within one business day of cutting the tree and must not remove the tree from the location at which it was cut until the Director has authorized such removal.

- 7.3 Replacing subsection 6.3.1 with the following:

a tree where cutting is limited to removing limbs using acceptable pruning practices including crown cleaning, crown thinning, crown reduction, restoration pruning, vista pruning, pollarding, and structural pruning;

- 7.4 Inserting the following new subsection to be numbered as 6.3.5:

a tree that a Qualified Professional has certified as a wildfire hazard risk.

- 7.5 Inserting the following new subsection to be numbered as 6.3.6:

a tree located on difficult terrain, provided that the removal of the tree does not detrimentally affect the stability of a natural slope, in the written opinion of a Qualified Professional, provided to the Director in circumstances where the Director requires such an opinion to be provided.

7.6 Inserting the following new subsection to be numbered as 6.3.7:

a tree that contains an active nest of any bird, or the nest, whether active or not, of an eagle, peregrine falcon, gyrfalcon, heron, osprey, or burrowing owl or a tree that constitutes the habitat of a protected wildlife species under the Provincial *Wildlife Act* or Federal *Migratory Bird Act*, if the applicant receives all necessary federal and provincial permits prior to commencing tree work and complies with any terms and conditions of that legislation or permits issued thereunder while completing the tree work.

7.7 Inserting the following new section after section 6.3 and renumbering the rest of the section accordingly:

If acceptable pruning methods rather than removal of the tree can address the risk from that tree, as certified by an Arborist, the Director may issue a permit, only for pruning of the tree.

7.8 Deleting subsection 6.4.4 in its entirety.

7.9 Replace Section 6.6 in its entirety with the following:

The Director may withhold issuing a tree cutting permit until the end of the nesting season, if the tree is within the buffer area of a nest of a protected wildlife species, as defined by the Provincial Guidelines for *Raptor Conservation during Urban and Rural Land Development in British Columbia* (2013) or that the tree cutting must not occur except on or after a date specified in the permit.

## Part 8 Amends Replacement Trees

Interim Tree Bylaw No. 4892, 2016 Part 7 Replacement Trees is amended by:

8.1 Replacing section 7.1 with the following:

The Director will require any person to whom a tree cutting permit is issued to:

8.2 Replacing subsection 7.1.1 with the following:

plant a replacement tree with a minimum caliper of 5 cm (deciduous tree) or height of 3 m (coniferous tree) for removal of any protected tree, with the exception of trees removed in relation to sections 6.3.1, 6.3.2, and 6.3.3. A permit for removal of a protected tree species shall require a replacement tree from Schedule B or a species approved by the Director.

**8.3 Replacing subsection 7.1.3 with the following:**

Provide a security to the District in the amount of \$1,000 per replacement tree to a maximum of \$10,000, which shall be forfeited to the District if the replacement tree in respect of which the security is provided is not planted or fails to survive transplantation, or shall otherwise be returned to the owner not later than one year after the planting of the replacement tree.

## **Part 9 Amends Tree Cutting Permit Procedures**

Interim Tree Bylaw No. 4892, 2016, Part 8 Tree Cutting Permit Procedures is amended by:

**9.1 Replacing section 8.1 with the following:**

The Director may prescribe the form of tree cutting permits and tree cutting permit applications under this Bylaw, and the Director's authority under this section includes the authority to require an applicant to provide any information the Director considers necessary to determine whether or not to issue the requested permit.

**9.2 Following Section 8.1, inserting a new section to be numbered as 8.2 as follows:**

In addition to any requirements under section 8.1, an application for a tree cutting permit, other than under section 6.4, shall be accompanied by a report from a certified Arborist/Tree Risk Assessor. The report must contain the following:

- i. Civic address, date of site visit and date it was submitted;
- ii. Name of certified Arborist / Tree Risk Assessor, company address, phone number and email address;
- iii. Arborist's ISA certification number and tree risk assessor number (for hazardous tree evaluations);
- iv. Business Licence number;
- v. Name, phone number and email for property owner;
- vi. Description of the proposed work and site conditions including photographs;
- vii. Site plan derived from a survey drawing indicating:
  - a. the location of tree(s) to be cut or removed and on-site and off-site tree(s) proposed for retention;
  - b. species (scientific and common names);
  - c. tag number listed in numerical order;
  - d. diameter at breast height (DBH) to the nearest 1 cm;
  - e. live crown ratio;
  - f. height; and

- g. critical root zone;
- viii. Risk rating or rationale if not included;
- ix. Description of the cutting and/or removal methods to be used;
- x. Description of the tree protection measures that shall be used to protect any retained trees;
- xi. Identification and discussion of probable tree impacts; and
- xii. Replanting specifications, if required.

The report for a tree that is certified as dead by an Arborist for a tree cutting under section 6.1, must contain i to v, vii (a to d), and viii.

9.3 Renumbering the rest of the section accordingly.

9.4 Replacing section 8.8 with the following:

A tree cutting permit expires and is of no further force or effect if the tree to which it pertains has not been cut within one year of the date of issuance of the permit. If a permit expires, a new application and applicable fees will be required for a new permit.

## **Part 10 Amends Offence and Penalties**

Interim Tree Bylaw No. 4892, 2016, Part 10 Offence and Penalties is amended by:

- 10.1 Inserting the words "the District Arborist," after the words "the Director in section 10.1.
- 10.2 Following Section 10.1, inserting a new section to be numbered as 10.2 as follows:

The Director may order a person who cuts a tree in contravention of this bylaw to plant a replacement tree of a species and DBH specified in the order for each tree that has been cut, at the location indicated in the order and maintain the tree in accordance with generally acceptable maintenance practices to ensure that it survives transplantation, and replace the replacement tree if it should fail to survive transplantation.

10.3 Renumbering the rest of the section accordingly.

## **Part 11 Amends Schedules**

Interim Tree Bylaw No. 4892, 2016, Schedules is amended by:

- 11.1 Replacing Schedule A – Protected Tree Species with the attached Schedule A – Tree Protection Specifications.
- 11.2 Adding Schedule B – Replacement Tree Species with the attached Schedule B

## **Schedules**

Schedule A – Tree Protection Specifications  
Schedule B – Replacement Tree Species

READ A FIRST TIME on

READ A SECOND TIME on

READ A THIRD TIME on

ADOPTED by the Council on.

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Mayor

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Corporate Officer



## Schedule A – Tree Protection Specifications

To ensure tree protection barrier(s) are placed around any tree(s) which are not to be cut or removed. To ensure that the trunk, branches and root structure are not damaged by any construction operations. Subject to any additional specifications imposed by the Director, all tree protection barriers required to be constructed pursuant to this bylaw must meet the following requirements:

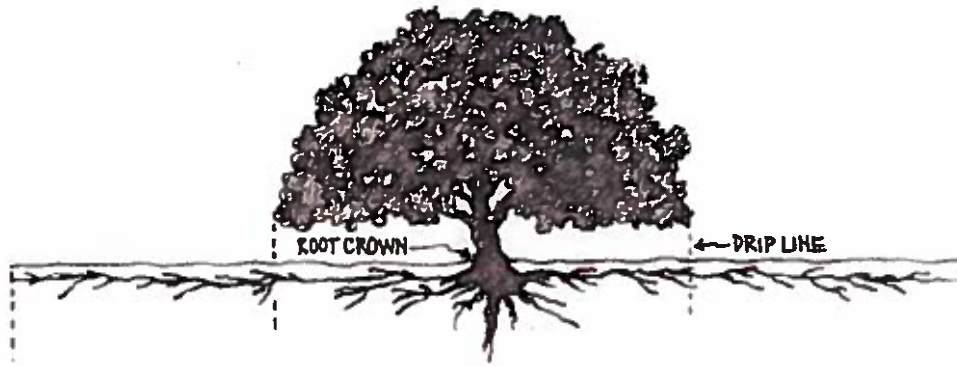
1. The tree protection barrier must be 1.2 m in height.
2. 2x 4"s must be used for vertical posts, top and bottom rails and cross-bracing (in an "X") construction with continuous snow fence and staked to the ground. The structure must be sturdy and staked to the ground and remain intact for the entire period of demolition and/or construction.
3. Signage must be displayed indicating that the area within the protection barrier is a "protection zone" and stating that no encroachment, storage of materials or damage to trees is not permitted within the "protection zone".
4. Any work that needs to occur near or inside the tree protection barrier shall be supervised onsite by an ISA Certified Arborist.
5. located at distances based on tree diameter, using the table below:

<b>Trunk Diameter (DBH) Measured at 1.4 m from natural grade</b>	<b>Protection Zone Minimum Fence Distance</b>
20 cm	1.2 m
25 cm	1.5 m
30 cm	2.1 m
35 cm	2.4 m
40 cm	2.7 m
50 cm	3.0 m
55 cm	3.3 m
60 cm	3.6 m
75 cm	4.5 m
90 cm	5.4 m
100 cm	6.0 m

# TREE PROTECTION

## SHARED OWNERSHIP TREES AND NEIGHBOUR'S TREES

The distance table on the previous page must be used to determine location of tree protection fencing for shared trees and trees on properties adjacent to the development, of any size.



### Root Protection Zone

- A tree's root system grows within the top 60 cm of the surface of good quality, well drained and uncompacted soil.
- The root system can extend to more than two to three times the drip-line distance.



Tree fencing-wood framed snow fence

## Schedule B – Replacement Tree Species

<b>Botanical Name</b>	<b>Common Name</b>	<b>Type</b>
<i>Abies balsamea</i>	Balsam Fir	Conif
<i>Abies concolor</i>	White Fir	Conif
<i>Abies fraseri</i>	Fraser's Fir	Conif
<i>Abies grandis</i>	Grand Fir	Conif
<i>Abies lasiocarpa</i>	Alpine Fir	Conif
<i>Abies procera</i>	Noble Fir	Conif
<i>Acer campestre</i>	Hedge Maple	Decid
<i>Acer capilipes</i>	Stripebark Maple	Decid
<i>Acer cappadocicum</i>	Coliseum Maple	Decid
<i>Acer circinatum</i>	Vine Maple	Decid
<i>Acer davidii</i>	Snakebark Maple	Decid
<i>Acer ginnala</i>	Amur Maple	Decid
<i>Acer glabrum</i>	Douglas Maple	Decid
<i>Acer griseum</i>	Paperbark Maple	Decid
<i>Acer negundo</i>	Manitoba Maple	Decid
<i>Acer palmatum</i>	Japanese Maple	Decid
<i>Acer platanoides</i>	Norway Maple	Decid
<i>Acer pseudoplatanus</i>	Sycamore Maple	Decid
<i>Acer rubrum</i>	Armstrong Maple	Decid
<i>Acer rubrum</i>	Autumn Flame Maple	Decid
<i>Acer rubrum</i>	Bowhall Maple	Decid
<i>Acer rubrum</i>	Morgan Maple	Decid
<i>Acer rubrum</i>	October Glory Maple	Decid
<i>Acer rubrum</i>	Red Sunset	Decid
<i>Acer rubrum</i>	Scanlon Maple	Decid
<i>Acer rubrum</i> 'Scarlet Sentinel'	Scarlet Sentinel Maple	Decid
<i>Acer saccharinum</i>	Silver Maple	Decid
<i>Acer saccharum</i>	Sugar Maple	Decid
<i>Acer truncatum</i>	Shantung Maple	Decid
<i>Albizia julibrissin</i>	Silk Tree	Decid
<i>Amelanchier grandiflora</i>	Serviceberry	Decid
<i>Aralia elata</i>	Japanese Angelica Tree	Decid
<i>Araucaria araucana</i>	Monkey Puzzle Tree	Conif
<i>Betula albo-sinensis septentrionalis</i>	Chinese White Birch	Decid
<i>Betula jacquemontii</i>	Himalayan Birch	Decid
<i>Betula Lanciniata</i>	Weeping Birch	Decid

<i>Betula nigra</i>	River Birch	Decid
<i>Calocedrus decurrens</i>	Incense Cedar	Conif
<i>Carpinus betulus</i>	European Hornbeam	Decid
<i>Carpinus japonica</i>	Japanese Hornbeam	Decid
<i>Catalpa bignonioides</i>	Common Catalpa	Decid
<i>Catalpa speciosa</i>	Northern Catalpa	Decid
<i>Cedrus libani</i>	Cedar of Lebanon	Conif
<i>Celtis occidentalis</i>	Hackberry	Decid
<i>Cercidiphyllum japonicum</i>	Katsura Tree	Decid
<i>Cercis canadensis</i>	Eastern Redbud	Decid
<i>Chamaecyparis nootkatensis</i>	Nootka Cypress	Conif
<i>Chamaecyparis obtusa</i>	Hinoki False Cypress	Conif
<i>Cladastrus lutea</i>	American Yellowwood	Decid
<i>Cornus 'Eddie's White Wonder'</i>	Eddie's White Wonder	Decid
<i>Cornus chinensis</i>	Chinese Dogwood	Decid
<i>Cornus controversa</i>	Giant Dogwood	Decid
<i>Cornus florida</i>	Flowering Dogwood	Decid
<i>Cornus kousa</i>	Kousa Dogwood	Decid
<i>Cornus mas</i>	Cornelian Cherry	Decid
<i>Cornus nuttallii</i>	Pacific Dogwood	Decid
<i>Corylus maxima</i>	Giant Filbert	Decid
<i>Crataegus lavalleyi</i>	Lavalle Hawthorne	Decid
<i>Davidia involuocrata</i>	Dove Tree	Decid
<i>Fagus crenata</i>	Japanese Beech	Decid
<i>Fagus sylvatica</i>	European Beech	Decid
<i>Fraxinus americans</i>	White Ash	Decid
<i>Fraxinus excelsior</i>	European Ash	Decid
<i>Fraxinus nigra</i>	Black Ash	Decid
<i>Fraxinus ornus</i>	Flowering Ash	Decid
<i>Fraxinus oxycarpa</i>	Claret Ash	Decid
<i>Ginkgo biloba</i>	Ginkgo	Decid
<i>Gleditsia triacanthos</i>	Honey Locust	Decid
<i>Gleditsia triacanthos inermis</i>	Thornless Honey Locust	Decid
<i>Gymnocladus dioica</i>	Kentucky Coffeebean	Decid
<i>Halesia carolina</i>	Carolina Silverbell	Decid
<i>Koelreuteria paniculata</i>	Golden Rain Yree	Decid
<i>Laburnum watereri</i>	Golden Chain Tree	Decid
<i>Larix decidua</i>	European Larch	Conif
<i>Liquidambar styraciflua</i>	American Sweetgum	Decid

<i>Liriodendron tulipifera</i>	Tulip Tree	Decid
<i>Magnolia 'Caerhay's Belle'</i>	Caerhay's Belle Magnolia	Decid
<i>Magnolia 'Elizabeth'</i>	Elizabeth Magnolia	Decid
<i>Magnolia 'Forest Pink'</i>	Forest Pink Magnolia	Decid
<i>Magnolia 'Galaxy'</i>	Galaxy Magnolia	Decid
<i>Magnolia acuminata</i>	Cucumber Tree	Decid
<i>Magnolia cordata</i>	Yellow Cucumber Tree	Decid
<i>Magnolia denudata</i>	Yulan Magnolia	Decid
<i>Magnolia grandiflora</i>	Southern Magnolia	Decid
<i>Magnolia kobus stellata</i>	Star Magnolia	Decid
<i>Malus species</i>	Crabapple	Decid
<i>Metasequoia glyptostroboides</i>	Dawn redwood	Conif
<i>Morus alba</i>	White Mulberry	Decid
<i>Notofagus antartica</i>	Antartic Beech	Decid
<i>Nyssa sylvatica</i>	Sour Gum Tree	Decid
<i>Oxydendron arboreum</i>	Sorrel Tree	Decid
<i>Parrotia persica</i>	Persian Parrotia	Decid
<i>Paulownia tomentosa</i>	Empress Tree	Decid
<i>Phellodendron amurense</i>	Amur Corktree	Decid
<i>Picea abies</i>	Norway Spruce	Conif
<i>Picea glauca</i>	White Spruce	Conif
<i>Picea omorika</i>	Serbian Spruce	Conif
<i>Picea pungens</i>	Colorado Spruce	Conif
<i>Picea sitchensis</i>	Sitka Spruce	Conif
<i>Pinus contorta</i>	Shore Pine	Conif
<i>Pinus densiflora pendula</i>	Weeping Red Pine	Conif
<i>Pinus monticola</i>	Western White Pine	Conif
<i>Pinus nigra</i>	Austrian Pine	Conif
<i>Pinus radiata</i>	Monterey Pine	Conif
<i>Pinus resinosa</i>	Red Pine	Conif
<i>Pinus strobus</i>	Eastern White Pine	Conif
<i>Pinus thunbergii</i>	Japanese Black Pine	Conif
<i>Pinus wallichiana</i>	Himalayan White Pine	Conif
<i>Platanus occidentalis</i>	American Sycamore	Decid
<i>Platanus orientalis</i>	Oriental Plane Tree	Decid
<i>Platanus x acerfolia</i>	London Plane Tree	Decid
<i>Prunus sargentii</i>	Sargent Flowering Cherry	Decid
<i>Prunus serotina</i>	Black Cherry	Decid
<i>Prunus serrulata</i>	Japanese Flowering Cherry	Decid

<i>Prunus subhirtella</i>	Higan Cherry	Decid
<i>Prunus yedoensis</i>	Yoshino Cherry	Decid
<i>Pyrus calleryana</i>	Callery Pear	Decid
<i>Quercus acutissima</i>	Sawtooth Oak	Decid
<i>Quercus coccinea</i>	Scarlet Oak	Decid
<i>Quercus garryans</i>	Garry Oak	Decid
<i>Quercus palustris</i>	Pin Oak	Decid
<i>Quercus robur</i>	English Oak	Decid
<i>Quercus rubra</i>	Red Oak	Decid
<i>Quercus shumardii</i>	Shumard Oak	Decid
<i>Robinia ambigua</i>	Pink Locust	Decid
<i>Robinia pseudoacacia</i> 'frisia'	Golden Locust	Decid
<i>Salix alba</i>	White Willow	Decid
<i>Salix babylonica</i> 'tortuosa'	Corkscrew Willow	Decid
<i>Sciadopitys verticillata</i>	Umbrella Pine	Conif
<i>Sequoia sempervirens</i>	Redwood	Conif
<i>Sequoiadendron giganteum</i>	Giant Sequoia	Conif
<i>Sophora japonica</i>	Japanese Pagoda Tree	Decid
<i>Sorbus aucuparia</i>	European Mountain Ash	Decid
<i>Stewartia monadelphica</i>	Tall Stewartia	Decid
<i>Stewartia pseudocamillia</i>	Japanese Stewartia	Decid
<i>Styrax japonica</i>	Japanese Snowbell	Decid
<i>Styrax obassia</i>	Fragrant Snowbell	Decid
<i>Tilia cordata</i>	Little Leaf Linden	Decid
<i>Tilia euchlora</i>	Crimean Linden	Decid
<i>Malus Species</i>	Apple	Decid
<i>Prunus Cerasus</i>	Sour Cherry	Decid
<i>Prunus Avium</i>	Sweet Cherry	Decid
<i>Ficus Carica</i>	Fig	Decid
<i>Pyrus Communis</i>	Pear	Decid
<i>Prunus</i> 'Italian Prune'	Italian Prune Plum	Decid
<i>Prunus Salicina</i>	Japanese Plum	Decid
<i>Cydonia Oblonga</i>	Quince	Decid



**APPENDIX B**

District of West Vancouver

**Boulevard Bylaw No. 4886, 2016,  
Amendment Bylaw No. 5090, 2020**

Effective Date:

District of West Vancouver

# **Boulevard Bylaw No. 4886, 2016, Amendment Bylaw No. 5090, 2020**

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District of West Vancouver

## **Boulevard Bylaw No. 4886, 2016, Amendment Bylaw No. 5090, 2020**

A bylaw to amend the Boulevard Bylaw No. 4886, 2016

WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to provide for Boulevard Bylaw No. 4886, 2016;

NOW THEREFORE, the Council of The Corporation of the District of West Vancouver enacts as follows:

### **Part 1 Citation**

- 1.1 This bylaw may be cited as Boulevard Bylaw No. 4886, 2016, Amendment Bylaw No. 5090, 2020.

### **Part 2 Severability**

- 2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

### **Part 3 Amends Definitions**

Boulevard Bylaw No. 4886, 2016 Part 4 Definitions is amended by:

- 3.1 Replacing the definition of "tree" in section 4.1 with the following:  
  
"Tree" means a woody, perennial plant having one or more stems, with at least one stem having a DBH of 5 cm or more.
- 3.2 Replacing the definition of "tree cutting" in section 4.1 with the following:

**"Tree cutting"** means:

- a) The removal of a tree by any means from the land on which it is growing;
- b) The topping of trees, including the re-topping of trees that previously been topped; and
- c) The removal of any limb of a tree that requires ascending the tree to complete the removal.

3.3 Adding the following definitions to section 4.1:

**"District Arborist"** means the person appointed by the District to that position.

**"Highway"** includes all public streets, roads, ways, trails, lanes, bridges, trestles, ferry landings and approaches and any other public way.

**"Municipal Tree Contractor"** means a company approved and contracted by the District to complete work on trees located on Municipal property.

## **Part 4 Amends Landscaping on Boulevards**

Boulevard Bylaw No. 4886, 2016 Part 5 Landscaping on Boulevards is amended by:

4.1 Replacing section 5.4 with the following:

Section 5.3 does not authorize an owner to cut any boulevard tree with a DBH of 5 cm or more without obtaining a permit under Part 8.

## **Part 5 Amends Tree Cutting Permits and Procedures**

Boulevard Bylaw No. 4886, 2016 Part 9 Tree Cutting Permits and Procedures is amended by:

5.1 Replacing section 9.1 with the following:

The Director may prescribe the form of tree cutting permits and tree cutting permit applications, including information requirements for applications and requirements for confirmation that affected neighbours have been notified of the application and based on a tree risk assessment completed by the District Arborist.

- 5.2 Inserting the following new section numbered as 9.5 and renumbering the rest of section accordingly:

No person shall cut a tree to which this bylaw applies unless the person is a Municipal Tree Contractor, as specified by the Director or District Arborist.

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READ A SECOND TIME on

READ A THIRD TIME on

ADOPTED by the Council on .

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Mayor

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Corporate Officer

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District of West Vancouver

**APPENDIX C**

**Bylaw Enforcement Notice  
Bylaw No. 4368, 2004,  
Amendment Bylaw No. 5099, 2020**

Effective Date:

District of West Vancouver

**Bylaw Notice Enforcement Bylaw No. 4368, 2004,  
Amendment Bylaw No. 5099, 2020**

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District of West Vancouver

## **Bylaw Notice Enforcement Bylaw No. 4368, 2004, Amendment Bylaw No. 5099, 2020**

A bylaw to amend Bylaw Notice Enforcement Bylaw No. 4368, 2004 to reference corresponding sections of Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5099, 2020

Previous amendments:

<b>Amendment Bylaw</b>	<b>Effective Date</b>
Bylaw No. 5063, 2020	March 30, 2020
Bylaw No. 5049, 2019	December 2, 2019
Bylaw No. 4983, 2018	November 19, 2018
Bylaw No. 4976, 2018	April 23, 2018
Bylaw No. 4910, 2016	September 19, 2016
Bylaw No. 4893, 2016	April 20, 2016
Bylaw No. 4872, 2016	April 4, 2016
Bylaw No. 4868, 2015	January 11, 2016
Bylaw No. 4862, 2015	December 7, 2015
Bylaw No. 4762, 2013	December 9, 2013
Bylaw No. 4725, 2012	July 2, 2012
Bylaw No. 4718, 2012	March 26, 2012
Bylaw No. 4700, 2011	November 28, 2011
Bylaw No. 4681, 2011	May 9, 2011
Bylaw No. 4583, 2008	December 8, 2008
Bylaw No. 4559, 2008	June 2, 2008
Bylaw No. 4536, 2008	February 18, 2008
Bylaw No. 4521, 2007	October 22, 2007
Bylaw No. 4501, 2007	July 16, 2007
Bylaw No. 4482, 2006	July 24, 2006
Bylaw No. 4481, 2006	June 26, 2006
Bylaw No. 4448, 2005	September 19, 2005
Bylaw No. 4429, 2005	June 13, 2005
Bylaw No. 4416, 2005	January 24, 2005

WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to amend Bylaw Notice Enforcement Bylaw No. 4368, 2004;

NOW THEREFORE, the Council of The Corporation of the District of West Vancouver enacts as follows:

## Part 1 Citation

- 1.1 This bylaw may be cited as Bylaw Notice Enforcement Bylaw No. 4368, 2004, Amendment Bylaw No. 5099, 2020.

## Part 2 Severability

- 2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

## Part 3 Amends Schedules

Bylaw Notice Enforcement Bylaw No. 4368, 2004, Schedule A is amended by:

- 3.1 Replacing the following section in Schedule A in its entirety with:

<b>Interim Tree Bylaw No. 4893, 2016</b>						
4893, 2016	5.1	Damage tree	\$500.00	\$475.00	\$500.00	<b>No</b>
4893, 2016	5.2	Construct without tree barrier	\$500.00	\$475.00	\$500.00	<b>Yes</b>
4893, 2016	5.3	Fail to maintain tree barrier	\$500.00	\$475.00	\$500.00	<b>Yes</b>
4893, 2016	5.3.4	Fail to remove tree barrier	\$250.00	\$212.50	\$287.50	<b>Yes</b>
4893, 2016	6.1	Tree cutting without permit	\$500.00	\$475.00	\$500.00	<b>No</b>
4893, 2016	8.7	Fail to post tree cutting permit	\$250.00	\$212.50	\$287.50	<b>Yes</b>
4893, 2016	10.4.3	Obstruct inspection	\$500.00	\$475.00	\$500.00	<b>No</b>



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ADOPTED by the Council on .

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Mayor

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Corporate Officer

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**APPENDIX D**

District of West Vancouver

**Municipal Ticket Information System  
Implementation  
Bylaw No. 4383, 2004,  
Amendment Bylaw No. 5098, 2020**

Effective Date:

District of West Vancouver

# **Municipal Ticket Information System Implementation Bylaw No. 4383, 2004, Amendment Bylaw No. 5098, 2020**

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District of West Vancouver

# **Municipal Ticket Information System Implementation Bylaw No. 4383, 2004, Amendment Bylaw No. 5098, 2020**

A bylaw to amend the *Municipal Ticket Information System Implementation Bylaw No. 4383, 2004* to reference the appropriate sections of Interim Tree Bylaw No. 4892, 2016, Amendment Bylaw No. 5023, 2019

Previous amendments:

<b>Amendment Bylaw</b>	<b>Effective Date</b>
Bylaw No. 5000, 2018	November 19, 2018
Bylaw No. 4977, 2018	April 23, 2018
Bylaw No. 4911, 2016	September 19, 2016
Bylaw No. 4894, 2016	April 20, 2016
Bylaw No. 4869, 2015	January 11, 2016
Bylaw No. 4521, 2007	October 22, 2007
Bylaw No. 4449, 2005	September 19, 2005
Bylaw No. 4428, 2005	June 13, 2005
Bylaw No. 4392, 2004	July 29, 2004

WHEREAS the Council of The Corporation of the District of West Vancouver deems it expedient to provide for an amendment to the Municipal Ticket Information System Implementation Bylaw No. 4383, 2004;

NOW THEREFORE, the Council of The Corporation of the District of West Vancouver enacts as follows:

## **Part 1 Citation**

- 1.1 This bylaw may be cited as Municipal Ticket Information System Implementation Bylaw No. 4383, 2004, Amendment Bylaw No. 5098, 2020.

## Part 2 Severability

- 2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

## Part 3 Amends Schedules

Municipal Ticket Information System Implementation Bylaw No. 4383, 2004,  
Schedule B18 is amended by:

- 3.1 Replacing Schedule B18 in its entirety with the following table:

<b>Column 1 Designated Expression</b>	<b>Column 2 Section</b>	<b>Column 3 Fine</b>
Damage tree	5.1	\$1000
Construct without tree barrier	5.2	\$1000
Fail to maintain tree barrier	5.3	\$1000
Fail to remove tree barrier	5.3.4	\$1000
Tree cutting without permit	6.1	\$1000
Fail to post tree cutting permit	8.7	\$1000
Obstruct inspection	10.4.3	\$1000

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READ A THIRD TIME on

ADOPTED by the Council on .

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Mayor

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Corporate Officer

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