

**ORDINANCE NO. 23-2078
BOROUGH OF HIGHLAND PARK
COUNTY OF MIDDLESEX**

**AN ORDINANCE CONCERNING MONETARY MITIGATION FOR THE PAYMENT
FOR TREE REPLACEMENT**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF
HIGHLAND PARK, MIDDLESEX COUNTY, AS FOLLOWS:**

1. SECTION 388-11.D of the “Code of the Borough of Highland Park 2010” which establishes the payments owed to the Tree Replacement Fund if monetary mitigation is to be made for replacement trees is hereby deleted in its entirety and replaced with the following NEW provisions:

D. Monetary Mitigation. All replacement trees shall be planted on site in accordance with the foregoing. Monetary mitigation shall be made as a payment to the Tree Replacement Fund for owner-occupied residential property at the rate of \$600.00 for each unplanted replacement tree and for residential properties that are not owner-occupied and for any other property held for investment and for all commercial properties in an amount equal to \$850.00 for each unplanted replacement tree. Monetary mitigation shall be required if:

- (1) The Applicant for any reason plants fewer than the number of required replacement trees within the required six months of removal; or
- (2) The Applicant determines that the site will not accommodate the total number of required replacement trees and makes a monetary mitigation payment for each replacement tree that will not be planted; or
- (3) A replacement tree dies within a year of planting and the Applicant determines not to plant a new replacement tree.

2. This Ordinance shall take effect upon its passage and publication as required by law.

Introduce at the meeting on October 24, 2023.

ADOPTED: _____, 2023

ATTEST:

APPROVED: _____, 2023

Jennifer Santiago
BOROUGH CLERK

Elsie Foster
MAYOR