

CHAPTER 6-6 TREES IN PUBLIC PLACES

6-6-1 TRIMMING OF TREES

The occupant of any private premises, or the owner of the same if not occupied, abutting on any public street, road or alley within the City shall keep all trees standing upon such premises, or between the same and the center of the adjoining street, road or alley so trimmed that no bough or branch thereof shall be lower than ten feet about the surface of the street, road or alley or any sidewalk thereon, and shall keep all such trees so trimmed that no trunk, limb or branch thereof shall in any way, or at any time, come in contact with any street lighting power or other electrically charged wire when such wires are lawfully strung on posts located on any public street, road or alley, or between the lot line and the curb of any street.

However, upon the failure of any occupant or owner to trim such trees as in this section provide, the Park Board of the City shall have authority to remove or cause to be removed under its supervision any trunk, limb or branch of any tree that is, or in the judgment of said Park Board, may at any time come in contact with such electrically charged wire, or which shall extend or hang lower than ten feet above the surface of any street, road, alley or sidewalk, whether such trees be growing on privately owned property or on public property, and may cause the same to be trimmed and charge the expense thereof to the occupant or owner of such property.

Authority: SDCL 9-38-24, 9-38-25

6-6-2 LOCATION OF TREES

All trees hereafter planted in the street of the City shall be planted at such distances from the lot lines as may be from time to time determined by resolution of the City Council.

Authority: SDCL 9-38-25

6-6-3 TREES AND GRASS PLOTS

It shall be lawful for persons owning or occupying lots or parcels of land within the City to embellish the same by planting shade trees within the limits of the street adjoining such premises, provided that such shade trees are planted between the sidewalk and the gutter and at such location as may be determined by resolution of the City Council; also to make and keep in order lawns and grass plots between the sidewalk and curbing, and any person who shall injure such trees or any of them or any shade trees now growing within the limits of any street, or any grass plot or lawn which may have been planted or made in conformity with this section, or any shade tree, shrub, flower or plant growing in any public or private grounds within the City, or cause the same to be injured by grading, breaking, tearing, cutting, picking, tying animals thereto, or in any manner, shall be subject to the penalties in this ordinance.

Authority: SDCL 9-38-25

6-6-4 HEIGHT OF HEDGES

No person shall keep or maintain any hedge, bush or picket or solid fence over three feet in height at or in that area formed by the intersection of streets or within fifty feet of such intersection and the maintenance of any such hedge, bush or fence is declared to be a traffic hazard and a public nuisance and may be abated in the manner provided for the abatement of nuisances.

Authority: SDCL 9-29-13, 9-38-25