ORDINANCE NO. 2025-02-17

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HOSPERS, IOWA, BY AMENDING PROVISIONS PERTAINING TO TREES – PLANTING RESTRICTIONS.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF HOSPERS, IOWA:

SECTION 1. TITLE VI, CHAPTER 3, ARTICLE 5, SECTION 5.02 PLANTING RESTRICTIONS REVISED AS FOLLOWS:

5.02 PLANTING RESTRICTIONS

1. PERMIT. A permit is required to be submitted to City Hall, and the permit must be approved by City Council, prior to planting a tree in the parking.

2. ALIGNMENT. All trees hereafter planted in any street shall be planted in the parking midway between the outer line of the sidewalk and the curb. In the event a curb line is not established, trees shall be planted on a line ten (10) feet from the property line.

3. SPACING. Trees shall not be planted on the parking if it is less than nine (9) feet in width or contains less than eighty-one (81) square feet of exposed soil surface per tree. Trees shall not be planted closer than twenty (20) feet to street intersections (property lines extended) and ten (10) feet to driveways, fire hydrants, traffic signs, utility boxes, etc. If at all possible, trees should be planted inside property lines and not between the sidewalk and curb.

4. PROHIBITED TREES. No person shall hereafter plant in any parking, any fruit-bearing tree or any tree of the kinds commonly known as cottonwood, poplar, box elder, Chinese elm, evergreens, ash, black walnut or willow.

SECTION 2. SERVEBILITY CLAUSE. If any section of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect on February 17, 2025, after its final passage, approval, and publication as provided by law.

PASSED, APPROVED, AND ADOPTED, this 17th day of February, 2025.

Dannie J. Dykstra, Mayor

ATTEST:

Lana Bruxvoort, Temporary City Clerk

I certify that the foregoing was published as Ordinance No. 2025-02-17 on the 26th day of February, 2025.

Lana Bruxvoort, Temporary City Clerk

Hospers, Iowa