

# Oak Tree Removal Ordinance

ORDINANCE NO. 6462-N.S.

AMENDING SECTION 1 OF ORDINANCE NO. 6321-N.S. DECLARING A MORATORIUM ON THE REMOVAL OF COAST LIVE OAK TREES, TO PROTECT MULTI-STEMMED COAST LIVE OAK TREES

BE IT ORDAINED by the City Council of the City of Berkeley as follows:

Section 1. That Section 1 of Ordinance No. 6321-N.S., Declaring a Moratorium on the Removal of Coast Live Oak Trees, is hereby to read as follows:

Section 1. A moratorium is declared on the removal of any single stem Coast Live Oak tree or a circumference of eighteen (18) inches or more, and any multi-stemmed Coast Live Oak tree with an aggregate circumference of twenty-six (26) inches or more at a distance of four (4) feet up from the ground within the City of Berkeley. An exception may be made to this Section if the City Manager, or his designee, finds that any tree described in this Ordinance is a potential danger to life or limb due to the condition of the tree that the only reasonable mitigation would be removal of the tree.

Section 2. That Section 2 shall remain the same as originally stated in Ordinance No. 6321-N.S.:

Section 2. The moratorium shall stay in effect until such time as the City Council adopts a Tree Preservation Ordinance.

Section 3. That Section 3 shall remain the same as originally stated in Ordinance No. 6321-N.S.:

Section 3. Copies of this Bill shall be posted for two days prior to the adoption in front of the Civic Center Building. Within fifteen days of adoption, copies of this Ordinance shall be filed at each branch of the Berkeley Public Library and the title shall be published in a newspaper of general circulation.

At a regular meeting of the Council of the City of Berkeley, held on October 27, 1998, that Bill was passed to print and ordered published by posting by the following vote:

Ayes: Councilmembers Armstrong, Maio, Olds, Shirek, Spring, Woolley, Worthington and Mayor Dean.

Noes: None.

Absent: Councilmember Breland.

At a regular meeting of the Council of the City of Berkeley held on November 10, 1998, this Ordinance was adopted by the following vote:

Ayes: Councilmembers Armstrong, Breland, Maio, Olds, Shirek, Spring, Woolley, Worthington and Mayor Dean.

Noes: None.

Noes: None.

**In effect: December 10, 1998**

# Coast Live Oak Tree Removal Moratorium

Effective December 10, 1998

The circumference of a Coastal Live Oak is measured at a point 4 feet above existing grade. Single trunk trees over 18-inches and multi-trunk trees over 26-inches (aggregate) in circumference are protected by Ordinance 6462-N.S.

4' feet above grade



Actual Size

18" Circumference = 5.72"  
Diameter

**Scientific name**

*Quercus agrifolia* Nee

**Common names**  
encina

Coast live oak, California live oak,

