

**MAYOR'S BLUE RIBBON COMMITTEE
TREES AND PUBLIC GREENERY**

**7:30 AM—Wednesday, July 11, 2012
Portsmouth City Hall, City Manager's Conference Room**

1. Acceptance of Minutes of May 9th and June 13th, 2012 Meeting
(May 9th Minutes attached; June 13th Minutes to be provided at meeting)
2. Tree Removal Requests:
 - 61 Park Street (requested by DPW) [Photo #123]
 - 150 Gosling (requested by Unutil – 2 trees) [Photo #116]
 - 325 Miller Avenue (requested by homeowner) [Photo #122]
 - 317 Thornton (requested by DPW) [Photo #118]
 - 26 Elwyn Road (requested by DPW) [Photo #113]
 - 300 Peverly Hill Road (requested by DPW) [Photo #114]
 - Lang Road at Lafayette Road at Service Credit Union Site (referral from Planning Dept) [Photos #110 & 111]
3. Update on Spring 2012 Planting Project
4. Update on Lincoln Avenue/Spring 2012 Severino Planting Project
5. Discussion of Criteria for Tree Removal
6. Discussion of Tree Removal Request at 33 Sheffield Road (See Attached Letter)
7. Tree Planting in Front of Rockingham Hotel Building
8. Discussion of New Tree Warden Legislation Effective May 2nd, 2012 (Attached)
9. Report on Work Session with Rick Dolce After June 13th Meeting
10. Old Business
11. New Business
12. Next Meeting-Wednesday, August 8, 2012

Respectfully submitted, Peter J. Loughlin-Chair

**MAYOR'S BLUE RIBBON COMMITTEE
TREES AND PUBLIC GREENERY**

MINUTES

**7:30 AM – Wednesday, May 9, 2012
City Manager's Conference Room, 4th Floor, City Hall**

Members Present: Peter Loughlin, Chairman; Richard Adams, Vice Chairman; Everett Kern, Public Works General Foreman; Steve Parkinson, Public Works Director; Leslie Stevens;

Members Excused: John Bohenko; A. J. Dupere, Community Forester; June Rogers;

The Chair called the meeting to order at 7:30 a.m.

1. **Acceptance of Minutes of April 11, 2012 Meeting.** The minutes were unanimously approved.

Non Agenda Item – A representative from Strawberry Banke advised the Committee that the Rotarians did a great job at the Point of Graves Cemetery. Ted Alex coordinated the work and Justin from the Piscataqua Landscaping Company and his crew did a great job. There were 40+ plants put in. They had to use a Bobcat to get in some loam so they seeded that area but no stones were touched. He understands that bark mulch will be put on top of the loam to help hold the moisture. Allen, the gentleman with him, added that this Committee was the impetus to get this going and he thanked the Committee.

2. **Tree Removal Requests:**

213 Colonial Drive (requested by owner) – Mr. Adams asked if the owner explained why it wanted the tree taken out. Mr. Kern responded it was due to pitch on his car and braking up his driveway. He had a meeting with the Manager on Friday and he wanted a bunch of trees removed across the street as well. Ms. Stevens stated it was a silver maple and it appeared to be fairly healthy. It is heaving the sidewalk, just like every tree on that street. There are no trees to the right of it. Mr. Kern advised her that the City removed that tree about five years ago. Attorney Loughlin indicated that this Committee has a long standing policy that if a tree is healthy that they recommend against removing it. Ms. Stevens noted it is far enough away from the house so that branches won't fall on the house. Ms. Stevens made a motion to keep the tree and not take it down. Mr. Adams seconded the motion. The motion passed unanimously.

Langdon Park – Across from 1895 Building on Junkins Avenue (requested by DPW) Ms. Stevens made a motion to remove. Ms. Adams seconded the motion. The motion passed unanimously.

101 Spring Street (requested by owner) Matt Williams, the owner, was present. He explained that the reason they are asking that the tree be removed is because the trunk is starting to split

and it has spongy bits where the crown splits off. They had work done on the foundation to the left side, which used to be a driveway which went down and underneath the house. They were putting in a little retaining wall and they found out that the original driveway that goes underneath the house was never removed so the tree cannot go down more than 2-3'. On either side of it are concrete retaining walls that come up to about 6" below the surface. They have started doing some landscaping work and would like to remove this tree and add a tree on the other side. Attorney Loughlin planted the tree in its location. Mr. Williams confirmed there was another tree on the other side. Mr. Kern stated there is a tree line along the whole street that lines up perfectly. Ms. Stevens asked if it was a tree that they like or don't like. Mr. Williams indicated that they don't particularly like it. They would like to put in a poplar or a dog wood, something that grows taller as they have a small front yard. He stated it's really because they want to take out the driveway underneath because the water goes down into the basement. Ms. Stevens explained that the Norway maple may look bad but it is probably very healthy. It is like a weed. Mr. Williams stated that one of the Norway maple trees has died and the two across the street are already completely out whereas theirs come out much later. Mr. Adams didn't think a talker tree would be a good idea due to the overhead wires. Mr. Williams meant something that doesn't have the same spread. Mr. Adams felt that a flowering tree would work but not a poplar. Mr. Williams confirmed they would agree to replace a new tree. Ms. Stevens felt it was a tough decision but she understands the issue of water going into their basement. Attorney Loughlin did not realize there was the situation with the walls which is unique. They are always reluctant to move a healthy tree. Mr. Adams' felt the request is reasonable and he noted that they said they would bear the cost of a replacement tree. Mr. Adams made a motion that the tree be removed. Ms. Stevens seconded the motion. The motion passed unanimously. Ms. Stevens asked who takes the tree down. Mr. Parkinson felt that, in this particular case, they would ask the owner to take it down. Mr. Adams asked if the current tree is on City property, perhaps they might want to move it back onto his property. Mr. Williams stated that they had the property surveyed and the right of way is 50' so there isn't much room. Mr. Adams asked if the owner would like to consult with the Committee on replacement trees. Mr. Williams felt that was a good idea.

45 Coffins Court (requested by neighbor) Debbie Kohlhase, who lives across the street, was present and stated that the tree is rotten at the bottom. She distributed pictures to the Committee members. Ms. Stevens thought it was an unbelievable specimen to grow in such a tiny little space. Ms. Kohlhase added that it tilts towards her house. Mr. Adams felt there was no question that it should be removed. Ms. Kohlhase indicated that she spoke to the property owners and they did not care one way or the other. Mr. Adams made a motion to remove the tree. Ms. Stevens seconded the motion. The motion passed unanimously.

3. Hemlock Trees in Haven Park – Woolly Adegliids Infestation Mr. Adams stated they have also moved into Langdon park. He asked what the cost would be to spray all of these trees. Mr. Kern stated it was around \$600 last time. With Langdon Park added into it, it will be very close to \$1200. Mr. Adams stated they normally spray twice a year. He added they won't go away in his experience. He doesn't advocate immediate action but he felt they should consider removing the hemlocks because in the long term it's going to be costly. Mr. Parkinson stated it will drastically alter the appearance of the parks. Ms. Stevens expressed in interest in hearing from A.J. on the tree life cycle and the damage to the tree. Mr. Adams used to have a huge hemlock hedge and it cost him a fortune to spray it twice a year. Even though they are completely killed, they somehow come back and, if left untreated, the hemlock will be dead in about three year. Ms. Stevens felt it was worth doing some research. Attorney Loughlin will put this on the Agenda for next month and will ask A.J. to weigh in.

4. Unauthorized removal of Tree at 647 Middle Street Dan Rawlings had asked them to put this on their agenda. It is the house at the corner of Park and Middle Street where the owner put in a new retaining wall and most felt it was going to be a parking lot and they are doing a nice job landscaping it, however, he turned it over to Mr. Rowlings to express his concerns. Mr. Rawlings stated the tree was actually on Park Street going back to November of 1999 when the Tree Foundation donated some trees to the City and this was one of them. There was a companion golden ranger tree across the street. Two months ago the owner cleared out a large group of forsythia and they also took down a golden ranger tree. Mr. Rawlings felt that was a City owned tree on the right of way that they are not allowed to remove without approvals. It would be a \$650 tree plus installation costs. It seemed to him that the owners should either have approval to remove the tree or be responsible for replacement. Attorney Loughlin asked if Mr. Rawlings has had any conversations with the people doing the work. Mr. Rawlings didn't feel it was appropriate for him to talk to him. Mr. Parkinson confirmed that this project went before the BOA for variances to create a landscaped area (not a parking lot) and received approvals late last fall. There is a retaining wall and a fence for a private area. They did not have permission to cut the tree although they may not have realized they were on City property. Part of the Middle Street sidewalk is actually on their property. Mr. Parkinson suggested that they refer this to the Legal Department for review and action. Attorney Loughlin asked how big the tree was. Mr. Rawlings stated it was a 3 ½ - 4" caliper. Mr. Parkinson confirmed that the BOA approved it and there was a question about the fence and a blocked view so he weighed in on that. Mr. Adams wondered if it was an oversight on their part not to consider the tree. Mr. Parkinson did not believe they addressed the tree and only reviewed the work that needed to take place on the property of the owner. Mr. Rawlings felt that the forsythia that they removed were a big mess and dwarfed the tree so they may have felt the tree was insignificant. Mr. Parkinson did not feel that this Committee can address this and felt it should be referred to the City Attorney's office. Mr. Adams thought if some punitive action was taken they should consider reviewing the provisions in the Tree Ordinance as that sort of thing is addressed there. Mr. Parkinson made a motion to refer this to the City Attorney for further action. Mr. Adams seconded the motion. The motion passed unanimously.

5. Lincoln Avenue Sewer Separation Tree Removals. They have had several discussions about planting in this area but as construction is still going on, DPW has asked that no planting be done until everything is buttoned up.

Mr. Rowlings wanted to talk about general policy of replacing trees when one is taken down. Mr. Parkinson responded that they are planting a significant amount of trees every year. Sometimes it takes 6 months to a year before another tree gets replanted. Sometimes people don't want trees replanted in front of their house and the City honors those requests on most occasions. They advertise in the various municipal publications if someone is interested in having a tree put in front of their house. He felt that the City is very active replanting trees. Mr. Kern confirmed they have between 47 - 50 trees on the list for the next two weeks, over and above Lincoln Avenue. Attorney Loughlin added that they wrote to all land owners on Lincoln, Spring, and Miller, advising them of the tree planting program. They have lost a lot of trees but if they are going to replace all utilities and comply with EPA requirements, you are going to lose some trees. This Committee has been very committed to making a big difference in replacing trees. Mr. Rawling was interested in discussing when a tree is approved to be removed, they should look at a replacement tree at that time in a location in the area. Mr. Adams stated it is not always that simple. When you cut down a large tree and have a big stump left there often isn't room to replant a tree. Ms. Stevens stated it also depends on the time of the year whether they can replant a tree and it's cheaper to do it all at once. Mr. Rawling has not seen trees

being replanted in various places. Ms. Stevens asked him to let them know exactly where this has happened.

6. Spring Planting Schedule . Mr. Kern indicated they will be starting this week and next week. They have all been staked out and dig safe. Ms. Stevens asked if letters go out to those homeowners. Mr. Kern stated they send letters to all of them and talk to most of them. If a homeowner doesn't want to water the tree then the City doesn't put the tree in as the tree will not survive. Sometimes the City will take on the responsibility of watering a tree if it is an important location. Ms. Stevens asked if they mulch when they plant the trees. Mr. Kern stated they do.

7. Tree Damage Penalties Attorney Loughlin stated this was just an informational item. Attorney Loughlin was not convinced it is enough to get the attention of a contractor. He felt it has to be a significant threat or they won't take notice. Mr. Adams agreed and added that at 344 Lincoln there is a tree with a significant gash and the tree will ultimately die. Attorney Loughlin stated they will keep working on that. Mr. Kern stated this is the first time they have included this provision and they will see how it goes.

8. Tree Ordinance Attorney Loughlin stated this has gone to the City Attorney for review.

9. Tree Trespass Case Attorney Loughlin provided a copy of that as that has come up and he never knew what the law was. There is no New Hampshire case. In a nutshell, the case arose where someone sued their neighbor because the roots of the tree went onto their property and did some damage. The Mass Supreme Court said that is what trees do and they had the right to cut the roots or branches off, but they cannot sue their neighborhood because the roots come in. This was just informational.

10. Old Business Mr. Kern had some questions about what trees they voted to remove.

The first tree was at 255 Cass Street, by the gingerbread house. Attorney Loughlin believed they voted to take it down.

The second tree was at 165 Richards. The pin oak is at 315 and they have done quite a bit of work in that area. Mr. Parkinson stated that the Committee asked them to try and get around it. They understand that that tree cannot come down. The tree at 165 is an 18" maple. As there was no consensus, Attorney Loughlin asked everyone take a look at the tree and send him an email by next Wednesday so that he can advise DPW.

The third tree was part of a group of five trees on Miller Avenue. The tree on the corner was saved, and three out of four were voted to be removed. He asked for clarification on which three were to be removed. After discussion, Mr. Parkinson stated he will look at his notes and get back to them.

Non-Agenda Item: Ms. Stevens indicated that Mr. Dupere asked her to distribute criteria for when to take a tree down and asked that it be placed on a future agenda. It discusses how to recognize trees that have issues.

11. New Business

Karen Rubin, of the Atlantic Heights Neighborhood, came to discuss Hislop Park (baseball park). Their Garden Club has been doing a lot of work to restore tree species in the neighborhood. Near the

area behind the little league field there are a lot of dog walkers on the trails. The diversity of species is declining because there is no undergrowth and what little survives is getting trampled. Because there is so little undergrowth, people don't know where to walk. They are proposing to rope off a few (3 or 4) areas to decrease the number of informal pathways and subsequently hope that the undergrowth rejuvenates. After speaking with Mr. Kern, instead of using rope, they were considering some type of pink flagging or maybe rope with pink flagging on it. They wanted to check with the Committee to see if this was okay. Attorney Loughlin thought that Parks and Recreation might be the proper group to authorize this. Mr. Kern was concerned about the rope being a hazard. Mr. Parkinson stated he will talk with internal staff to see what the appropriate government body would be to review this and he will get back to her. Karen is representing the Garden Club and can be reached at 436-3024.

Ms. Ruben asked about areas in the City where trees are not replanted, she asked if it was because owners sometimes won't agree to water them or whether they just don't want a tree. Mr. Parkinson stated that it varies. Ms. Ruben felt, if it was exclusively because of watering, if it was in an area that had an active gardening committee they could be responsible for the watering. Attorney Loughlin felt that if a committee would agree to water a tree, this committee would recommend that a tree be planted there. Mr. Parkinson added that with all of the construction that has been done in the Atlantic Heights, they have just about run out of space to plant trees on municipal property.

12. Next Meeting- Wednesday, June 13, 2012.

A motion to adjourn at 8:30 a.m. was made and seconded and passed unanimously.

Respectfully submitted,

Jane M. Shouse
Administrative Assistant
Planning Department

To Everett Keon at The City Yard, June 4, 2012

I wanted to bring these few branches that came down from my Sycamore tree to show how they looked up in the tree.

There are some branches with small green leaves, but this is the first year that I have lived here that most of the leaves have died out before turning green and much larger in past years.

Hopefully some people can come soon and look at this ugly tree, and decide to take it down.

Like last year, I could pay for a good portion of the cost to take it down.

Then I would put a small maple tree on my property soon after.

Please come soon, look at it, and make the decision to take this ugly tree down from my property. (I hope)

Thanking you in advance,

Marjorie Fernald
23 Sheffield Rd.
Portsmouth, NH 03801

tel. 436-4169

CHAPTER 24

HB 108 – FINAL VERSION

4Jan2012... 2090h

2012 SESSION

11-0703

06/03

HOUSE BILL **108**

AN ACT relative to trees and roadside growth

SPONSORS: Rep. Sheffert, Rock 15; Rep. Nevins, Rock 15; Sen. Stiles, Dist 24

COMMITTEE: Municipal and County Government

AMENDED ANALYSIS

This bill:

I. Modifies the method of appointing tree wardens.

II. Provides that governing bodies of cities and towns have authority over certain trees situated within the limits of town public ways, village commons, parks, cemeteries, and other public grounds.

Explanation: Matter added to current law appears in **bold italics**.

Matter removed from current law appears ~~[in brackets and struck through.]~~

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

4Jan2012... 2090h

11-0703

06/03

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twelve

AN ACT relative to trees and roadside growth

Be it Enacted by the Senate and House of Representatives in General Court convened:

24:1 Tree Wardens. RSA 231:139 and RSA 231:140 are repealed and reenacted to read as follows:

231:139 Tree Wardens.

I. A city or town may provide for the appointment of a tree warden or wardens. A tree warden shall be a person known to be interested in planting, pruning, and preserving shade and ornamental trees and shrubs in public ways, village commons, parks, cemeteries, and other public grounds. A tree warden shall be qualified to perform the duties specified as demonstrated through adequate education, experience, or both, in arboriculture, ornamental horticulture, forestry, landscape maintenance, or other related fields. The city or town appointing a tree warden shall advise the division of forests and lands of such appointment and the division shall maintain a roster of tree wardens which shall be available to the public upon request.

II. As determined by the city or town, the duties of a tree warden shall be to help care for, maintain, protect, and perpetuate shade and ornamental community trees and shrubs in town public ways, village commons, parks, cemeteries, and other public grounds, and to advise the governing body from time to time as may be necessary to help accomplish that purpose. The town tree warden shall cooperate and work with other town agencies and officials in carrying out the intent of this chapter.

231:140 Control of Trees. Towns shall have control of all shade or ornamental trees and shrubs situated within the limits of town public ways, village commons, parks, cemeteries, and other public grounds which have been or may be acquired by gift or purchase, or planting by or with the advice of the tree warden, or by condemnation by the tree warden.

24:2 Acquisition of Trees. Amend RSA 231:141 to read as follows:

231:141 Acquisition of Trees. It shall be the duty of the tree warden to examine the trees growing within the limits of ~~highways~~ ***town public ways, village commons, parks, cemeteries, and other public grounds***, and to designate from time to time such as may be reasonably necessary for the purpose of shade or ornamentation and to acquire them in the name of the municipality as hereinafter provided, if it can be done, either by gift or by purchase if at a fair price and funds either public or private are available. Failing in this, he ***or she*** may take said trees, including the right to maintain the same as shade trees, for the use of the town or city by appraising the fair value of the same and by causing to be served upon the owner thereof a notice of such taking, which notice shall state the number of each variety of tree so taken, the location of the same as near as practicable, and the value thereof as fixed by him ***or her***, or by a committee selected for the purpose, and also by filing a copy of such notice as attested by him ***or her*** with the town clerk. If the owner shall be satisfied with the value stated in such notice, the tree warden shall cause the same to be paid to him ***or her*** forthwith. If the owner shall be dissatisfied, he ***or she*** may, within 30 days after said notice has been served upon him ***or her***, but not afterwards, apply to the selectmen to assess his ***or her*** damages. Such proceedings shall thereupon be had, including the right of appeal, as are provided in the case of assessment of damages in laying out of highways by selectmen; and thereupon such damages, if any, may be awarded as shall be legally and justly due to the landowner.

24:3 Record of Trees Acquired. RSA 231:142 is repealed and reenacted to read as follows:

231:142 Records of Trees Acquired. A record shall be kept of the trees so acquired which may be marked for identification in an appropriate manner as shall be determined by the city or town. Such record may include the approximate location, name of abutting landowner, variety and approximate diameter, and date of acquisition. The tree warden or his or her authorized agent shall represent the interest of the public at any hearing whenever a public service corporation shall desire to cut or remove any shade or ornamental tree in accordance with RSA 231:172, or may have caused damage to such trees.

24:4 Removal of Trees. Amend RSA 231:144 to read as follows:

231:144 Removal of Trees. Whoever desires the cutting and removal in whole or in part of any public shade or ornamental tree ***owned by the city or town*** may apply to the tree warden, who shall give a public hearing, upon the application, at some suitable time and place, after publishing and posting notices of the hearing in 2 or more public places in town and also upon the tree or trees which it is desired to cut and remove; provided, that the tree warden may, if he ***or she*** deems it expedient, grant permission for such cutting or removal, without a hearing, if the tree in question is on a public way outside of the residential part of the town limits, such residential part to be determined by ~~[him]~~ ***the tree warden***. No tree within such residential limit shall be cut by ~~[him]~~ ***the tree warden***, except to trim it, or removed by ~~[him]~~ ***the tree warden***, without such hearing. The decision of the tree warden shall be subject to review ***as provided for*** by the ~~[selectmen of towns or the]~~ governing ~~[bodies of cities]~~ ***body***.

24:5 Removal of Certain Hazardous Trees. Amend RSA 231:145 to read as follows:

231:145 Removal of Certain Hazardous Trees. Notwithstanding the provisions of other sections of this subdivision and subject to the provisions of RSA 231:157 and RSA 231:158, the commissioner of transportation on class I and III highways, and state maintained portions of class II highways, and ~~[the mayors of cities and the selectmen]~~ ***the governing bodies of cities and*** towns and the county commissioners for unorganized places on class IV, V, and VI highways and town maintained portions of class II highways may declare any tree, either alive or dead, situated within the limits of highways, roads, or streets to be a public nuisance by reason of unreasonable danger to the traveling public, spread of tree disease, or the reliability of equipment installed at or upon utility facilities authorized under RSA 231:160 or RSA 231:160-a. After such declaration by such authority and notice to the abutting landowner on whose property such tree is located the said authority shall within a reasonable time remove the same without compensation or cost to the abutter. However, no such declaration and notice shall be required when the delay entailed by such declaration and notice would pose an imminent threat to safety or property. Nothing in this subdivision shall be construed to relieve the public utility companies of their accepted responsibility of tree trimming and tree removal for the protection of their lines, or for the construction of new lines, or to alter the provisions of RSA 231:150-182 in any manner. The ~~[aforesaid]~~ state and municipal authorities may require of the public utilities owning lines which pass through or near a tree or trees which are condemned for removal as a public nuisance to assist in their removal at their expense by either the temporary removal of their lines or by causing to be removed at their expense the top portion of said tree or trees from a point below their lines.

24:6 Injury or Defacement of Trees. Amend RSA 231:147 to read as follows:

231:147 Injury or Defacement of Trees. It shall be unlawful to cut, destroy, injure, deface, or break any public shade or ornamental tree; or to affix to any such tree a play bill, picture, announcement, notice, advertisement, political or otherwise, or other device or thing, or to paint or mark such tree, except for the purpose of protecting it and under a written permit from the tree warden ~~[- or to negligently or carelessly suffer any horse or other beast to break down, injure or destroy a shade or ornamental tree within the limits of any public way or place].~~

24:7 Trees Donated. Amend RSA 231:148 to read as follows:

231:148 Trees Donated. Whenever any party, at a proper time of the year, shall present to a ~~[town]~~ **municipality** well grown nursery trees, the tree wardens may set out such trees in the highways, cemeteries, commons, schoolhouse yards and other public places, as indicated by the donor, and protect the same at the expense of the town **to the extent that funds are available for such purpose.**

24:8 Public Ownership. Amend RSA 231:149 to read as follows:

231:149 Public Ownership. Any young shade or ornamental tree planted within the limits of a public highway by the tree wardens or by any other person or persons, with the approval of the ~~[selectmen or the mayor]~~ **governing body**, or any young seedling tree or sprout left within the limits of the highway as specified in RSA 231:150 and designated by the tree warden to be preserved for its future value as a shade tree, shall become the property of the municipality; provided, that the abutting landowner, having been notified of the intention of the ~~[town]~~ **municipality** to take and preserve such young tree, shall make no written objection to the tree warden within 30 days from the date of such notification.

24:9 Clearing Highways. Amend RSA 231:150 to read as follows:

231:150 Clearing Highways. ~~[Mayers]~~ **Governing bodies** of cities ~~[- selectmen of]~~ **and** towns, and county commissioners for unorganized places shall annually, and at other times when advisable, cause to be cut and disposed of, from within the limits of town maintained highways, all trees and bushes that may cause damage or pose a safety hazard to such highways or to the traveling public; provided however that no tree which has a circumference of 15 inches or more at a point 4 feet from the ground shall be removed in the absence of notice to the abutter in the same manner as provided in RSA 231:145 and **RSA 231:146**, except when the delay entailed by such notice would pose an imminent threat to safety or property. Shade and fruit trees that have been set out or marked by the abutting landowners or by the town tree wardens, and young trees standing at a proper distance from the highway and from each other, shall be preserved, as well as banks and hedges of bushes that serve as a protection of the highway, or that add to the beauty of the roadside.

24:10 Improvements by Abutter. Amend RSA 231:151 to read as follows:

231:151 Improvements by Abutter. ~~[The selectmen of a town or the highway department of a city]~~ **A municipality** may contract with any owner of land abutting a public highway to cut, trim, and improve the roadside growth along said owner's property, and for all

such work properly done in carrying out the provisions of RSA 231:150 and approved by the tree wardens, may allow and cause to be paid to such owner such sums as in their judgment, with the advice of the tree wardens, justly represent the value to the town of the improved condition of the roadside.

24:11 Effective Date. This act shall take effect upon its passage.

Approved: May 2, 2012

Effective Date: May 2, 2012

PLANTING AREA I
PLANTING AREA II

LANGR

PROPERTY LINE

- 1 - 6" cal. *Quercus coccinea*
- 3 - 2.5"-3" cal. *Celtis occidentalis*
- 3 - 1.6-1.8' *Picea omorika*
- 3 - 12-14' *Pinus parviflora*
- 1 - 5" cal. *Acer saccharum* 'Green Mountain'

CONSTRUCT GAS SERVICE LINE (COORDINATE W/GAS COMPANY)

- 6 - 3.5-4' cal. *Quercus rubra*
- 3 - 14-16' *Betula nigra* 'Heritage'
- 1 - 6" cal. *Platanus occidentalis*
- 3 - 7-8' *Hamamelis* 'Arnold Promise'

CONSTRUCT LEAN SERVICE LUM (COORDINATE W/LEAS COMPANY)

LAFAYETTE ROAD -
US ROUTE 1