

## Office of the Director of Public Works

**To:** City of Milton Public Works Committee  
**From:** Howard Robinson, Director of Public Works  
**Date:** August 2, 2016  
**cc:** Mayor Anissa Welch, Common Council Members  
**Subject:** Discussion and Possible Action Regarding Ordinance 78-316 (10) Fences and Tree Trimming Regulation.

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### **Discussion**

Currently our fence ordinance restricts the height of a fence to 6 feet in residential areas. This is section 78-316(10). This ordinance is in chapter 78 so a change to it would require a public hearing at Plan Commission.

Concerns have been brought up about creating an ordinance to address tree limbs that cross the property line. Our tree ordinance in the public nuisance sections 26-31(4)(5) only address tree limbs that block streets, signs, sidewalks, etc. Chapter 66-211, 212, and 213 address hazardous trees, and types of trees that can be planted but does not have information about trees that cross the property line. The parks commission also served as the tree board for the city, section 2-323(4). This serves as an overall tree management board for the city properties but does not address the limb situation.

As a policy and from information we have received people can currently trim trees that overhang the property line. We have left this as a matter between property owners. The request made is to consider making an ordinance which allows the city to enforce action to require a property owner to trim trees which cross the property line.

### **Attachments**

- Ordinance 78-316