



Town of Castle Valley Resolution 2020-9

A Resolution for the protection of the Big Fremont Cottonwood Tree and exemption from Ordinance 2020-1 Regulating excavation and construction within, and prohibiting the obstruction of, blocking, or interference with, the Public Right of Way within the Town.

Whereas, the Fremont Cottonwood “Big Tree” at the intersection of Castle Valley Drive and Castle Creek Lane has been designated as the largest tree in the State of Utah and

Whereas, the “Big Tree” was determined by Atlas Tree Service to be approximately 200 years old, predating the Town of Castle Valleys’ incorporation and

Whereas the Town of Castle Valley Ordinance 2020-1 Section 1 (c prohibits trees, brush, fences and other obstructions from being allowed to remain in the public right of ways and road easements and

Whereas, the “Big Tree” is partially inside of the Town’s public road easements and partially on lot 417, a privately owned parcel and

Whereas, the Town intends to allow the “Big Tree” to remain standing and to exempt it from compliance with the easement encroachment policy and

Whereas, the Town acknowledges the need for occasional maintenance of the “Big Tree” for its health and to mitigate potential safety hazards from limbs falling into the public easements and

Whereas, the Town is willing to share the costs of maintenance with the property owners of lot 417 current and future, in direct proportion to the percentage that the trunk and canopy occupy the public easements and

Whereas, the Town has the authority to determine what can be done in the public easements which it owns

Therefore it is resolved on this 16th day of the December 2020 that the Town of Castle Valley hereby exempts the “Big Tree” from requirements of Ordinance 2020-1 and agrees to allow the “Big Tree” to remain in the public easements.

It shall also be resolved that the ongoing maintenance of the “Big Tree” as determined by the Town shall be a cost that is shared between the Town and the current or future owner of Lot 417 in direct proportion to the percentage of the trunk and canopy within the public easements.

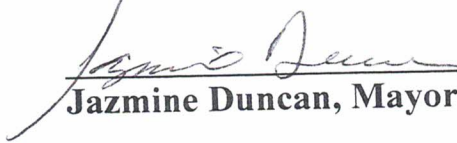
Passed, Adopted, and Approved by the Town Council, Town of Castle Valley in open session on the 16th of December, **2020** by the following vote:

Those voting AYE: Mayor Duncan, Council Members Gibson, Hill, Holland and O'Brien

Those voting NAY: None

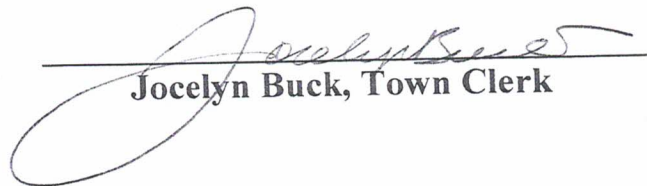
Absent: None

APPROVED:



Jazmine Duncan, Mayor

ATTESTED:



Jocelyn Buck, Town Clerk

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CV Recorder 