

## ORDINANCE NO. 1343

An Ordinance to Amend and Re-enact  
Section 115-4-7(a) of the Mandan Code of Ordinances  
Relating to Removal of Trees and Shrubs

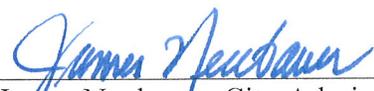
Be it Ordained by the Board of City Commissioners as follows:

**Sec. 115-4-7. Cause for removal of trees and shrubs; notice; action by city.**

- (a) Any tree or shrub located in the boulevard, city right of way, or private property which overhangs any sidewalk, street other public place in the city in such a way as to impede or interfere with traffic or travel, or within 14 feet of a street or ten feet of a sidewalk level, measured vertically, shall be trimmed by the owner of the premises abutting or of the premises on which such tree or shrub grows so that the obstruction shall cease. Any tree or shrub that is obstructing a street light, traffic signal, stop sign, or similar apparatus, or obscuring line of sight for traffic must be trimmed or removed by the abutting property owner. Any tree or limb of a tree which has become likely to fall on or across any public way or place shall be removed by the owner of the premises on which such tree grows or stands. Any tree needing to be removed or trimmed with a trunk standing on the property line of two or more private properties is the fiscal responsibility of all properties on which the tree stands, to be shared equally among the property owners. Trunk location will be determined from the location the trunk converts from below ground level to above ground level. In any case, where a tree or shrub is causing or is likely to cause a public hazard, the City Forestry Department may cause the hazard to be immediately abated without having to give notice in accordance with Sec. 115-4-7(c).

By:   
Tim Helbling, President,  
Board of City Commissioners

Attest:

  
James Neubauer, City Administrator

First Consideration: June 16, 2020  
Second Consideration and Final Passage: July 7, 2020