

NOTICE OF DECISION

PLANNING DIVISION
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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: TRP23-37

APPLICATION NO.: 23-118579-PLN

NOTICE OF DECISION DATE: ~~September 19, 2023~~ September 28, 2023

REQUEST: A request to remove one hazardous 32-inch diameter at breast height (DBH) Birch tree.

APPLICANT: R&R Tree Service INC.

LOCATION: 922 Windemere Drive NW, Salem, OR 97304

CRITERIA: Salem Revised Code (SRC) Chapter 808.030.

FINDINGS: The findings are in the attached Decision dated September 19, 2023

DECISION: The **Planning Administrator APPROVED** 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, 1100 22nd Street SE, 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: 23 118579.

Case Manager: Lydia Keller, Planner I, lkeller@cityofsalem.net, 503-540-2326

<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. TRP23-37
922 Windemere Drive NW

) FINDINGS & ORDER
)
)
) September 19, 2023

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 32-inch diameter at breast height (DBH) birch tree on the basis that it presents a hazard to people and property. The subject property is located at 922 Windemere Drive NW (Polk County Assessor's Map and Tax Lot number 073W20AD/900). A location map identifying the subject property is included as **Attachment A**.

PROCEDURAL FINDINGS

1. On September 14, 2023, an application for a Tree Removal Permit was submitted for property located at 922 Windemere Drive NW.
2. On September 19, 2023, the application was deemed complete.

SUBSTANTIVE FINDINGS

1. Proposal

The has applicant is requesting to remove a 32-inch DBH Birch tree on the basis that it presents a hazard to people and property

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 photos and basic tree risk assessment from an arborist addressing the condition and location of the tree, which are included as **Attachment B**.

The arborist's statement proposes the removal of a 32-inch DBH, Birch tree located within the back of the property at 922 Windemere Drive NW. The birch has signs of a bronze borer infestation. The tree has also lost approximately 80% of its foliage, along with actively losing branches and the stem is actively failing. The tree is a hazard to people and property, and the arborist recommends removing it.

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**.



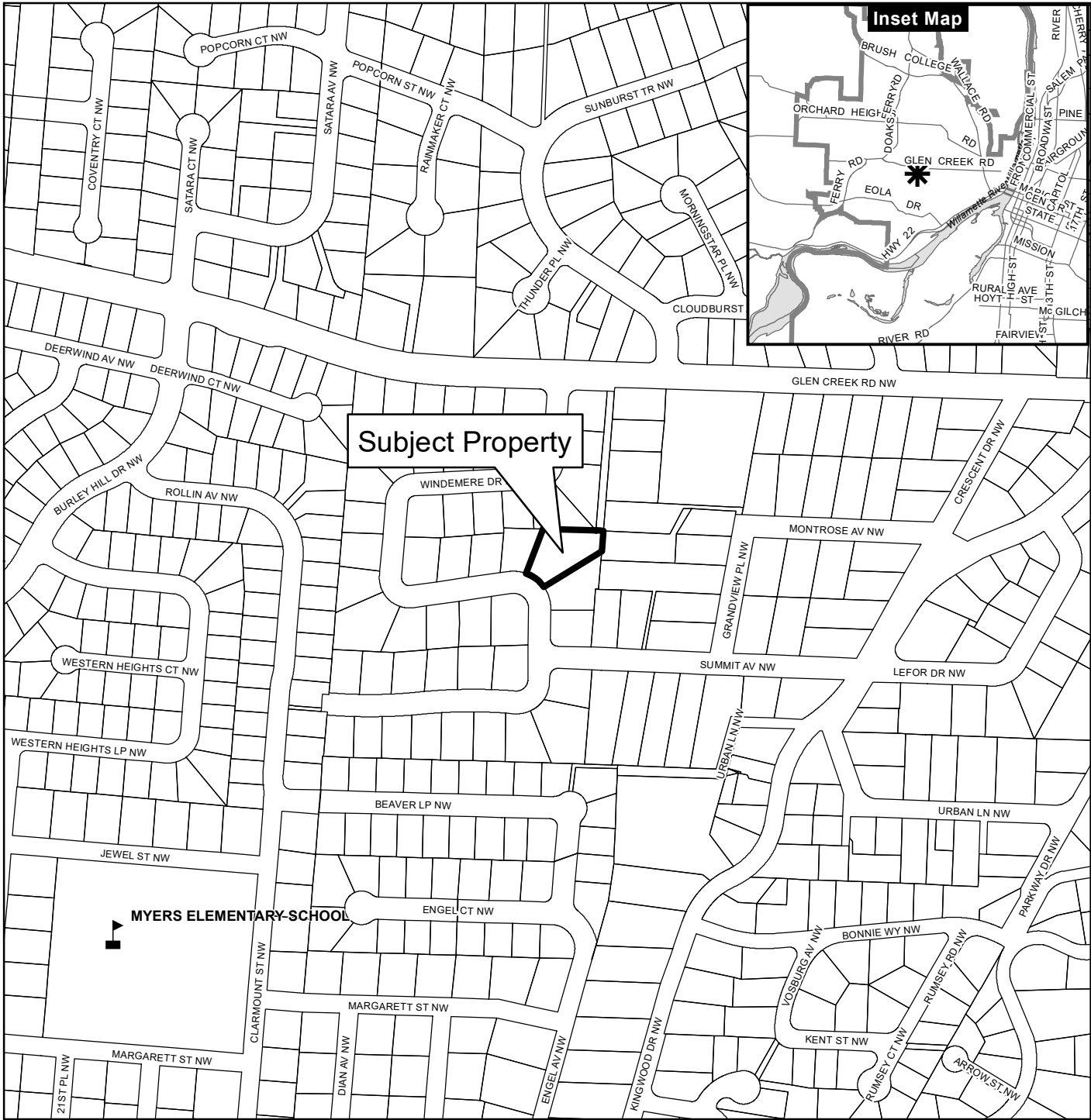
Lydia Keller, Planner I, on behalf of,
Lisa Anderson-Ogilvie, AICP
Planning Administrator

Attachments:

- A. Vicinity Map
- B. Basic Tree Risk Assessment and Photos

Vicinity Map

922 Windemere Drive NW



Legend

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

Parks

CITY OF Salem
AT YOUR SERVICE
Community Development Dept.

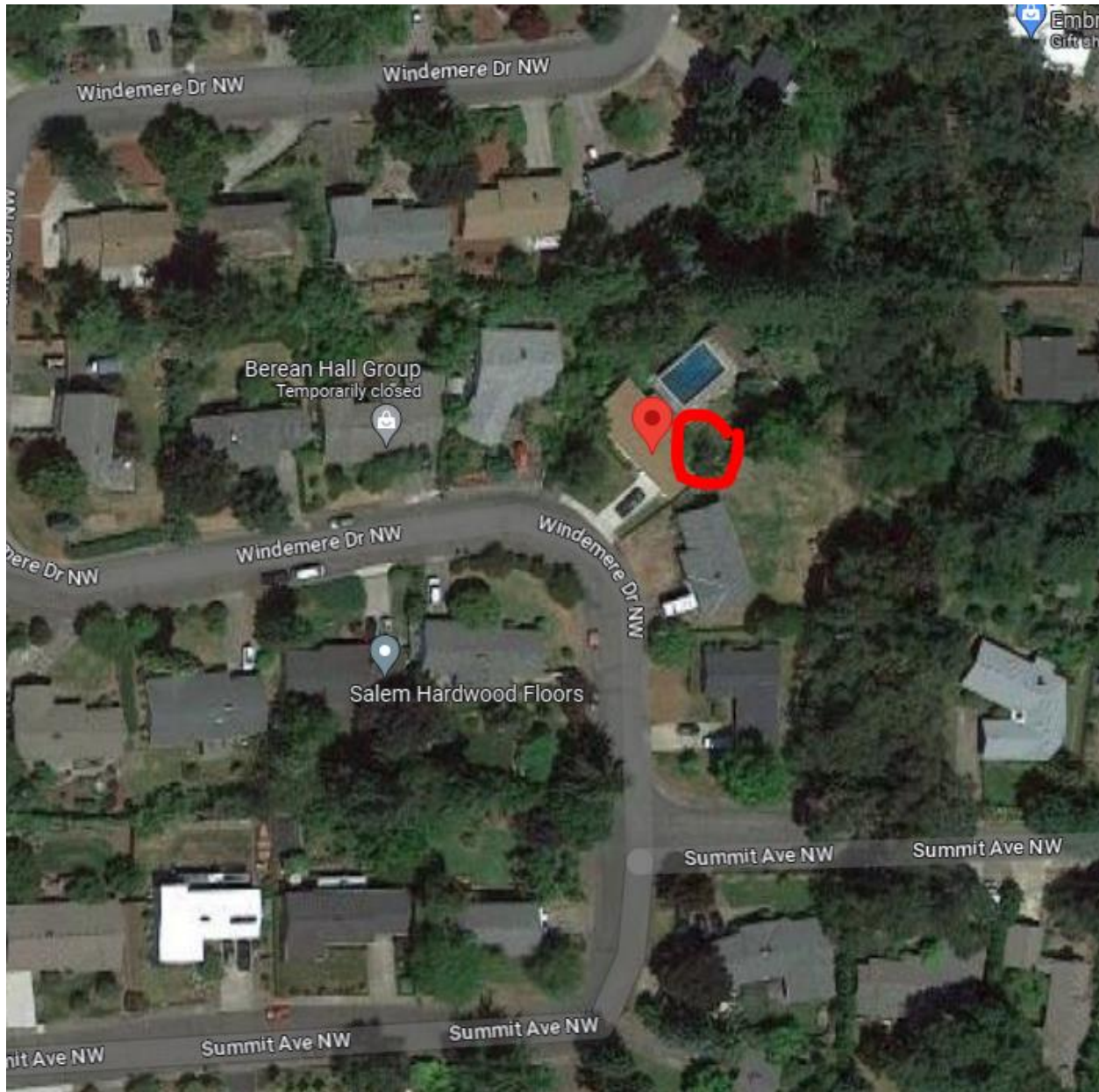
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0 100 200 400 Feet





LOCATION – Overview



PICTURE 1
Taken 07/28/2023

