

## **79 Clendenan Avenue - Application to Remove a Private Tree**

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| <b>Date:</b>             | May 27, 2013  |
| <b>To:</b>               | Etobicoke York Community Council                                      |
| <b>From:</b>             | Jason Doyle, Director, Urban Forestry, Parks, Forestry and Recreation |
| <b>Wards:</b>            | Ward 13 - Parkdale-High Park  |
| <b>Reference Number:</b> | P:\2013\Cluster A\PFR\EY25-061813-AFS#17744                           |

### **SUMMARY**

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This report requests that City Council deny the request for a permit to remove one (1) privately owned tree located in the front yard of 79 Clendenan Avenue. The owner is requesting removal as she is concerned that falling branches will cause property damage.

The subject tree is a black oak (*Quercus velutina*) measuring 96 cm in diameter. The tree has been well maintained and is currently in good condition, structurally and botanically, with some minor deadwood. Urban Forestry does not support removal of this tree.

### **RECOMMENDATIONS**

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**The General Manager of Parks, Forestry and Recreation recommends that:**

1. City Council deny the request for a permit to remove one (1) privately owned tree located at the front of 79 Clendenan Avenue.

#### **Financial Impact**

There are no financial implications resulting from the adoption of this report.

#### **COMMENTS**

An application was received for a permit to remove a 96 cm diameter privately owned black oak tree located in the front yard of the property. The reason for removal is stated as "the property owner would like to remove the tree due to concerns associated with falling branches during storms, their home and vehicle and neighbour's home and vehicle may be damaged due to the tree's proximity".

An Arborist report submitted with the application indicates the tree to have moderate to good vigour. The report further indicates that the planting of three large growing native trees on the property, each having a minimum caliper of 50 mm, would be appropriate compensation for removal of the black oak tree.

Urban Forestry staff have inspected the tree and found that it is currently in good condition botanically and structurally, with some minor deadwood. The tree is located 4.9 m from the dwelling. There is no evidence to support tree removal.

As required under *Section 813-19, of City of Toronto Municipal Code, Chapter 813, Trees, Article III*, a Notice of application sign was posted on the subject property for the minimum 14 day period in order to provide an opportunity for objection by the community. Thirty-six (36) letters of objection were received, as well as one letter of support for tree removal.

A permit to remove the tree was denied by Urban Forestry. The owner is appealing the decision to deny the permit.

As a condition of permit issuance, the property owner is proposing to plant three (3) replacement trees. Should City Council approve this request for tree removal, in accordance with *Section 813-20 of City of Toronto Municipal Code Chapter 813, Trees, Article III*, approval must be conditional upon the owner providing satisfactory replacement planting. In this instance, it would be appropriate to require the applicant to provide three (3) replacement trees.

The black oak tree at 79 Clendenan Avenue is significant and is a valuable part of the forest community that exists within this area. With proper care and maintenance, this tree has the potential to provide the community with benefits for years to come. Urban Forestry, therefore, cannot support removal of this tree due to its viable condition and contribution to the urban forest.

## **CONTACT**

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## **SIGNATURE**



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Jason Doyle  
Director of Urban Forestry  
Parks, Forestry and Recreation

## **ATTACHMENTS**

Attachments 1-2 – Photos of the 96 cm diameter black oak tree.



96 cm diameter black oak  
fronting 79 Clendenan Avenue

Attachment 2

