

RESOLUTION NO. R2019-048

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUMA, ARIZONA, DECLARING A CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND TITLED, CHAPTER 137: TREES A PUBLIC RECORD AND ORDERING THREE COPIES OF THE DOCUMENT TO REMAIN ON FILE WITH THE CITY CLERK

WHEREAS, Arizona Revised Statutes (A.R.S.) 9-240(B)(9) authorizes the City of Yuma (City) to adopt and maintain regulations governing the planting, protection and maintenance of trees within the City's public grounds and rights-of-way; and,

WHEREAS, to protect, enhance and promote the health, safety and welfare of the City, its residents and its trees, on November 20, 2007, the Yuma City Council adopted Ordinance No. O2007-69, creating City Code Chapter 137: Trees (Tree Code), governing the maintenance of City-owned trees, vines and other woody plants; and,

WHEREAS, the City Council desires to amend the Tree Code to further protect and maintain the City's trees, shrubs and cacti; and,

WHEREAS, the City of Yuma recognizes that trees are a valuable part of our community infrastructure and that well-maintained trees enhance the comfort of our community by providing shade, preventing erosion, moderating temperatures, reducing storm water runoff, absorbing air pollution and dust, and reducing energy needs; and,

WHEREAS, the City of Yuma recognizes that well-maintained trees increase property values, enhance the economic vitality of business areas, beautify our community wherever they are planted, and are a source of joy and spiritual renewal; and,

WHEREAS, the City of Yuma recognizes that accepted industry standards exist for the maintenance and care of urban trees, and that promoting these standards significantly increases overall tree health and reduces liability and risk, insuring that our community forest will increase in value and benefits provided; and,

WHEREAS, the City of Yuma recognizes that this ordinance is critical to continue to earn recognition as a "Tree City, USA," as bestowed by the National Arbor Day Foundation, a designation that will increase the opportunity for the City to pursue and successfully obtain grant funding specific to the establishment, promotion, and management of our community forest; and,

WHEREAS, the revised Tree Code needs to be declared a public record in order for the City Council to adopt it by reference.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Yuma that:

SECTION 1: That a certain document titled, *Chapter 137: Trees*, attached hereto and by this reference made a part hereof, is declared to be a public record.

SECTION 2: Three copies of *Chapter 137: Trees* are ordered to remain on file in the Office of the City Clerk.

ADOPTED this _____ day of _____, 2019

APPROVED:

Douglas J. Nicholls
Mayor

ATTESTED:

Lynda L. Bushong
City Clerk

APPROVED AS TO FORM:

Richard W. Files
City Attorney