

PROVINCE OF QUEBEC  
CITY OF POINTE-CLAIRE

BY-LAW NUMBER PC-2825

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BY-LAW CONCERNING THE  
PROTECTION OF PUBLIC TREES

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*In force on May 20, 2015*

AT THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF POINTE-CLAIRE,  
HELD AT CITY HALL, 451 SAINT-JEAN BOULEVARD, POINTE-CLAIRE, QUEBEC,  
ON MAY 5, 2015 AT 7:30 P.M.

PRESENT: Councillors K. Thorstad-Cullen, C. Homan, J. Beaumont,  
P. Bissonnette, C. Cousineau, J.-P. Grenier, A. Iermieri and  
D. Smith chaired by His Worship Mayor Morris Trudeau forming a  
quorum of council.

AMONGST OTHER BUISINESS TRANSACTED AT SAID  
MEETING WAS THE FOLLOWING:

BY-LAW NUMBER: **PC-2825**

RESOLUTION NUMBER: **2015-190**

PROPOSED BY COUNCILLOR X

SECONDED BY COUNCILLOR X

AND RESOLVED:

**WHEREAS** a notice of motion of the present by-law has been given beforehand,

**MUNICIPAL COUNCIL DECREES AS FOLLOWS:**

1. In this by-law, unless otherwise specified, the following mean:
  - (1) “tree”: woody plant with one or multiple trunks, more or less branchy depending on the genus, with a minimal height of 3 metres (9’ 8”) and with a trunk diameter of at least 10 centimetres (4”) measured 1.4 metre aboveground;
  - (2) “public borderline trees”: any tree whose trunk’s base is situated both on private property and on a right-of-way or on municipal property;
  - (3) “private tree”: any tree whose trunk’s base is wholly situated on private property;
  - (4) “public tree”: any tree whose trunk’s base is wholly situated on a right-of-way or on municipal property, including parks and green spaces.
  
2. With regard to any public and common public trees, the following shall be forbidden:
  - (1) climbing a tree;
  - (2) painting, drawing, sculpting, putting graffiti or tags or incisions on a tree;
  - (3) damaging, destroying, to prune, trim, cut, girdle or poison a tree;
  - (4) tying any object, animal or person to a tree;
  - (5) sticking, nailing, stapling, piercing or bracing anything onto a tree;
  - (6) modifying the soil at the base of a tree, including by adding or removing soil, in such a way as to hamper the tree’s growth, stability or health;
  - (7) bringing a tree or the surrounding soil into contact with products that could hamper its growth or health.

Also, provisions 1 to 7 of the present section do not apply in the case of works carried out by the City and by public utility companies, and/or by an authorized agent, when they intervene in order to protect their facilities.

3. Whoever violates a provision of this by-law or allows or tolerates such a violation commits an offence and is liable:
  - (1) for a first offence, to a fine ranging from \$500 to \$1,000 for a natural person and from \$1,000 to \$2,000 for a legal person;
  - (2) for a repeat offence, to a fine ranging from \$1,000 to \$2,000 for a natural person and from \$2,000 to \$4,000 for a legal person.
4. Municipal Inspection Bureau inspectors shall be responsible for enforcing this by-law.
5. The present by-law shall come into force according to law.

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Morris Trudeau, Mayor

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Jean-Denis Jacob, City Clerk