

1/25/2022

## Village of Mamaroneck Tree Committee 17 January 2022 Agenda

\*Approval of the December 9, 2021 Minutes (Attachment 1)

\*Comments from Residents (Please limit in-person comments to 3 minutes)

\*Correspondence

130 Beach regarding Planning Board hearing on 1010 Orienta plant selections (Attachment 2)

\*Old Business

Trees For Maintenance, Removal, or Evaluation -- Please provide street numbers when reporting tree-related issues

749 Bleecker regarding possible pruning on tree marked for removal update (see Dec. minutes & agenda, attachment 8)

Tree Law

DRAFT revisions per Planning Board comments (Attachment 3)

Copy of the Tree Law, FAQ, and application for tree removal permit circulated in *Village News* 1/21/2022

Rye Neck Action Research Students' project

- VOM will e-blast survey to residents; students will analyze data, return results and analysis to Village
- Purpose: What characterizes residents who do not value or protect trees
- Academic process including research, creating survey, interviewing residents, creating and implementing plan

Planning Board Review of 1010 Orienta Ave Plant Selections (Attachment 4)

Enforcement Action:

- 1523 Henry, what enforcement action has been taken regarding removal of protected trees 11/16/2021, 12/2/2021, and 12/4/2021?

New Trees

Reduced Fall list of 36 trees delayed until early spring

Mulch rings

Bare root trees to be considered for some locations in Fall 2022

BROW Plans

BOT proposing "Tree Scholarships" for BROW sites on streets where it has not been possible to plant VOM trees

DRAFT letter to residents for consideration by BOT (Attachment 5)

Tree Inventory

Update from Village Manager

Tree Walk 1/23/2022

Success! Approximately 40 attendees, two guides

Revised list of Recommended Species DRAFT (*Attachment 6*)

Tree Removals Caused by ConEd Pruning update

\*New Business

VOM has assigned Village email addresses to all volunteers.

Going forward we'll need to copy TC business emails received in our personal email, and paste them into our VOM email and then respond.

\*Other Business (*committee members please add any items not otherwise included in the agenda*)

\*Calendar Notes

Next meeting February --, 2022, 7:30 pm online

December 9th 2021 MINUTES DRAFT  
MINUTES OF MEETING OF THE TREE COMMITTEE HELD  
REMOTELY ON December 9th AT 7:30PM

**PRESENT:**

Nora Lucas, trustee  
Gail Koller, co-chair  
Beverley Sherrid, co-chair  
Marlene Star  
Ellen Axelrod  
Matt Tollefsen

1. Call to Order: 7:35PM
2. Approval of October Minutes – Approved and amended
3. Welcome new committee members Matt Tollefsen. Thank you to Wendy Zoland and Sean Gormley for their service to the committee.
4. Comments from Resident – Sean attended as resident.

**5. Correspondence:**

130 Beach – Planting and pruning of trees should be performed in compliance ANSI 300 standards. Request for posting ANSI 300 on website is not possible since it is copyrighted information. They can be viewed at the Building Department.

**6. Old Business:**

- a. 131 Saxon Drive – Dead tree is entangled in telephone wires. Con Ed will be contacted to address it.
- b. Papes Park – across from Swim Tank. Utility wires by tree need to be addressed.
- c. 749 Bleecker – needs to be pruned. This is a popular feeding spot for ospreys. All effort should be made to save this tree.
- d. Cherry Tree – Planted in small sitting area by The Regatta on BPE. Tree was vandalized.

## 7. **Tree Law**

- a. Planning Board – Request to conform Board Roles and Responsibilities, with other sections of the Village code within the new Tree Law was requested. VOM tree law is consistent with other villages.
- b. Tree Bank – The Tree Law should not burden businesses where there is limited space for their business and for parking. Donating to a tree fund is a reasonable request for those that cannot plant trees near their business. Gail voiced concerns regarding the canopy needed across from MHS. Beverley and Gail to discuss an approach on tree bank.
- c. HCZM – Beverley is awaiting HCZM Committee's comments on tree law.
- d. New Law - Distilling the law and raising general awareness of the law is being handled by VOM Public Information Officer, Robert Ingenito. Beverley will meet with him on 12/1/2021.
- e. Rye Neck Action Research – Students doing research on how to motivate residents to value and protect trees.
- f. New Tree Law Enforcement – Jerry is working on this. 1523 Henry violations were mentioned. Residents raised a question of reporting potential violations anonymously.
- g. Tagging Tree – Gail suggested a tag which gives info on a tree, including species, and how to care for it. There's a code that one can scan for more info. Tag is loosely tied around the tree.

- h. BROW Plans – BROW is “Beyond the Right of Way”. Request owner’s permission to plant on private property when there is no or not enough ROW to plant on.
- i. Tree Inventory – Awaiting update from Village Manager.
- j. New Trees – Due to increased costs (160% increase) the number of new trees was reduced from 130 to 36. The Tree Committee has a list of recommended species. Trees will be received in the Spring in order to get warranty coverage. It was suggested that bare root trees which may start out smaller are better in the long run. In addition, mulch rings will protect the trees from damage in the early years.
- k. Essential Workers Tribute – Beverley and Gail met in HIP with Village manager, Arts Council chairman, and landscaper on November 8th to discuss new design concept with trees. It is a conceptual plan only and will be planned in stages.
- l. Citizen Pruners - Workshop was cancelled.

## **8. New Business –**

- a. List of Recommended Species – The list was distributed for review. Suggestions were made to add Walnut and Hickory species. Gail suggested to add a note on the spreadsheet to indicate salt tolerance.
- b. Tree Removal due to Con Ed Pruning – Matt volunteered to research the long-term effects of Con Ed’s pruning. Can Con Ed bury lines underground?
- c. Liaison to Planning Board – Jerry’s recommendation to have a person on both the Planning Board and TC may not be practical. Nora to find out if TC member can be notified to attend meetings when tree removal and plantings will be discussed.
- d. Block Watcher - Friends of the Upper East Side Historic District have a block watching program to let NYC Landmarks Preservation Commission know when work is going on without

an LPC permit posted. Discussion considering similar program for VOM Tree Law.

- e. Winter Tree Walk – Scheduled for 1/23/22 at 1PM. The area on Fenimore by I-95 was suggested. There is ample parking.
9. Next regular meeting Thursday, January 27<sup>th</sup>, 2022 at 7:30PM
10. ADJOURNED 9:12 PM

**Attachment 2 --**  
**130 Beach on Tree Selections for 1010 Orienta**

Dear Chairs and Members of the Tree Committee,

**1010 Orienta Avenue**

1010 Orienta Avenue is coming before the Planning Board for site plan review beginning this week.

Although the Planning Board does not permit public comment on site plan reviews, Chapter 318 does provide for the Tree Committee to "Review site development plans.....upon request by the Planning Board."

The landscaping plan does not show any shade trees being planted despite the site being over an acre and ample room in the right of way for a number of shade trees. I believe it would be reasonable for the Tree Committee to ask that the Planning Board request review by the Tree Committee. Given that the site is over an acre, the application will likely take a number of months allowing ample time for the TC to review and offer it's opinion.

**ANSI 300**

Here is a link to the ANSI 300

Standards <https://sullivanisland.sc.gov/sites/default/files/Documents/Tree%20Preservation/ANSI%20300-%20Pruning%20Standards.pdf>

Last time I had searched for it on line there was no free downloadable version but thanks to Sullivan Island SC now there is! They also have a good Tree Maintenance and Removal Guide <https://sullivanisland.sc.gov/sites/default/files/Documents/Tree%20Preservation/TOSI%20Tree%20Removal-Maintenance%20Brochure-2020%20Update.pdf>

The CFTE received funds last year to hand out leafblower ban fliers. Something like the above might be a good way to get the word out about the new law.

It didn't take long to change the Recommended Tree List out on the website, hopefully the ANSI 300 Standard can be posted as quickly.

**Revised Tree Planting List for 36 Trees**

It is not accurate. There are at least three trees planted in HIP that do not appear on the list. This must not be the list that was given to the contractor. The list shows not trees being planted in HIP Below is a picture below of one of the three trees. The Village should be able to do better than this \$700.

**Blockwatchers**

Maybe I missed it in the new law but I don't think there is any requirement to visibly post the tree removal permit. That may be a good idea for both public and private tree removals.

**ConEd**

I believe if you check the regulations Con Ed is required to line clear to ANSI Standards AND receive authorization to remove any Village or private tree.

Sincerely,

Stuart Tiekert



Attachment 3  
Amendments to VOM Tree Law  
Per Planning Board Recommendations  
DRAFT

318-8

D. No permit is required for the removal of a tree or trees in accordance with a tree preservation plan approved by the Planning Board. Notwithstanding any other provision of this chapter, any property owner applying for subdivision, site plan, or wetlands approval whose plans would require the removal of any trees on the property that is the subject of the application must apply to the Planning Board for approval of a tree preservation plan. The Planning Board will have sole jurisdiction over the removal of trees on any property for which a tree preservation plan has been approved and the Building Inspector may not grant a permit to remove a tree where to do so would inconsistent with the tree preservation plan for the property. The Planning Board may grant or deny an application for a tree preservation plan, and may impose those terms and conditions it deems appropriate, consistent sections 342-76 and 192-14 E, Chapter A348 and the remaining provisions of the Code of the Village of Mamaroneck.

318-8 B

Delete section (3) as contradicting 318-8 D

318-8

C. Except under emergency conditions as described in 318-8 K, the Building Inspector may not grant a permit to remove a protected tree on private property if:  
(1) the property owner seeks a permit to remove more than three protected trees; 8

Addition:

318-8 G

(3) If, in the opinion of the Planning Board, the number of trees required for replanting cannot reasonably be accomplished in an approved site plan, the applicant shall contribute the surplus number of new trees to a Village of Mamaroneck Tree Bank, at an amount equal to the cost to the Village for purchasing and planting each new tree.

Correction:

318-8 A (2)

No person may, without a permit issued by the Building Inspector, either purposely or negligently, remove or injure any tree exceeding eight inches in diameter at a height of four and one half feet measured from the ground

How do we do this?

2. Conformity with other Sections of the Village Code – Sections 192-5 and 342-78 and A348-20 should be amended to include a Tree Preservation Plan.

**Attachment – 4**  
**1010 Orienta, Summary of first Planning Board hearing, tree selections (Gail Kohler)**

Hi Wendy and Tree Committee members,

What I noticed in the landscape plan for 1010 Orienta are scattered crape myrtles (looked like bunches of 3) and maybe another basically small decorative tree and arbor vitae around the perimeter of the property. See attached plan.

This was an initial review of the application. Further information is needed from the applicant before a Zoom public hearing meeting can be scheduled when the Planning Board will accept public comment.

Here are some notes I took during the meeting:

Kathy Savolt said that there is a lot of concern about all the trees that were removed and that the new owners of the property will have to address that. Kathy: "This is the beginning of a conversation of how to restore the [trees] that were there."

Susan Oakley: "Far too many non-native plants on the existing plan...We are looking for trees." Applicant should be committed to planting the largest [number of?] growing trees that the site can support. "You're going to have to replace a lot of the canopy."

Cindy Goldstein: There is a distinct code violation 342-75[?] The clear cutting was an egregious violation of the code, even without a tree law. VOM needs to follow up on culpability and consequences for the clear cutting of all vegetation.

Kathy spoke about the need for mature trees rather than cultivars. "21 trees is not gonna cut it."

Congratulations to my fellow Tree Committee members! We are having a tremendous, positive impact on the consideration of this application due to the recently passed Tree Law (which was 10 years in the making!).

Best wishes to you all for a Happy Holiday and a Happy and Healthy New Year!

Gail  
Co-Chair, VOM TC

Attachment 5  
DRAFT Letter to Residents for BROW Trees

Name  
Address  
Address

Date

Dear Mr/Ms Name,

Congratulations! The Village of Mamaroneck is awarding “Tree Scholarships” residents in neighborhoods where the Village has not been able to plant trees along the streets and your home has been selected as a potential recipient of a free, new tree.

Under the new Tree Law passed last fall, the Village may purchase and plant trees on private property beyond the right-of-way if a property owner agrees to the plan. We think your property would be a good location for a new tree.

If you agree, the tree would be purchased and planted by Village personnel. After that, you would be the tree’s legal owner and would be responsible for watering, pruning, and any other maintenance that might be necessary.

Until the Tree Law was passed, there were not many places in your neighborhood where the Village could plant trees, and residents could not enjoy the benefits that trees provide. Trees will create shade, clean the air, lower temperatures in the summer, and contribute to our flood control efforts by absorbing water from rain and river overflow.

We hope you will be interested in this opportunity to have a new tree on your property. Please sign the enclosed consent form and return it to this office. If you have any questions, please call \_\_\_\_\_ at \_\_\_\_\_.

A (*Parks’ Department employee? member of the Village Tree Committee?*) will be in touch with you to talk about the exact location, type of tree, and best practices for watering and pruning. We will also give you a watering bag to attach to your tree and fill during its first several years.

Thank you for your consideration.

Sincerely yours,

(*Tom Murphy or Jerry Barberio?*)  
123 Mamaroneck Ave.  
Mamaroneck, NY 10543

**Tree Committee -- Recommended Species for VOM Trees**

1/24/2022

<b><u>name</u></b>	<b><u>common name</u></b>	<b><u>Salt Type Soil</u></b>	<b><u>Salt Type Aerosol</u></b>	<b><u>Street/Park/ Both</u></b>	<b><u>Comments</u></b>
<b><u>Small Trees</u></b>					
cercis canadensis	redbud	no		Both	shade tolerant
prunus serrulata	Kwanzan cherry	yes		Both	
prunus sargentii	Sargent cherry	moderate		Both	
amelanchier laevis	service berry	yes		Both	wide canopy
malus sugartyme	flowering crabapple	moderate		Both	recommended by Cornell
acer buergeranum	Trident Maple	yes	some	Both	
crataegus viridus	hawthorn	yes		Both	Washington hawthorn: thornless, shade tolerant, persistent fruit
cornus florida	flowering dogwood	no		Both	
<b><u>Medium/Tall Trees</u></b>					
platanus acerfolia	London plane tree	yes	yes	Street	non-native, reserve for streets
nyssa sylvatica	black tupelo	yes	yes	Both	
liquiambar stryraciflua	honey locust	yes	yes	Both	
acer rubrum	red maple	no		Both	
Liquidambar styraciflua	sweet gum	moderate	yes	Both	
Tilia americana	linden	no	no	Park	
quercus alba	white oak	yes		Both	
quercus bicolor	swamp white oak	yes		Both	
quercus rubra	northern red oak	yes		Both	
quercus palustris	pin oak	no		Both	
Prunus serotina	black cherry	yes	yes	Both	native, non-invasive in US
Juglans cinerea	white walnut	no		Park	
carpinus caroliniana	American hornbeam	no		Park	shade tolerant; good host plant

**Do not use again**

cornus kousa

Ulmus Americana

Acer platanoides

Kousa Dogwood

Valley Forge Elm

Norway maples

multi-stem; need heavy pruning

weak branch structure

non-native, invasive, prevents

native growth

**Addition to Agenda 2022.1.27**  
**Correspondence from Gina von Eff**

**From:** von Eiff, Gina <glvoneif@debevoise.com>

**Sent:** Tuesday, January 25, 2022 10:08 AM

**To:** Sally Roberts <sroberts@vomny.org>; Mayor and Board <MayorandBoard@vomny.org>

**Subject:** Trees

Sally, can you please forward this to the Tree Committee, Committee on the Environment and HCZM Committees and Flood Committees. Thank you.

As a comment to the work being done to increase the number of trees in the village due to the benefit of trees, their known contributions with temperature control, flooding, wildlife habitat, etc. I would like to ask if, in considering what trees to plant, where to plant them, and which residents of middle and low income receive them, you are considering the initiatives going forward in our state to utilize electric and solar panels on roofs and infrastructure such as gas, water, electric lines on properties that have no right of way to plant trees?

My experience in watching projects over the last several years – in addition to the village removing healthy trees in Columbus park by Mamaroneck Avenue and at the police station and Harbor – is that there are strips of grass where trees used to be planted between the sidewalk and curb that have been paved over with concrete to make continuous sidewalk – example is on Jefferson Avenue around the parking lots after the rebuild of the Jefferson Avenue Bridge. The plans were to keep the strip of grass, but instead the grass was poured over with concrete. (I have copies of those plans if you'd like to see them). Also along the sidewalk going up Halstead by the train station across from the carwash. All the grass area was paved – this increases flooding as well.

We have many apartments now allowing dogs and many people walking their dogs. In the summer, when the concrete is burning dogs paws with its heat, the dogs could previously move to the grass, but now the poor animal has nowhere to move to prevent burns. In the winter, when salt is put down on the sidewalk – salt which will burn a dogs paws – the dogs don't have grass strips to move to to avoid that pain.

I am also going to direct you to the Army Corps plans for flood control. All of the trees in Columbus Park are to be removed and all of the trees lining the riverbank of the project will be removed. Please understand that we will have concrete channels and bare soil for years before any tree can grow (and the Corps was proposing very small trees – not the huge established trees that the Osprey and Eagles are using now) – are you aware that all of the beautiful decades old established trees lining the river will be removed and considering the implications?

If the village worked with the Army Corp to assess whether world-renowned hydrologist, Paul Rubin's, recommendation to bore a tunnel under the Mamaroneck River under the Station Plaza Bridge, halstead Avenue Bridge and perhaps past the Anita Lane Bridge with widely used state of the art technology, we could avoid all of this environmental damage and prevent more flooding than the current Army Corps plan. Then perhaps have money to dredge the reservoir that used to be sixty-five feet deep and repair the dam which the Army Corps isn't touching.

Imagine the heat and environmental damage removing all of the trees from the Reservoir to Fenimore Road will do.

While planting a few trees in the flats is a noble gesture, it is a futile attempt in the big picture at preserving our environment or providing equity. Having an open mind and will to work with the Army Corps on the most effective and least damaging plan sounds promising for this Village.

Sincerely,

Gina Ruggiero von Eiff (1/25/22)