ROADS - BRIDGES

Chapter 765
TREES - ON HIGHWAYS

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Article 1
INTERPRETATION

765.1.1 Highway - defined
“highway” includes the boulevard or any part of the road allowance.
765.1.2   Tree - defined
"tree" includes a growing tree or shrub planted or left growing on either side of a highway for the purpose of shade or ornament.

Article 2
GENERAL PROVISIONS

765.2.1   Injure - tree - in anyway - prohibited
No person shall injure a tree in any way, manner or form.

765.2.2   Physical act - braking - branches - bark - trunk
For the purposes of Section 765.2.1, a person shall be deemed to injure a tree if the person engages in a physical act which breaks any branch of the tree or damages its trunk, or any part of the bark of the tree is damaged, broken or stripped.

765.2.3   Destruction - tree - prohibited
No person shall destroy a tree.

765.2.4   Contravention - deemed offence
It shall be an offence for any person to contravene the provisions of this Chapter.

765.2.5   Injuries - destruction - tree - approval - received
The provisions of this Chapter do not apply to prevent a person injuring or destroying a tree if approval for the same has been received from the Council for The Corporation of the City of Peterborough, or its designate. By-law 1982-82, 25 May, 1982.

Article 3
ENFORCEMENT

765.3.1   Fine - for contravention
Every person who contravenes this Chapter is guilty of an offence and is liable to the penalty, as prescribed by applicable law, for each offence. By-law 91-116, 22 April, 1991.

Note: Except where otherwise expressly provided in this Chapter, and pursuant to other provincial statutes, such as the Planning Act, the maximum fine for violation of the Code is specified in section 62 of the Provincial Offences Act, R.S.O. 1980, c. 400, which indicates that a party guilty of an offence is liable to a fine of not more than five thousand dollars ($5000.00).