

EXHIBIT 5

Table A for 25.11.050

Tree related activities on developed lots including but not limited to removal and topping by tree category

<u>Tree category</u>	<u>Not part of a permit application¹</u>	<u>During development – Part of a permit application</u>
<u>Tier 1</u> <u>Includes trees</u> <u>designated as</u> <u>heritage trees</u>	<u>May not be removed unless</u> <u>deemed hazardous or in need of</u> <u>emergency action with</u> <u>documentation required</u>	<u>May not be removed unless</u> <u>deemed hazardous or in need of</u> <u>emergency action with</u> <u>documentation required</u>
<u>Tier 2</u> <u>Includes trees 24</u> <u>inches at DSH or</u> <u>greater, tree groves,</u> <u>and specific tree</u> <u>species as provided</u> <u>by Director's Rule</u>	<u>May not be removed unless</u> <u>deemed hazardous or in need of</u> <u>emergency action with</u> <u>documentation required</u>	<u>Approval for removal is part of</u> <u>overall development permit</u> <u>Documentation required for</u> <u>hazardous and emergency actions</u>

SDCI**Director's Rule 7-2023**

Applicant: City of Seattle Department of Construction and Inspections	Page 1 of 3	Supersedes: 16-2008				
	Publication: 7/6/2023	Effective: 7/31/2023				
Subject: Designation of Tier 2 Trees	Code and Section Reference: Table A for SMC 25.11.050 Tree Protection Type of Rule: Code Interpretation Ordinance Authority: SMC 3.06.040					
Index: Land Use Code/Technical Standards and Procedural Requirements	<table border="0"> <tr> <td>Approved</td> <td>Date</td> </tr> <tr> <td>(signature on file) Nathan Torgelson, Director, SDCI</td> <td>7/28/23</td> </tr> </table>		Approved	Date	(signature on file) Nathan Torgelson, Director, SDCI	7/28/23
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Purpose and Background

Seattle's tree protection regulations categorize trees into 4 different tier groups:

- "Tier 1 tree" means a heritage tree. A heritage tree is a tree or group of trees as defined in Seattle Municipal Code, Title 15.
- "Tier 2 tree" means any tree that is 24 inches in diameter at standard height or greater, tree groves, each tree comprising a tree grove, and specific tree species below 24 inches in diameter at standard height as provided by this Rule or successor Rule.
- "Tier 3 tree" means any tree that is 12 inches in diameter at standard height or greater but less than 24 inches in diameter at standard height and is not defined as a Tier 1 or Tier 2 tree.
- "Tier 4 tree" means any tree that is 6 inches or greater in diameter at standard height but less than 12 inches in diameter at standard height and is not defined as a Tier 1 or Tier 2 tree.

The purpose of this Rule is to provide guidance regarding the designation of Tier 2 trees that are less than 24" DSH pursuant to Seattle Municipal Code (SMC) Chapter 25.11.

Rule**TIER 2 TREE DESIGNATION**

Table 1 of this rule provides a list of size thresholds for Tier 2 trees that are less than 24" DSH. In addition, any named cultivars or subspecies of species on the following list have the same diameter threshold as the species on the list. For example, a Japanese maple cultivar (*Acer palmatum* "Burgundy Lace") has the same threshold diameter as Japanese maple (*Acer palmatum*).

For all species not listed in Table 1, the threshold diameter is 24" DSH or greater, except that the following are not Tier 2 trees regardless of the size measured at DSH:

- Red alder (*Alnus rubra*), black cottonwood (*Populus trichocarpa*), Lombardy poplar (*Populus nigra* 'Italica'), and bitter cherry (*Prunus emarginata*). These trees are designated as Tier 3 trees when 12 inches DSH or greater.
- Any tree that is listed on the adopted and as subsequently revised King County Noxious Weed List, including invasive trees and/or nuisance trees which means any tree species that is documented on the King County Noxious Weed Board's Class A, Class B, Class C Noxious Weed, or any Weeds of Concern Lists, except that the following trees shall not be considered an invasive tree or nuisance tree: Black locust – (*Robinia pseudoacacia*); Harlequin (prev. Norway) maple – (*Acer platanoides*); and Horse chestnut – (*Aesculus hippocastanum*)

Table 1: Size Thresholds for Tier 2 Trees

ALDER, Sitka – <i>Alnus sinuata</i>	6"
APPLE, Orchard (Common) – <i>Malus sp.</i>	20"
ASH, European – <i>Fraxinus excelsior</i>	22"
ASPEN, Quaking – <i>Populus tremuloides</i>	12"
BIRCH, Paper – <i>Betula papyrifera</i>	20"
CASCARA – <i>Rhamnus purshiana</i>	8"
CHERRY, Japanese Flowering – <i>Prunus sp. (kwanzan, serrula, serrulata, sargentii, subhirtella, yedoensis)</i>	23"
CRABAPPLE, Pacific – <i>Malus fusca</i>	12"
DOGWOOD, Eastern – <i>Cornus florida</i>	12"
DOGWOOD, Kousa – <i>Cornus kousa</i>	12"
DOGWOOD, Pacific – <i>Cornus nuttallii</i>	6"
HAWTHORN, Black – <i>Crataegus douglasii</i>	6"
HAWTHORN, Washington – <i>Crataegus phaenopyrum</i>	9"
HORNBEAM, European – <i>Carpinus betulus</i>	16"
LOCUST, Honey – <i>Gleditsia triancanthos</i>	20"
MADRONA – <i>Arbutus menziesii</i>	6"
MAGNOLIA, Southern – <i>Magnolia grandiflora</i>	16"
MAPLE, Dwarf or Rocky Mountain – <i>Acer glabrum</i> var. <i>Douglasii</i>	6"
MAPLE, Japanese – <i>Acer palmatum</i>	12"
MAPLE, Paperbark – <i>Acer griseum</i>	12"

MAPLE, Vine – <i>Acer circinatum</i>	8"
MONKEY PUZZLE TREE – <i>Araucaria araucana</i>	22"
OAK, Oregon White or Garry – <i>Quercus garryana</i>	6"
PEAR, Callery – <i>Pyrus calleryana</i>	13"
PINE, Lodgepole – <i>Pinus contorta</i>	6"
PINE, Shore – <i>Pinus contorta</i> 'contorta'	12"
PLUM, CHERRY – <i>Prunus cerasifera</i>	21"
SERVICEBERRY, Western – <i>Amelanchier alnifolia</i>	6"
SNOWBELL, Japanese – <i>Styrax japonica</i>	12"
SPRUCE, Sitka – <i>Picea sitchensis</i>	6"
WILLOW (All native species) – <i>Salix</i> sp. (<i>Geyeriana</i> ver <i>meleina</i> , <i>eriocephala</i> ssp. <i>mackenzieana</i> , <i>Hookeriana</i> , <i>Piperi</i> , <i>Scouleriana</i> , <i>sitchensis</i>)	8"
YEW, Pacific – <i>Taxus brevifolia</i>	6"

¹ This table is based on Plants of the Pacific Northwest Coast, 2016, by Jim Pojar, Andy MacKinnon; Trees and Shrubs of the Pacific Northwest, 2014, by Mark Turner, Ellen Kuhlmann; Trees of Seattle, 2nd edition, 2006, by Arthur Lee Jacobson; Champion Trees of Washington State, 1996, by Robert Van Pelt; International Society of Arboriculture, <https://www.isa-arbor.com/>

For projects vested prior to July 30, 2023, rescinded rule 16-2008 still applies and is available at SDCI's website at this link: [Director's Rules, Rescinded Rules - Seattle Department of Construction and Inspections](#)