

NOTICE OF DECISION

PLANNING DIVISION
555 LIBERTY ST. SE, RM 305
SALEM, OREGON 97301
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*Si necesita ayuda para comprender esta información, por favor llame
503-588-6173*

DECISION OF THE PLANNING ADMINISTRATOR

TREE REMOVAL PERMIT: TRP24-24

APPLICATION NO.: 24-110466-PLN

NOTICE OF DECISION DATE: June 6, 2024

REQUEST: A request to remove one hazardous 39-inch diameter at breast height (DBH) Grand Fir tree.

APPLICANT: Hank McDonald, Santiam Tree Service

OWNER: Marcus and Tabatha Frazier

LOCATION: 5020 Fir Dell Court SE, OR 97306

CRITERIA: Salem Revised Code (SRC) Chapter 808.030(d)(1).

FINDINGS: The findings are in the attached Decision dated June 6, 2024.

DECISION: The **Planning Administrator APPROVED** TRP24-24 based upon the application materials and the findings as presented in this report.

Approval of a Tree Removal Permit application does not expire.

This decision is final; there is no local appeal process. Any person with standing may appeal this decision by filing a "Notice of Intent to Appeal" with the Land Use Board of Appeals, 775 Summer St NE, Suite 330, Salem OR 97301-1283, not later than 21 days after the decision date. Anyone with questions regarding filing an appeal with the Oregon Land Use Board of Appeals should contact an attorney.

The following items are submitted to the record: 1) All materials and evidence submitted by the applicant, including any applicable professional studies; and 2) All materials, evidence, and comments from City Departments and public agencies. The application materials are available on the City's online Permit Application Center at <https://permits.cityofsalem.net>. You may use the search function without registering and enter the permit number listed here: 24 110466.

Case Manager: Jacob Brown, Planner I, JRBrown@cityofsalem.net, 503-540-2347

<http://www.cityofsalem.net/planning>

BEFORE THE PLANNING ADMINISTRATOR OF THE CITY OF SALEM

DECISION

IN THE MATTER OF APPROVAL OF
TREE REMOVAL PERMIT
CASE NO. TRP24-24
5020 FIR DELL CT SE

) FINDINGS & ORDER
)
)
) JUNE 6, 2024

In the matter of the application for a Tree Removal Permit, the Planning Administrator, having received and reviewed evidence and the application materials, makes the following findings and adopts the following order as set forth herein.

REQUEST

A request to remove one hazardous 39-inch diameter at breast height (DBH) grand fir tree on the basis that it presents a hazard to people and property. The subject is zoned RS (Single Family Residential) and property located at 5020 Fir Dell Court SE (Marion County Assessor's Map and Tax Lot number 083W16AA01600). A vicinity map identifying the subject property is included as **Attachment A**.

PROCEDURAL FINDINGS

1. On May 13, 2024, an application for a Tree Removal Permit was submitted for property located at 5020 Fir Dell Court SE.
2. After additional information was submitted, the application was deemed complete on June 5, 2024.

SUBSTANTIVE FINDINGS

1. Proposal

The applicant is requesting to remove a 39-inch DBH Grand Fir tree on the basis that it is a hazard to property and people.

2. Applicability

SRC 808.015 Significant trees. No person shall remove a significant tree, unless the removal is undertaken pursuant to a tree and vegetation removal permit issued under SRC [808.030](#), undertaken pursuant to a tree conservation plan approved under SRC [808.035](#), or undertaken pursuant to a tree variance granted under SRC [808.045](#).

3. Analysis of Tree Removal Permit Approval Criteria:

SRC 808.030(d)(1) Hazardous tree. The condition or location of the tree presents a hazard or danger to persons or property; and the hazard or danger cannot reasonably be alleviated by treatment or pruning, or the tree has a disease of a nature that even with

reasonable treatment or pruning is likely to spread to adjacent trees and cause such trees to become hazardous trees.

Finding:

The applicant provided a written statement, photos, and a Basic Tree Risk Assessment form addressing the condition of the tree, are included as **Attachment B**.

According to the arborist's report and verified by the photos, the tree has a history of limb failure within the lower canopy with an approximately 25% decrease in the overall canopy. A potential heartwood disease is indicated to be the cause which will continually cause branch failures and imbalance of the canopy. Furthermore, the base of the tree is in close proximity of the existing residence and neighboring property to the south. If the tree fails, it would be a hazard to people and buildings. As a result of the existing condition of the tree and proximity to existing residence, even with pruning and other mitigation measures, this hazard cannot be alleviated.

Staff finds that the Tree Removal Permit application for the removal of one hazardous significant tree is consistent with the provisions of SRC Chapter 808 and the applicable approval criteria.

IT IS HEREBY ORDERED

The proposed Tree Removal Permit is consistent with the provisions of SRC Chapter 808 and is hereby **APPROVED**.



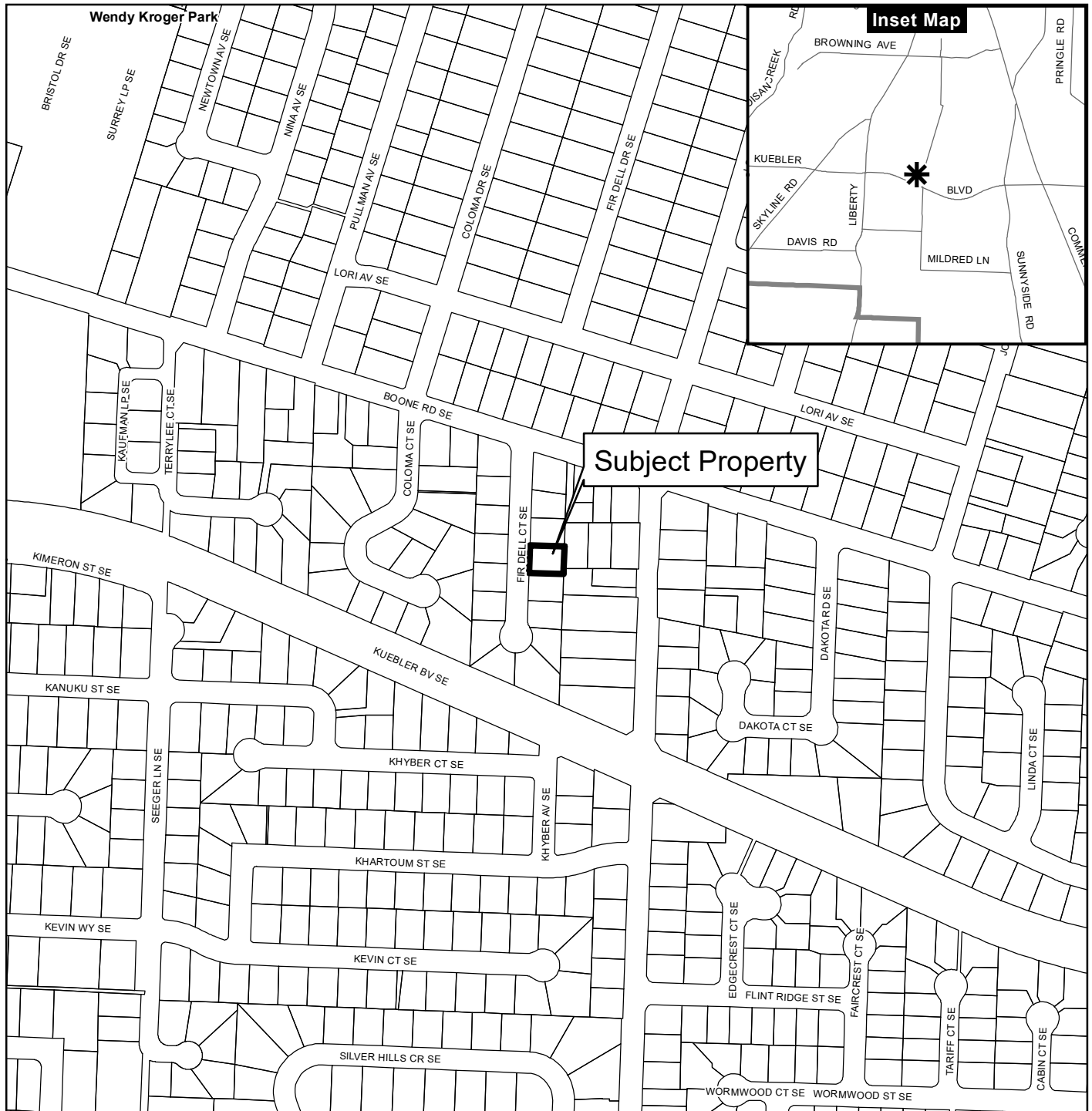
Jacob Brown, Planner I, on behalf of,
Lisa Anderson-Ogilvie, AICP
Planning Administrator

Attachments:

- A. Vicinity Map
- B. Arborist Written Statement, Basic Tree Risk Assessment

Vicinity Map

5020 Fir Dell Court SE



Legend

- Taxlots
- Urban Growth Boundary
- City Limits
- Outside Salem City Limits
- Historic District
- Schools

Parks

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Community Planning and Development

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0 100 200 400 Feet







Arborist Report

Axmaker Tree And Earthworks LLC

(971) 276 7059

axmakertew@gmail.com

Tree Owner/Manager:

Tabby Frazier

Tree Location:

5020 Fir Dell Ct SE

Salem, OR 97306

Tree Species and DBH:

Grand Fir (*Abies grandis*)

39" DBH

Arborist Assessment:

This tree inspection has been conducted by means of a visual inspection completed from the ground. The homeowner requested a risk assessment and health inspection. This grand fir has had branch failure in the past and has caused property damage.

Crown/Branches:

The tree has an overall live crown ratio of 65%. Dead limbs are present throughout the canopy, but are mostly located in the lower canopy.

Trunk:

The outside of the trunk appears to be healthy, but heartwood assessment will take more advanced assessment. The use of a drill and small wood bit can be used to test for rot.

Root Collar/Root Zone:

The root collar is exposed and appears healthy. The root zone is restricted by the house. Further assessment of root health will require more advanced inspection techniques. The use of an air spade could be used to expose the roots.

Targets:

The targets in the area consist of the owners house, the neighbours house, the residents of those homes, and the fences around the yard.

Arborist Recommendation/Mitigation Options:

Further testing can be conducted to assess trunk and root health. Dead limbs can be trimmed off to reduce the risk of limb failure. Tree removal is the only mitigation option to completely remove the risk of this tree.

Removal of the tree and replacement with a smaller tree more suitable for the site conditions is recommended.

This report has been completed by:

Emmett Axmaker

ISA Certified Arborist

PN-9517A

ISA Tree Risk Assessment Qualified





Basic Tree Risk Assessment Form

Client _____ Date _____ Time _____
Address/Tree location _____ Tree no. _____ Sheet _____ of _____
Tree species _____ dbh _____ Height _____ Crown spread dia. _____
Assessor(s) _____ Tools used _____ Time frame _____

Target Assessment

Target number	Target description	Target protection	Target zone			Occupancy rate 1 – rare 2 – occasional 3 – frequent 4 – constant	Practical to move target?	Restriction practical?
			Target within drip line	Target within 1 x Ht.	Target within 1.5 x Ht.			
1								
2								
3								
4								

Site Factors

History of failures _____ Topography Flat ☐ Slope ☐ _____ % Aspect _____
Site changes None ☐ Grade change ☐ Site clearing ☐ Changed soil hydrology ☐ Root cuts ☐ Describe _____
Soil conditions Limited volume ☐ Saturated ☐ Shallow ☐ Compacted ☐ Pavement over roots ☐ _____ % Describe _____
Prevailing wind direction _____ Common weather Strong winds ☐ Ice ☐ Snow ☐ Heavy rain ☐ Describe _____

Tree Health and Species Profile

Vigor Low ☐ Normal ☐ High ☐ Foliage None (seasonal) ☐ None (dead) ☐ Normal _____ % Chlorotic _____ % Necrotic _____ %
Pests/Biotic _____ Abiotic _____
Species failure profile Branches ☐ Trunk ☐ Roots ☐ Describe _____

Load Factors

Wind exposure Protected ☐ Partial ☐ Full ☐ Wind funneling ☐ _____ Relative crown size Small ☐ Medium ☐ Large ☐
Crown density Sparse ☐ Normal ☐ Dense ☐ Interior branches Few ☐ Normal ☐ Dense ☐ Vines/Mistletoe/Moss ☐ _____
Recent or expected change in load factors _____

Tree Defects and Conditions Affecting the Likelihood of Failure

— Crown and Branches —

Unbalanced crown ☐ LCR _____ %
Dead twigs/branches ☐ _____ % overall Max. dia. _____
Broken/Hangers Number _____ Max. dia. _____
Over-extended branches ☐
Pruning history
Crown cleaned ☐ Thinned ☐ Raised ☐
Reduced ☐ Topped ☐ Lion-tailed ☐
Flush cuts ☐ Other _____
Cracks ☐ _____ Lightning damage ☐
Codominant ☐ _____ Included bark ☐
Weak attachments ☐ _____ Cavity/Nest hole _____ % circ.
Previous branch failures ☐ _____ Similar branches present ☐
Dead/Missing bark ☐ Cankers/Galls/Burls ☐ Sapwood damage/decay ☐
Conks ☐ Heartwood decay ☐ _____
Response growth _____

_____ Condition(s) of concern _____

Part Size _____ Fall Distance _____

Load on defect N/A ☐ Minor ☐ Moderate ☐ Significant ☐

Likelihood of failure Improbable ☐ Possible ☐ Probable ☐ Imminent ☐

— Trunk —

Dead/Missing bark ☐ Abnormal bark texture/color ☐
Codominant stems ☐ Included bark ☐ Cracks ☐
Sapwood damage/decay ☐ Cankers/Galls/Burls ☐ Sap ooze ☐
Lightning damage ☐ Heartwood decay ☐ Conks/Mushrooms ☐
Cavity/Nest hole _____ % circ. Depth _____ Poor taper ☐
Lean _____ ° Corrected? _____

Response growth _____

Condition(s) of concern _____

Part Size _____ Fall Distance _____

Load on defect N/A ☐ Minor ☐ Moderate ☐ Significant ☐

Likelihood of failure Improbable ☐ Possible ☐ Probable ☐ Imminent ☐

— Roots and Root Collar —

Collar buried/Not visible ☐ Depth _____ Stem girdling ☐
Dead ☐ Decay ☐ Conks/Mushrooms ☐
Ooze ☐ Cavity ☐ _____ % circ.
Cracks ☐ Cut/Damaged roots ☐ Distance from trunk _____
Root plate lifting ☐ Soil weakness ☐

Response growth _____

Condition(s) of concern _____

Part Size _____ Fall Distance _____

Load on defect N/A ☐ Minor ☐ Moderate ☐ Significant ☐

Likelihood of failure Improbable ☐ Possible ☐ Probable ☐ Imminent ☐

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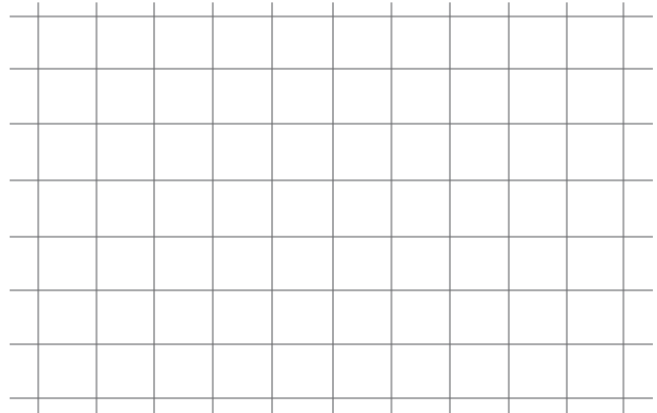
Likelihood of Failure	Likelihood of Impact			
	Very low	Low	Medium	High
Imminent	Unlikely	Somewhat likely	Likely	Very likely
Probable	Unlikely	Unlikely	Somewhat likely	Likely
Possible	Unlikely	Unlikely	Unlikely	Somewhat likely
Improbable	Unlikely	Unlikely	Unlikely	Unlikely

Likelihood of Failure & Impact	Consequences of Failure			
	Negligible	Minor	Significant	Severe
Very likely	Low	Moderate	High	Extreme
Likely	Low	Moderate	High	High
Somewhat likely	Low	Low	Moderate	Moderate
Unlikely	Low	Low	Low	Low

1.		Residual risk
2.		Residual risk
3.		Residual risk
4.		Residual risk

Overall residual risk None ☐ Low ☐ Moderate ☐ High ☐ Extreme ☐ **Recommended inspection interval** _____

Inspection limitations ☐None ☐Visibility ☐Access ☐Vines ☐Root collar buried Describe _____



North

