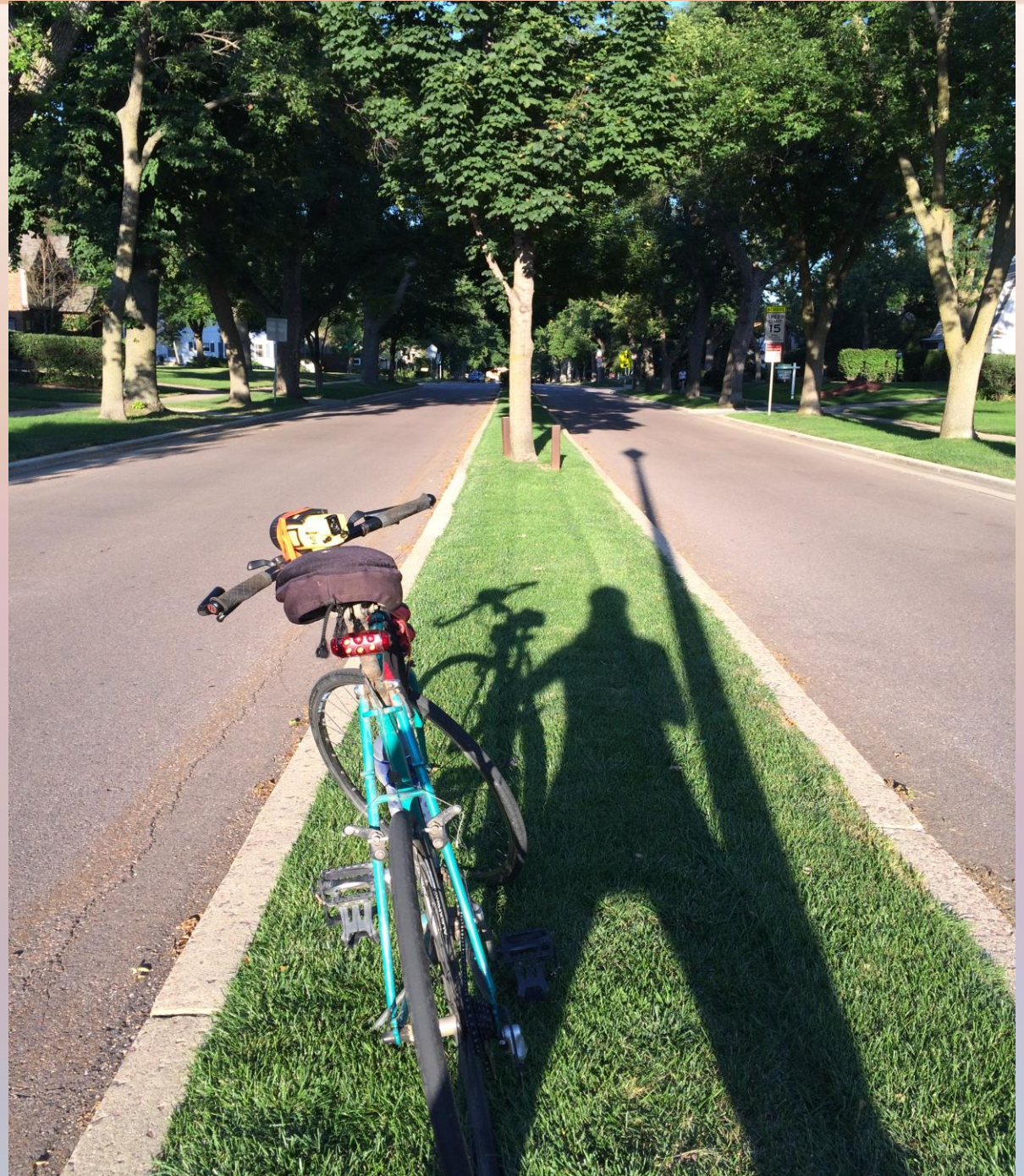


# Project TRIM and Ordinance 94

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September 13, 2016

Trees are  
beautiful



# Trees need maintenance



# Hence TRIM and city ordinance 94

- Clause 94.041
- 10 foot clearance over sidewalks
- 12 foot clearance over secondary streets
- 16 feet over collector streets
- Property owner's responsibility

# Checking trees

- 5-year cycle
- Statistics from Parks and Recreation
- 71% fixed after letter
- 86% of remainder fixed after door hanger
- Total of 96% compliance
- City corrects remaining 4%

# Clause 94.045

- Three days to appeal order to remove tree
- Three days!
- Who writes this stuff?

# Clause 94.046

- Provides penalty for not removing trees
- No penalty for not trimming branches
- No statutory authority for fines about branches
- No hearings ever
- No due process, no constitutional authority

# Concerns with the ordinance

- 10 feet over sidewalk excessive
- 8 feet better
- Problems identifying branches to cut
- The enforcers should just “mellow out”
- Citizen made reasonable effort, good enough



# We need to remember

- Government for the people
- Not people for the government
  
- Must always have constitutional authority
- Must always have statutory authority
  
- Frequently not the case in Sioux Falls, USA

# Looking deeper into darkness

- How does democracy devolve into plutocracy?
- Erosion of rights
- Concentration of wealth
- Excessive incarceration
- Dangerous police
- TRIM is part of the problem
- We can fix this

