



THE **TREE** CODE

City Bylaw

Grant | Maintenance |
Planting | Tree-cutting

Rights and obligations

Trees contribute in many ways to the environmental well-being of our planet, by acting like real recovery and conversion plants, processing polluting fumes.

Aware of the many environmental benefits related to urban forestry, the City's Administration has adopted a set of rules and regulations grouped together under the **Tree Code**. In so doing, Ville de Laval intends to assume its environment protection responsibilities by promoting harmonious and planned development of urban forestry.

THESE RULES AND REGULATIONS COVER A NUMBER OF ASPECTS:

- 1.0 OWNERS' RIGHTS AND OBLIGATIONS WITHIN THE UNUSED (GRASSY) PART OF THE PUBLIC RIGHT-OF-WAY**
- 2.0 RULES ON TREE-CUTTING, PLANTING AND MAINTENANCE**
- 3.0 THE GRANT PROGRAM FOR TREE PLANTING AND MAINTENANCE**

1.0 OWNERS' RIGHTS AND OBLIGATIONS WITHIN THE UNUSED (GRASSY) PART OF THE PUBLIC RIGHT-OF-WAY (Bylaw L-10378)

The unused (grassy) part of the public right-of-way is defined as the space between the edge of the public roadway (paving, curb or sidewalk) and the limits of the land of the private property, i.e., the white space with diagonal lines on the diagram found on page 7. Even though these limits must be determined by means of a certificate of location, the location of the water shut-off valve may be an indicator of these limits.

Subject to the City's property rights, an owner enjoys—on this grassy part adjacent to his land—the same rights and obligations as if he were the real owner. He must therefore look after landscaping and maintenance, including the maintenance of any trees there.

Tree-cutting

2.0 RULES ON TREE-CUTTING, PLANTING AND MAINTENANCE (Bylaws L-2000 and L-9501)

2.1 CONTROL OVER TREE-CUTTING OPERATIONS

Article 23.12 of Zoning Bylaw L-2000 provides for a number of situations in which it is prohibited to cut down a tree. The main ones are described below:

2.1.1 TREE-CUTTING ON BUILT-UP LAND

In a front yard as well as in a side yard or backyard adjacent to a public roadway, the owner is obliged to obtain a certificate of authorization beforehand in order to cut down a tree that is 2.5 cm in diameter or over. The tree that is cut down must be replaced with another within 6 months, following the date that the certificate of authorization was issued (see sections 2.2.1 and 2.2.2). However, in the case of a backyard adjacent to a public roadway, a certificate of authorization is required only for trees located within the first 4 metres from the edge of the public roadway.

2.1.2 TREE-CUTTING ON A VACANT LOT

To cut down a tree over 2.5 cm in diameter, a certificate of authorization must be obtained beforehand if no construction permit has been issued for this property.

2.1.3 TREE-CUTTING ON A CLIFF

A tree-cutting authorization certificate must be obtained beforehand to cut down a tree on a cliff.

2.1.4 CONDITIONS FOR OBTAINING A CERTIFICATE OF AUTHORIZATION FOR TREE-CUTTING

The 2-sided application form on page 15 must be sent to the City. It is also available at the Multiservice Counter, 1333 boulevard Chomedey, or on the City's web portal (www.ville.laval.qc.ca). A \$50 fee is required for each tree concerned in this application. These fees are not refundable, whether or not the City issues a certificate of authorization.

Tree facts

Trees contribute to our quality of life. They help reduce greenhouse gases, which cause global warming.

Planting and maintenance

This certificate will be issued only if the tree is dead, is withering away from disease, is causing considerable damage to buildings, is hazardous to the safety of people and property or if it must be cut down to carry out construction work for which a building permit has been issued beforehand. Compliance with these conditions will be examined by a specialist from the City. Tree-cutting without a certificate of authorization is liable to a fine ranging from \$400 to \$4,000.

2.1.5 SITUATIONS NOT REQUIRING A TREE-CUTTING AUTHORIZATION CERTIFICATE

A tree-cutting authorization certificate is not required if a tree is less than 2.5 cm in diameter, if it is located in a permanent agricultural zone or if it is located in the side yard or backyard of built-up land and not adjacent to a public roadway.

2.2 TREE-PLANTING AND TREE MAINTENANCE REGULATIONS

2.2.1 COMPULSORY PLANTING

NEW HOMES

In all cases of a newly-constructed residential building, the owner is obliged to plant a tree of at least 2.5 cm in diameter, one metre from the ground, in the front yard, if the yard is at least 10 metres or in a side yard adjacent to a public roadway, if the smallest dimension of that yard is at least 4.5 metres.

NEW COMMERCIAL, INDUSTRIAL AND PUBLIC BUILDINGS

Tree planting is also compulsory for all new commercial, industrial and public buildings. Such trees must be at least 6 cm in diameter, 1 metre from the ground, and must be planted in all front or side yards adjacent to a public roadway (one tree for every 10 linear metres). These trees must be planted at a minimum distance of 3 metres from all private or public paving, in the centre of a grassy area of a minimum 3-metre radius, surrounded by a cast-in-place concrete border.

REPLACEMENT OF TREE CUT DOWN

When a tree is cut down on built-up land, in a front yard or in a side yard or backyard adjacent to a public roadway, this tree must be replaced with a new one of at least 2.5 cm in diameter, one metre from the ground.

2.2.2 COMPULSORY PLANTING TIME LIMITS AND STANDARDS

The tree(s) required for any new planting of the construction must be planted either 6 months after the exterior walls of the main building have been completed or 6 months after the start of occupancy of the building, whichever comes sooner. A tree that has been cut down must be replaced within 6 months from the time that a tree-cutting authorization certificate has been issued.

Similarly, a newly planted tree must be on the list of acceptable trees found on pages 10 and 11 and must be supported by a stake as soon as it is planted.

2.2.3 CLEARANCE STANDARDS

No tree may be planted within the first 3 metres of grass measured from the edge of a thoroughfare, a fire hydrant or water shut-off valve. For poplars, wide-spreading willows and silver maples, the distance must be at least 20 metres.

2.3 TREE MAINTENANCE

Each owner is responsible for maintaining the trees on his property and on the unused (grassy) part of the public right-of-way adjacent to his property. A tree must be pruned, trimmed or cut down, as necessary, if its condition places public safety at risk, if it is withering away from disease or interfering with use or maintenance of a public roadway. **The maintenance work must not have the effect of shortening the life of the tree (for example, by pollarding) and must be carried out according to proper procedures.**

Grant

3.0 GRANT FOR TREE PLANTING AND MAINTENANCE (Bylaw L-10277)

3.1 PLANTING GRANT

In order to encourage tree planting, Ville de Laval agrees to award a grant of up to \$50 per tree (maximum 10 trees). In order for the owner to be eligible, the chosen tree must:

- be on the list of acceptable trees found on pages 10 and 11
- be planted on property built within the part located between the edge of the public roadway and the front of the main building or within the extension of the alignment of this building front, i.e., generally within the white space shown in the diagram on the following page, excluding the first 3 metres from the edge of the public roadway
- comply with the regulatory clearance standards
- have a diameter of at least 2.5 cm, measured 1 metre from the ground
- have been planted between April 1 and November 30 of the current year
- have been purchased from a producer or merchant whose place of business is in Laval
- be planted in the soil, and not in a pot, and be equipped with a metal stake

3.2 GRANT FOR MAINTENANCE OPERATION INVOLVING PRUNING, LEVELLING AND INSTALLING GUY WIRES

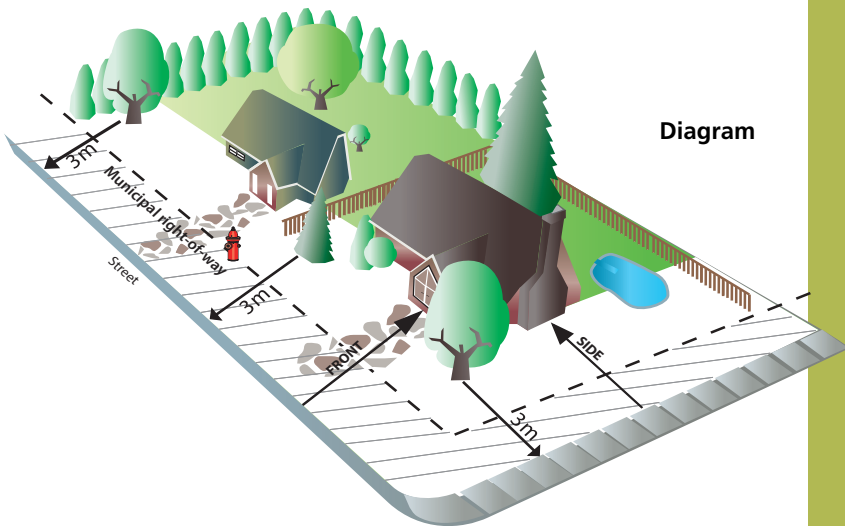
In order to help residents maintain their trees, Ville de Laval agrees to award owners, who submit an application, a grant of up to \$300 for pruning, levelling roots and installing guy wires. Each unit of assessment is eligible for such a grant every 7 years.

To be eligible for the grant, the maintenance operation must:

- apply to a tree located on property built within the part situated between the edge of the public roadway

and the main building within a front yard, or when the side yard and/or backyard is/are adjacent to the public roadway, within the side yard and the extension of this side yard in the backyard (i.e., in the white unlined space shown in the diagram)

- have been carried out between January 1 and December 31 of the current year
- have been carried out on a tree having a diameter of at least 30 cm (measured 1 metre from the ground)
- have been carried out by a competent professional who has liability insurance of at least \$1 million
- have been carried out according to proper procedures and not have the effect of shortening the life of the tree



3.3 GRANT FOR MAINTENANCE OPERATION INVOLVING TREE CUTTING AND STUMP REMOVAL

Tree cutting and stump removal are also considered to be a maintenance operation qualifying for a grant of \$300. To be eligible, the maintenance operation involving cutting down a tree and removing its stump must:

- have been carried out on a tree located in the unused (grassy) part of a public right-of-way

Tree facts

Provided that they are well located, trees can considerably reduce electricity bills. They also catch atmospheric dust responsible for most allergies.

- have been carried out between January 1 and December 31 of the current year
- have been carried out on a tree having a diameter of at least 30 cm (measured 1 m from the ground)
- have been carried out by a qualified professional having liability insurance of at least \$1 million
- have been subject to prior issuance of a certificate of authorization

The 7-year period normally required for submitting a new grant application does not apply to a maintenance operation involving cutting down a tree and removing its stump; however, the cutting and stump removal of the same tree are related operations that must be carried out at the same time and may not entail more than one single grant application.

3.4 TO OBTAIN A GRANT FOR TREE PLANTING OR MAINTENANCE

The owner must fill out, sign and mail, to the address below, **by January 31 of the year following completion of the work**, the Grant Application Form found on pages 12 and 13, along with the required documents. This form is also available on Ville de Laval's web portal (www.ville.laval.qc.ca) and at the Multiservice Counter.

Along with this form, the owner must enclose a photocopy of the bill, with the date of purchase or the date when the work was carried out, the name and address of either the merchant where the tree was purchased or the professional who performed the work. The new tree planted must have been purchased in Laval; however, **no firms or professionals have been appointed by the City**. In the case of maintenance operations, the bill must also include the name of the professional's insurance company and insurance contract number.

In addition, a photo of the planted tree must be enclosed. It must be taken within 30 days after being planted, and be dated and signed by the owner (minimum size: 3" X 5").

For a maintenance operation other than tree cutting and stump removal, 2 dated and signed photos must be taken from the public roadway: one at the beginning of

the work and the other within 30 days after completion. For a maintenance operation involving tree cutting and stump removal, a photo—taken from the public roadway— of the new tree planted to replace the one that was cut down, must also be enclosed with the form. The tree that was cut down must have been replaced within 6 months following the issuance of the tree-cutting authorization certificate. Everything must be sent to the address below:

**PROGRAMME MUNICIPAL DE SUBVENTION POUR
LA PLANTATION ET L'ENTRETIEN DES ARBRES**

**Ville de Laval, Support opérationnel
espaces verts et parcs**
Case postale 422, succursale Saint-Martin
Laval (Québec) H7V 3Z4

For further information,
phone **311** or **450 978-8000**
if you're calling from outside Laval.

PLEASE NOTE

Before carrying out any excavation, you must contact **info-excavation**
(tel.: 514 286-9228 / www.info-ex.com)

Before carrying out any maintenance (cutting or pruning) of a tree located under electrical wires, you must phone **Hydro-Québec**
(tel.: 1-888-385-7252 / www.hydroquebec.com)

This pamphlet summarizes the rules and regulations adopted by the City's Administration, with regard to the Tree Code. Only Bylaws L-10378, L-2000, L-9501 and L-10277 as well as their amendments have any legal value.

Acceptable trees

TREES WITH SMALL SPREAD (10 METRES AND UNDER)

	H	B
Serviceberry / <i>Amelanchier canadensis</i>	7	4
Alleghany Serviceberry / <i>Amelanchier laevis</i>	8	6
'Autumn Brilliance' Apple Serviceberry / <i>Amelanchier grandiflora</i> 'Autumn Brilliance'	8	5
'Rainbow Pillar' Serviceberry / <i>Amelanchier canadensis</i> 'Rainbow Pillar'	5	1.5
'Ruby' Katsura / <i>Cercidiphyllum japonicum</i> 'Ruby'	10	5
'Winter King' Green Hawthorn / <i>Crataegus viridis</i> 'Winter King'	7.5	7.5
'Toba' Hawthorn / <i>Crataegus x mordenensis</i> 'Toba'	5	3
'Incisa' Common Alder / <i>Alnus glutinosa</i> 'Incisa'	6	4
'Nana' Catalpa / <i>Catalpa bigninioides</i> 'Nana'	5	3
Amur Chokecherry / <i>Prunus maackii</i>	7	5
'Colorata' Bird Cherry / <i>Prunus padus</i> 'Colorata'	10	6
'Schubert' Chokecherry <i>Prunus virginiana</i> 'Schubert'	5	4
Upright European Hornbeam / <i>Carpinus betulus</i> 'Fastigiata'	10	7
Hedge Maple / <i>Acer campestre</i>	6	6
Korean (Purplebloom) Maple / <i>Acer pseudosieboldianum</i>	6	3
Drummond Maple / <i>Acer platanoides</i> 'Drummondii'	10	6
Amur Maple / <i>Acer tataricum</i> subsp. <i>ginnala</i>	7	6
'Flame' Amur Maple / <i>Acer tataricum</i> 'Flame'	6	6
'Crimson Sentry' Norway Maple / <i>Acer platanoides</i> 'Crimson Sentry'	10	4
Globe Norway Maple / <i>Acer platanoides</i> 'Globosum'	7	5
Kelly's Gold Box Elder / <i>Acer negundo</i> 'Kelly's Gold'	8	7
'Apollo' Sugar Maple / <i>Acer saccharum</i> 'Apollo'	8	3
Weeping Ash / <i>Fraxinus excelsior</i> 'Pendula'	4	4

'Ivory Silk' Japanese Tree Lilac / <i>Syringa reticulata</i> 'Ivory Silk'	8	3
Amur Maackia / <i>Maackia amurensis</i>	8	5
Red Horsechestnut / <i>Aesculus carnea</i> (x) 'Briotii'	10	8
Russian Olive / <i>Elaeagnus angustifolia</i>	10	8
Camperdown Elm / <i>Ulmus glabra</i> 'Camperdownii'	6	8
Hophornbeam / <i>Ostrya virginiana</i>	10	7
'Newport' Flowering Plum / <i>Prunus cerasifera</i> 'Newport'	5	4
'Corzam' Littleleaf Linden / <i>Tilia cordata</i> 'Corzam'	10	5

TREES WITH MEDIUM SPREAD (16 METRES AND UNDER)

	H	B
Fastigiata Ginkgo / <i>Ginkgo biloba</i> 'Fastigiata'	12	3
Fastigiata English Oak / <i>Quercus robur</i> 'Fastigiata'	15	3
'Regal Prince' English Oak / <i>Quercus robur</i> 'Regal Prince'	10	4
Kentucky Coffeetree / <i>Gymnocladus dioica</i>	15	10
'Autumn Blaze' Maple / <i>Acer freemanii</i> (x) 'Autumn Blaze'	12	8
Columnar Norway Maple / <i>Acer platanoides</i> 'Columnare'	15	5
'Crimson King' Norway Maple / <i>Acer platanoides</i> 'Crimson King'	12	8
'Royal Red' Norway Maple / <i>Acer platanoides</i> 'Royal Red'	15	10
'Schwedleri' Norway Maple / <i>Acer platanoides</i> 'Schwedleri'	15	10
'Summershade' Norway Maple / <i>Acer platanoides</i> 'Summershade'	15	7
'Sunburst' Honey Locust / <i>Gleditsia triacanthos inermis</i> 'Sunburst'	12	16
'Shademaster' Honey Locust / <i>Gleditsia triacanthos inermis</i> 'Shademaster'	15	12
'Patmore' Ash / <i>Fraxinus excelsior</i> 'Patmore'	15	8
'Summit' Ash / <i>Fraxinus pennsylvanica</i> 'Summit'	15	8
'Kimberly' Blue Ash / <i>Fraxinus excelsior</i> 'Kimberly (Blue)'	15	6
'Manitou' White Ash / <i>Fraxinus americana</i> 'Manitou'	12	5
Purple Beech / <i>Fagus sylvatica</i> 'Purpurea'	12	6

Baumann's Horsechestnut / <i>Aesculus hippocastanum</i> 'Baumani'	15	8
'O'Neil Red' Horsechestnut / <i>Aesculus carnea</i> 'O'Neil Red'	12	8
Common Hackberry / <i>Celtis occidentalis</i>	15	8
Turkish Filbert / <i>Corylus colurna</i>	12	6
Japanese Elm / <i>Ulmus davidiana</i> var. <i>japonica</i> 'Jacan'	15	11
'Pioneer' Elm / <i>Ulmus</i> 'Pioneer'	15	10
'Plainsman' or 'Vanguard' Elm / <i>Ulmus</i> Morton 'Plainsman' (<i>Ulmus</i> 'Vanguard')	15	12
'Patriot' Elm / <i>Ulmus</i> 'Patriot' (<i>Ulmus</i> 'Wilsoniana' x <i>Ulmus</i> 'Urban')	12	10
'Macho' Amur Corktree / <i>Phellodendron amurense</i> 'Macho'	12	10
Black Locust / <i>Robinia pseudoacacia</i>	15	8
Mountain Ash and other varieties / <i>Sorbus sp</i>	10-12	3-8
Littleleaf Linden / <i>Tilia cordata</i>	15	7
'Glenleven' Littleleaf Linden / <i>Tilia cordata</i> 'Glenleven'	15	7
'Corinthian' Littleleaf Linden / <i>Tilia cordata</i> 'Corzam'	15	5
'Chancellor' Littleleaf Linden / <i>Tilia cordata</i> 'Chancellor'	12	9
'De Groot' Littleleaf Linden / <i>Tilia cordata</i> 'De Groot'	12	4

CONIFERS WITH SMALL AND MEDIUM SPREAD (16 METRES AND UNDER)

FIR

	H	B
Colorado White Fir / <i>Abies concolor</i>	15	3
Korean Fir / <i>Abies koreana</i>	10	3
Weeping Silver Fir / <i>Abies alba</i> 'Pendula'	10	3
Blue Douglas Fir / <i>Pseudotsuga menziesii</i> 'Glaucua'	15	5

HEMLOCK

Japanese Hemlock / <i>Tsuga diversifolia</i>	12	8
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PINE

Bristlecone Pine / <i>Pinus aristata</i>	7	4
Swiss Stone Pine / <i>Pinus cembra</i>	10	4
'Vanderwolf's Pyramid' Limber Pine / <i>Pinus flexilis</i> 'Vanderwolf's Pyramid'	6	4
'Arnold Sentinel' Austrian Black Pine / <i>Pinus nigra</i> 'Arnold Sentinel'	6	1.2
Compact Austrian Black Pine / <i>Pinus nigra</i> 'Compacta'	10	5

Golden Scotch Pine / <i>Pinus sylvestris</i> 'Aurea'	10	5
Columnar Blue Scotch Pine / <i>Pinus sylvestris</i> 'Fastigiata'	7	1

SPRUCE

Weeping White Spruce / <i>Picea glauca</i> 'Pendula'	10	4
Golden Serbian Spruce / <i>Picea omorika</i> 'Aurea'	6	2
'Baby Blue Eyes' Spruce / <i>Picea pungens</i> 'Baby Blue Eyes'	5	2.5
'Fat Albert' Blue Spruce / <i>Picea pungens</i> 'Fat Albert'	6	3
Columnar Colorado Blue Spruce / <i>Picea pungens glauca</i> 'Fastigiata'	6	2
'Hoopsii' Colorado Blue Spruce / <i>Picea pungens</i> 'Hoopsii'	15	5
'Iseli Fastigiata' Blue Spruce / <i>Picea pungens</i> 'Iseli Fastigiata'	5	1.5
'Koster' Blue Colorado Spruce / <i>Picea pungens</i> 'Koster'	15	4
'Mission Blue' Spruce / <i>Picea pungens</i> 'Mission Blue'	8	5

FALSE CYPRESS

Weeping Nootka False Cypress / <i>Chamaecyparis nootkatensis</i> 'Pendula'	4	3
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ORNAMENTAL CRABAPPLE TREES (12 METRES AND UNDER)

	H	B
White-flowering ornamental crabapple trees:		
'Madona' Crabapple / <i>Malus mazam</i> 'Madona'	5	3
'Sugar Tyme' Crabapple / <i>Malus</i> 'Sugar Tyme'	5	4
'White Cascade' Crabapple / <i>Malus</i> 'White Cascade'	12	12
Siberian Crabapple / <i>Malus Baccata</i>	8	8
Pink-flowering ornamental crabapple trees:		
'Royal Beauty' Crabapple / <i>Malus</i> 'Royal Beauty'	3	3
'Snowdrift' Crabapple / <i>Malus</i> 'Snowdrift'	6	6
'Profusion' Crabapple / <i>Malus</i> (x) <i>moerlandisii</i> 'Profusion'	6	6
Crimson-flowering ornamental crabapple trees:		
'Prairie Fire' Crabapple / <i>Malus</i> 'Prairie Fire'	6	6
'Rudolph' Crabapple / <i>Malus</i> 'Rudolph'	7	5

Application form

GRANT APPLICATION FORM

Municipal grant program for tree planting
and maintenance on Laval territory
Bylaw L-10277

PLEASE NOTE

Mail your form to the following address
no later than **January 31 of the year following completion of the work:**

Programme de subvention pour la plantation et l'entretien des arbres

Ville de Laval, Support opérationnel — espaces verts et parcs

C. P. 422, succursale Saint-Martin, Laval (Québec) H7V 3Z4

PLEASE PRINT

The person who signs this form must be the **owner of the building** concerned in this application and must make sure that he complies with all qualifying conditions set forth in Bylaw L-10277.

PART 1 • Address of location where work carried out

Address:

PART 2 • Owner

Last name:

First name:

Mrs. Mr.

Address:

Postal code:

Tel. (home):

Tel. (work):

PART 3 • Acquisition of building

If you purchased the building mentioned in Part 1 **less than a year ago**, please indicate the date and registration number of your notarized deed at the Bureau de la publicité des droits (registry office).

Publication date: day / month / year /

Registration no.: | |_|_|_|_|_|_|_|_|_|



PART 6 • Owner's signature

I hereby declare that the information contained in this form is accurate and true. I have been informed that any false declaration might lead to legal recourse on the part of Ville de Laval, which reserves the right to perform all necessary verifications in order to comply with Bylaw L-10277.

Signed in: _____

On (date): _____

Signature: _____



Application form

APPLICATION FORM TO OBTAIN A TREE-CUTTING AUTHORIZATION CERTIFICATE

PLEASE NOTE

Mail your form to the address below:

Ville de Laval, Support opérationnel — espaces verts et parcs
C. P. 422, succursale Saint-Martin, Laval (Québec) H7V 3Z4

PLEASE PRINT

The person who signs this form must be **the owner of the building** concerned in the work, in the case of a person. However, in the case of a corporate entity, the form must be signed by the **duly authorized representative of the owner of the building concerned with the work.**

PART 1 • Location of planned work

Address: _____

In the case of a vacant lot, indicate the lot number: _____

The lot number of the location may be found on your tax bill, under the heading "Legal description" or "*Désignation cadastrale*".

PART 2 • Owner

Mrs. Mr.

Last name: _____ First name: _____

Address: _____

Postal code: _____

Tel. (home): _____ Tel. (work): _____

PART 3 • Acquisition of building

If you purchased the building indicated in Part 1 **within less than a year**, please indicate the date and registration number of your notarized deed of sale at the *Bureau de la publicité des droits* (registry office).

Publication date: day / month / year /

Registration no.: | _ | _ | _ | _ | _ | _ | _ | _ | _ |

