

## **300.5 Town of Berry Tree and Brush Cutting Policy**

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### **SECTION I – PURPOSE**

Pursuant to Chapter 86.03 WI Stats., the cutting and trimming of trees and brush in a sufficient manner to allow for sunlight onto the road; for mowing and snow plowing within the right of way; and for passage of large vehicles such as buses and large farm machinery.

### **SECTION II – GUIDELINES**

- A. All trees and brush will be cut 33 feet from the center of the Town road (Town right-of-way), unless it is agreed upon differently between the Town and the property owner.
- B. No trees or brush shall be cut off the Town right-of-way prior to approval by the Road Supervisor, Town Chair, or Town Board.
- C. Property owners adjoining the Town right-of-way where cutting is to occur, other than mowing with a tractor mounted mower, shall be notified in writing 30 days prior to the commencement of cutting.
- D. Tree branches that extend into the right-of-way from private land that may do damage to vehicle lights or other equipment, may be cut without permission from the landowner.
- E. To prevent re-growth of trees in the right-of-way stumps will be sprayed or removed at the time of trimming or during road construction.
- F. Brush or cut wood will be chipped into the right-of-way or onto the property owners land. If brush or cut wood cannot be chipped it is to be piled and burned or hauled to a place directed by the Road Supervisor or Road Patrolman. No burning of brush or wood will be allowed where the property owner mows grass along the road right-of-way.
- G. The Town recognizes that any timber at least four inches in diameter felled in right-of-way cutting remains the property of the adjacent property owner.

### **SECTION III – EFFECTIVE DATE**

Policy 2003-4 supercedes Policy 98-1. Policy 2003-4 will become effective upon approval of the Town of Berry Town Board.

Dated this 20<sup>th</sup> day of April, 2009

Posted: April 27, 2009

Brenda Kahl, Clerk/Treasurer  
Tim Henneman, Supervisor  
Jim Laubmeier, Supervisor

Anthony Varda, Chair  
Chris Upper, Supervisor  
Susan Studz, Supervisor