TOWN BOARD MEETING
May 10, 2023
7:00 PM
Brighton Town Hall
2300 Elmwood Avenue

This meeting is conducted in-person with remote participation available via video conferencing at townofbrighton.org/499/Streaming-Video.

PRESENTATIONS/RECOGNITIONS:
Asian American & Pacific Islanders Heritage Month Proclamation
Jewish American Heritage Month
National Small Business Week
National Nurses Week Proclamation
National Police Week Proclamation
Arbor Day Proclamation
Brighton Little League Proclamation

MEETING CALLED TO ORDER:

OPEN FORUM:

APPROVAL OF AGENDA

PUBLIC HEARINGS:

COMMUNICATIONS:
FROM: Karen M. Sweeting, Secretary, Monroe County Town Clerks, Tax Receivers & Collectors Association, dated May 1, 2023, RE: Announcement that Brighton Town Clerk and Receiver of Taxes, Daniel Aman, has been voted in as president of the association.

FROM: David Catholdi, Chief of Police, Town of Brighton, 2300 Elmwood Ave., Rochester, NY, 14618, RE: $250 donation from Mr. Norbert Wrona.

COMMITTEE REPORTS:
Community Services Committee
Finance and Administrative Services
Public Safety Services
Public Works Services

OLD BUSINESS:

NEW BUSINESS:
MATTER RE: Reading and approval of claims (Resolution #05-10-23-CLAIMS).

MATTER RE: Approve the promotion of Anthony Rogers to Skilled Laborer in the Sewer Department (see Resolution #1 and letter dated April 24, 2023 from Steve Zimmer, Sewer Superintendent).

MATTER RE: Authorize the Supervisor to enter into an agreement with DebtBook for lease and debt service tracking in an amount not to exceed $27,000 for a
term of three years, from April 2, 2024 through April 1, 2027, and for a one-time charge for onboarding lease tracking in an amount not to exceed $2,000 (see Resolution #2 and letter dated May 1, 2023 from Paula Parker, Finance Director).

MATTER RE: Authorize the Supervisor to execute a driveway access easement at 851 Clover Street (see Resolution #3 and letter dated May 4, 2023 from Evert Garcia, Commissioner of Public Works).

MATTER RE: Authorize the Supervisor to execute a stormwater maintenance agreement for 1876 Elmwood Avenue (see Resolution #4 and letter dated May 4, 2023 from Evert Garcia, Commissioner of Public Works).


MATTERS OF THE SUPERVISOR:

MATTERS OF THE TOWN ATTORNEY:

MATTERS OF THE TOWN CLERK:

MATTERS OF THE BOARD:

MOTION TO GO INTO EXECUTIVE SESSION:

MEETING ADJOURNED:

NEXT TOWN BOARD MEETING:
Wednesday, May 24, 2023 at 7 PM
RECOGNITIONS/PRESENTATIONS
OPEN FORUM
PUBLIC HEARINGS
COMMUNICATIONS
May 1, 2023

Hon. William W. Moehle, Supervisor
2300 Elmwood Avenue
Rochester, NY 14618

Dear Supervisor,

I am pleased to announce that Town Clerk Daniel Aman has been voted in by his peers as the President of the Monroe County Town Clerks, Tax Receivers & Collectors Association.

The purpose of our association is to promote professional development, to allow for mutual exchange of information for the improvement of services, and to provide opportunities to interact and communicate with organizations and entities that directly affect our offices.

As President and spokesperson, Dan is responsible for the management, business, and operations as set forth in the by-laws of the association.

Please join me in congratulating Dan for reaching a milestone in his career.

Sincerely,

Karen M. SweeEt\nSecretary, MCTCTR&CA

cc: Daniel Aman
May 4, 2023

Honorable Town Board
Town of Brighton
2300 Elmwood Avenue
Rochester, New York 14618

Dear Board Members:

Re: $250.00 Donation to the Police Department from Mr. Wrona.

Recently, the Police Department received a donation of $250.00 from Mr. Norbert F. Wrona.

I request that the Town Board authorize the acceptance of this gift, and that the donation be recorded as revenue in A.POLICE 3120.2705 Gifts and Donations.

Sincerely,

David Catholdi
Chief of Police

Attachment
CLAIMS FOR APPROVAL AT TOWN BOARD MEETING  

May 10, 2023

THAT THE CLAIMS NUMBERED 1949 THROUGH 2067 AS SUMMARIZED BELOW HAVING BEEN APPROVED BY THE RESPECTIVE DEPARTMENT HEADS AND AUDITED BY THE CHAIR OF THE FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE ARE HEREBY APPROVED FOR PAYMENT.

<table>
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<tr>
<th>Category</th>
<th>Amount</th>
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<tr>
<td>A - General</td>
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<tr>
<td>D - Highway</td>
<td>34,265.52</td>
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<td>H - Capital</td>
<td>190.38</td>
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<td>L - Library</td>
<td>79.06</td>
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<td>SF - Fire District</td>
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<tr>
<td>SR-Refuse District</td>
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<td>SS - Sewer District</td>
<td>12,109.84</td>
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<tr>
<td><strong>TOTAL:</strong></td>
<td><strong>$355,602.65</strong></td>
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UPON ROLL CALL  
MOTION CARRIED

APPROVED BY:  

SUPERVISOR  
William W. Moehle

COUNCIL MEMBER  
Jason DiPonzio  
Christopher Werner

COUNCIL MEMBER  
Robin Wilt  
Christine Corrado

TO THE SUPERVISOR:

I CERTIFY THAT THE VOUCHERS LISTED ABOVE WERE AUDITED BY THE CHAIR OF THE FINANCE AND ADMINISTRATIVE SERVICES COMMITTEE AND APPROVED BY THE TOWN BOARD ON THE ABOVE DATE AND ALLOWED IN THE AMOUNTS SHOWN. YOU ARE HEREBY AUTHORIZED AND DIRECTED TO PAY TO EACH OF THE CLAIMANTS THE AMOUNT OPPOSITE HIS NAME.

May 10, 2023  
DATE  
TOWN CLERK  
Daniel Amen
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<tr>
<th>CLAIM #</th>
<th>VENDOR NUMBER</th>
<th>VENDOR NAME</th>
<th>INVOICE NUMBER</th>
<th>INVOICE DESCRIPTION</th>
<th>INVOICE DATE</th>
<th>INVOICE AMOUNT</th>
<th>INVOICE STATUS</th>
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<td>3384</td>
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<td>5305</td>
<td>BLUEBEAM, INC.</td>
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<td>Quote # Q-86961 Studio License &amp; Five (5) User Licenses</td>
<td>5/1/2023</td>
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<td>3678</td>
<td>LYNNE BOUCHER</td>
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<td>Provide instruction in various Yoga Programs - 2201.123</td>
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<td>10374</td>
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<td>DIVAL SAFETY EQUIPMENT, INC.</td>
<td>3266302</td>
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**TOWN OF BRIGHTON CLAIMS ABSTRACT FOR 5/10/2023**

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<th>VENDOR NUMBER</th>
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<th>INVOICE DESCRIPTION</th>
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<td>2048</td>
<td>414</td>
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<td>3536118029</td>
<td>OFFICE SUPPLIES - TOWN CLERK</td>
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<td>3536118032</td>
<td>Fire Marshal SBA Toner</td>
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<td>2548</td>
<td>STATE COMPTROLLER</td>
<td>2630920-20230301</td>
<td>STATE &amp; COUNTY COURT FINES &amp; FEES FOR MARCH 2023</td>
<td>4/20/2023</td>
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<td>9621</td>
<td>SUNOCO, LLC</td>
<td>30392272</td>
<td>UNLEADED FUEL</td>
<td>4/26/2023</td>
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<td>156</td>
<td>TK ELEVATOR</td>
<td>3007158324</td>
<td>elevator maint. nys contract ps902aa exp 4-19-23</td>
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**Grand Total**

$355,602.65
At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held on the 10th day of May, 2023 at Brighton Town Hall, 2300 Elmwood Avenue in the Town of Brighton, Monroe County, New York.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

CHRISTOPHER K. WERNER
JASON S. DIPONZIO
ROBIN R. WILT
CHRISTINE E. CORRADO,
Councilmembers

BE IT RESOLVED, that correspondence dated April 24, 2023 from Sewer Superintendent Steve Zimmer regarding a request to authorize the promotion of Anthony Rogers to Skilled Laborer in the Sewer Department effective May 15, 2023 subject to a probationary period of twenty-six (26) weeks, be received and filed; and it is further

RESOLVED, that the Town Board hereby authorizes the promotion of Anthony Rogers to Skilled Laborer in the Sewer Department effective May 15, 2023 subject to a probationary period of twenty-six (26) weeks.

Dated: May 10, 2023

William W. Moehle, Supervisor Voting ___
Christopher K. Werner, Councilmember Voting ___
Jason S. DiPonzio, Councilmember Voting ___
Robin R. Wilt, Councilmember Voting ___
Christine E. Corrado, Councilmember Voting ___
April 24, 2023

Honorable Finance Committee
2300 Elmwood Avenue
Rochester, New York 14618

RE:        Sewer Department
Promotion from Laborer to Skilled Laborer

Dear Council Person DiPonzio and Committee Members:

The Town of Brighton sewer department hires new entry level and inexperienced employees as laborers. Once these employees gain experience and become proficient performing the Sewer Department duties they are considered for a promotion to a skilled laborer. Anthony Rogers has demonstrated the ability to proficiently operate sewer equipment, interact effectively with residents and to independently complete service calls. Additionally, Anthony has obtained his commercial driver's license, CDL.

We are requesting that Anthony Rogers be promoted from the position of Laborer to Skilled Laborer. The starting wage for a skilled laborer will be $30.59/hour (40 hours/week) in accordance with the current collective bargaining agreement with the Brighton CSEA unit.

The appointment is subject to a 26-week probationary period and is classified as "noncompetitive" by the Monroe County Civil Service Commission. The promotion will be effective as of May 15, 2023.

The sewer department organizational chart includes one vacant skilled laborer positions and there are funds specifically in account SS.SEWER. 8120 1.10 to accommodate the increased pay associated with this promotion.

Thank you for your consideration. I will be in attendance at your regularly scheduled meeting on Wednesday, May 3rd, 2023 to answer any questions.

Sincerely,

[Signature]

Steve Zimmer
Sewer Superintendent

CC: Paula Parker
    Tim Jason
    Evert Garcia
At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held on the 10th day of May, 2023 at Brighton Town Hall, 2300 Elmwood Avenue in the Town of Brighton, Monroe County, New York.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

CHRISTOPHER K. WERNER
JASON S. DIAPONZIO
ROBIN R. WILT
CHRISTINE E. CORRADO,
Councilmembers

BE IT RESOLVED, that correspondence dated May 1, 2023 from former Finance Director Paula Parker regarding a request to authorize the Supervisor to execute an agreement in an amount not to exceed $27,000.00 with DebtBook for debt service and lease tracking and for a term of three years, from April 2, 2024 through April 1, 2027, and for a one time charge of $2,000.00 for “white glove” service by DebtBook for assistance in on boarding Town leases into the DebtBook system to allow for tracking, be received and filed; and it is further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute an agreement in an amount not to exceed $27,000.00 with DebtBook for debt service and lease tracking and for a term of three years, from April 2, 2024 through April 1, 2027, and for a one time charge of $2,000.00 for “white glove” service by DebtBook for assistance in on boarding Town leases into the DebtBook system to allow for tracking, subject to review and approval of the form of the agreement by the Town Attorney.

Dated: May 10, 2023

William W. Moehle, Supervisor Voting ___
Christopher K. Werner, Councilmember Voting ___
Jason S. DiPonzio, Councilmember Voting ___
Robin R. Wilt, Councilmember Voting ___
Christine E. Corrado, Councilmember Voting ___
May 1, 2023

Honorable Town Board
Finance and Administrative Services Committee
Town of Brighton
2300 Elmwood Avenue
Rochester, NY 14618

Re: 2023 DebtBook Lease White Glove Service
4/2024 – 4/2027 DebtBook Debt Service & Lease Tracking Contract

Dear Honorable Town Board:

Currently, the Town Board has an executed agreement with DebtBook in the amount of $1,000 for our final year of our debt service tracking which ends on April 1, 2024. GASB 96 regulations have now affected us by requiring the recording of every lease agreement the Town has or enters into for a period of more than one year. These lease agreements include equipment, cell tower rent paid to the Town, vehicles, and rental of space. Tracking of these lease agreements includes apportioning estimated “principal” and “interest” amounts by taking the actual agreements and estimating those amounts by the analyzing the verbiage and language in the agreement.

Our current debt tracking software with DebtBook will accommodate all of our lease agreements, estimate all the costs associated with these agreements and assist us in properly recording, as GASB 96 has directed, values and payments identifying estimated principal and interests amounts.

Therefore, I am requesting the Board approve two items: first, the $2000 for the white glove service to assist us with the implementation of our current leases; and second to approve a new contract effective April 2, 2024 through April 1, 2027 for the amounts on the following agreement. DebtBook’s current contract rate of $1,000 for debt service tracking will remain unchanged for the duration of the current contract. With the (one-time) White Glove Agreement, DebtBook will upload, analyze, and implement all of our leases and provide the training needed for the Finance Department to do any future additions. By going forward with the new contract now, there is a substantial discount by entering into the agreement now and this will prove the Finance staff with an efficient, accurate way to track these leases.

I would be happy to answer any questions regarding this request.

Sincerely,

Paula Parker
Director of Finance
Brighton Town (Monroe County), NY 12023

2300 Elmwood Ave.
Rochester, NY 14618
US

Paula Parker
paula.parker@townofbrighton.org
(585) 784-5212

Quote created: April 18, 2023
Quote expires: May 18, 2023
Quote created by: Carolyn Ball
carolyn.ball@debtbook.com

Comments from Carolyn Ball

Products & Services

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<th>Item &amp; Description</th>
<th>SKU</th>
<th>Quantity</th>
<th>Unit Price</th>
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This covers the cost of our White Glove Implementation process for your organization.

Total $2,000.00

2022 Pricing Tiers

The below tiers represent DebtBook's 2022 Pricing Tiers.

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<tr>
<th>TIER</th>
<th>DEBT, LEASE &amp; SBITA AGREEMENTS (# AND $)</th>
<th>ANNUAL</th>
<th>White Glove Implementation</th>
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<td>Up to 15 and $50 million</td>
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DebtBook Quote

Town of Brighton, NY
2300 Elmwood Ave
Rochester, NY 14618

Paula Parker
Director of Finance
paula.parker@townofbrighton.org
(585) 784-5212

Prepared By:
DebtBook
Carolyn Ball
Account Manager
carolyn.ball@debtbook.com

Notice Address:
PO Box 667950
Charlotte, NC 28266

Products & Services

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Total 3 Year Renewal Cost: $27,000
How to Determine if You Have a GASB-96 Subscription

Step 1
Does the contract convey the right to use another party's IT software?

YES
Step 2
Is the IT software contract alone or in combination with tangible capital assets?

IN COMBINATION
Step 3
Is the cost of the software component insignificant when compared to the cost of the underlying tangible asset(s)?

YES
Potential GASB-87 Lease (Explanation 2)

NO
Step 4
Is the contract a licensing arrangement that provides a perpetual license to use a vendor's software?

YES
Non-GASB-96 Subscription (Explanation 3)

NO
Step 5
Is the IT software controlled for a period of time in an exchange or exchange-like transaction?

YES
GASB-96 Subscription

NO
Non-GASB-96 Subscription (Explanation 3)

Disclaimer: DebtBook does not provide professional services or advice. DebtBook has prepared these materials for general informational and educational purposes, which means we have not tailored the information to your specific circumstances. Please consult your professional advisors before taking action based on any information in these materials. Any use of this information is solely at your own risk.

How DebtBook Can Help
DebtBook makes powerful, easy-to-use, cloud-based debt and lease management software for local governments, nonprofits, and other similar organizations. We make GASB-87 implementation and ongoing compliance easy and produce results that you will be confident in. And with our 5-star-rated client success team on your side, you'll also get access to best-in-class support. Visit www.debtbook.com to learn more.
How to Determine if You Have a GASB-96 Subscription

1 Not a Subscription
Per GASB Statement No. 96, your answer on the prior page indicates this contract does not convey control of the right to use another entity's underlying IT asset and is therefore not indicative of a subscription.

2 May Meet the Definition of a Lease:
Per GASB Statement No. 96, your answers on the prior page indicate that although the contract conveys control of a right to use another party's IT software, the software component is insignificant when compared to the cost of the underlying tangible capital assets. Based on the information provided, this contract may meet the definition of a lease. You can use the Lease Management Software “Add New Lease” feature to answer initial determination questions to see if the contract qualifies as a lease.

You may still enter the subscription into the Subscription Management Software, but it will be tracked as a Non-GASB 96 subscription.

3 Non-GASB 96 Subscription:
Per GASB Statement No. 96, your answers on the prior page indicate that although the contract is considered a subscription, it does not meet the definition of a Subscription-Based Information Technology Arrangement (SBITA) and therefore does not need to be reported under the GASB Statement No. 96 requirements.

You may still enter the subscription into the Subscription Management Software but it will be tracked as a Non-GASB 96 subscription.

How DebtBook Can Help
DebtBook makes powerful, easy-to-use, cloud-based debt and lease management software for local governments, nonprofits, and other similar organizations. We make GASB-87 implementation and ongoing compliance easy and produce results that you will be confident in. And with our 5-star-rated client success team on your side, you'll also get access to best-in-class support. Visit www.debtbook.com to learn more.
At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held on the 10th day of May, 2023 at Brighton Town Hall, 2300 Elmwood Avenue in the Town of Brighton, Monroe County, New York.

PRESENT:

WILLIAM W. MOEHLE,

Supervisor

CHRISTOPHER K. WERNER
JASON S. DIPONZIO
ROBIN R. WILT
CHRISTINE E. CORRADO,

Councilmembers

BE IT RESOLVED, that correspondence dated May 4, 2023 from Commissioner of Public Works Evert Garcia, P.E. regarding a request to authorize the Supervisor to execute a driveway access easement with Nicholas Leonardo of 851 Clover Street, be received and filed; and it is further RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a driveway access easement agreement with Nicholas Leonardo of 851 Clover Street subject to review and approval of the form of the agreement by the Town Attorney and further subject to permissive referendum; and it is further RESOLVED, that the Town Board hereby directs the Town Clerk to publish and post such legal notice, in the form attached hereto, as is required by law regarding the granting of the above easement subject to permissive referendum.

Dated: May 10, 2023

William W. Moehle, Supervisor Voting ___
Christopher K. Werner, Councilmember Voting ___
Jason S. DiPonzio, Councilmember Voting ___
Robin R. Wilt, Councilmember Voting ___
Christine E. Corrado, Councilmember Voting ___
LEGAL NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Brighton at the Brighton Town Hall, 2300 Elmwood Avenue, in said Town on the 10th day of May, 2023, at a meeting commencing at 7:00 P.M. prevailing time, adopted a resolution subject to permissive referendum pursuant to Section 64 of the Town Law of the State of New York. A summary of such resolution is as follows:

The purpose and effect of such resolution is to authorize the Supervisor to execute an easement agreement granting a driveway access easement in the Town’s Clover Street right-of-way to Nicholas Leonardo as owner of property located at 851 Clover Street.

Dated: May ___, 2023

Daniel Aman, Town Clerk
Town of Brighton
May 4, 2023

The Honorable Town of Brighton Town Board  
Town of Brighton  
2300 Elmwood Ave.  
Rochester, New York 14618

Re: Leonardo Residence  
   Driveway Access Easement  
   851 Clover Street

Dear Supervisor Moehle and Town Board Members:

The above referenced project requires an access easement to allow a residential driveway along and over a strip of land within the Clover Street right of way which serves the recently constructed single family home. A copy of the easement agreement is attached for your reference. Town staff have reviewed the draft easement documents and find them acceptable.

I am requesting that the Town Board authorize the Town Supervisor to execute the access easement along with the appropriate TP 584 form upon review by the Town Attorney.

As always, your consideration of matters such as these is appreciated. I will be in attendance at your May 10, 2023 meeting to respond to any questions.

Respectfully,

Evert Garcia  
Department of Public Works

Cc: Ken Gordon, Esq.  
    Bridget Monroe

Enc: Easement Agreement
EASEMENT

THIS INDENTURE, made this ___19TH___ day of ___APRIL____, 2023____ by and between the Town Board of the Town of Brighton, a municipal corporation with offices at 2300 Elmwood Avenue, Rochester, Monroe County, New York, 14618, first parties, and NICHOLAS LEONARDO as the owner(s) of property known as 851 Clover St. Rochester, N.Y. 14610, 262000 122.16-1-4.1. situate in the Town of Brighton, Monroe County, New York, and all other individuals and corporations who may execute this instrument, second parties,

WITNESSETH:

That the first parties in consideration of the sum of One Dollar ($1.00) and other good and valuable consideration paid to them by the second parties hereby grant and release to the second parties, their successors and assigns, an access easement and privilege in, along and over a strip of land to be used for purpose of a residential driveway within the Clover Street right of way as specified herein and which land and easement are more particularly described as follows:

SEE SCHEDULE “A” ATTACHED

to have and to hold the premises herein granted unto the second parties, their successors and assigns, with the following rights and privileges:

1. The perpetual access easement granted hereunder is for the purpose of constructing, laying, maintaining (at intervals and with materials of the second parties’ choosing), replacing, clearing of snow and ice, and using a residential driveway. The construction shall be confined to the right of way and to the easement area. The second parties, their successors, assigns, agents and contractors, shall have the right to enter upon said premises for the purposes aforesaid. The second parties acknowledge that the first parties assume no obligation for the construction, operation, maintenance, including snow and ice removal, of the residential driveway.

2. The second parties do hereby agree to indemnify and hold harmless the first parties, their agents, employees, grantees, successors or assigns, from loss or damage resulting from the exercise of its rights under this easement, except such damages as are due to the gross negligence of the first parties, their agents, employees, grantees, successors or assigns.
The first parties, hereby reserve sole and exclusive ownership and control of the area within the right of way except for the purposes herein granted to the second parties. When it is necessary for the second parties, agents or contractors to enter thereon for maintaining, replacing or repairing any portion of the residential driveway or other appurtenances, they shall, and by acceptance of this easement, do agree to restore the property of the first parties to the same condition as before such work is or was done insofar as it is practicable and reasonable to do. The second parties, their successors, assigns, agents or contractors agree that installation of the residential driveway shall not divert overland drainage to adjacent lands or impede the natural flow of overland drainage. The first parties reserve the right to remove any portion of the residential driveway from the Town right of way if it is not properly maintained or it interferes with overland drainage.

The first parties reserve the full use and enjoyment of the said premise except for the purposes herein granted to the second parties. The first parties covenant that the second parties shall quietly enjoy this easement and first parties warrant the title to same.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals and/or caused its corporate seal to be hereunto affixed, and these premises to be signed by its duly authorized officer, all as of the day and year first above written.
GRANTEE:

BY

___________________________________________
WILLIAM MOEHLE
SUPERVISOR, TOWN OF BRIGHTON

STATE OF NEW YORK)

ss:

COUNTY OF MONROE)

On this __________ day of ________________, 20______, before me, the undersigned, personally appeared WILLIAM MOEHLE, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to within this instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public
BY

[Nicholas Leonardo]

[Owner2]

STATE OF NEW YORK)

COUNTY OF MONROE)

On this 19th day of April, 20__, before me, the undersigned, personally appeared

, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is

(are) subscribed to within this instrument and acknowledged to me that he/she/they executed the same in his/her/their
capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of
which the individual(s) acted, executed the instrument.

[Signature]

Notary Public

KIMBERLEY A KRAFT
Notary Public - State of New York
No. 01KR640900
Qualified in Ontario County
My Commission Expires 11/25/23

STATE OF NEW YORK)

COUNTY OF MONROE)

On this 19th day of April, 20__, before me, the undersigned, personally appeared

, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is

(are) subscribed to within this instrument and acknowledged to me that he/she/they executed the same in his/her/their
capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of
which the individual(s) acted, executed the instrument.

[Signature]

Notary Public
# Real Estate Transfer Tax Return
For Public Utility Companies’
and Governmental Agencies’
Easements and Licenses

This form may only be used by public utility companies regulated by the Public Service Commission and governmental agencies for the recording of easements and licenses where the consideration for the grant of such easement or license is $500.00 or less.

| Name of grantee (public utility company or governmental agency) | Federal employer identification number
<table>
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</tr>
</thead>
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<th>Address of Property</th>
<th>Consideration Given For Easement or License</th>
</tr>
</thead>
<tbody>
<tr>
<td>Town of Brighton</td>
<td>Clover Street Right of Way</td>
<td>$1.00</td>
</tr>
</tbody>
</table>

If more than fifteen conveyances are to be recorded, attach a schedule of such other conveyances.

**Signature of Grantee**

I certify that the grantee is a public utility regulated by the Public Service Commission or is a governmental agency and the grantee of the easements and/or licenses above; that it is true to the best knowledge of the grantee that the granting of each such easement and/or license is exempt from Real Estate Transfer Tax imposed by Article 31 of the Tax Law by reason that each such conveyance is for a consideration of five hundred dollars or less and/or the conveyance is being made to a governmental agency.

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At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held on the 10th day of May, 2023 at Brighton Town Hall, 2300 Elmwood Avenue in the Town of Brighton, Monroe County, New York.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor

CHRISTOPHER K. WERNER
JASON S. DIPONZIO
ROBIN R. WILT
CHRISTINE E. CORRADO,

Councilmembers

BE IT RESOLVED, that correspondence dated May 4, 2023 from Commissioner of Public Works Evert Garcia, P.E. regarding a request to authorize the Supervisor to execute a stormwater maintenance agreement with Faith Tabernacle Church for property located at 1876 Elmwood Avenue, be received and filed; and it is further

RESOLVED, that the Town Board hereby authorizes the Supervisor to execute a stormwater maintenance agreement with Faith Tabernacle Church for property located at 1876 Elmwood Avenue subject to review and approval of the form of the agreement by the Town Attorney.

Dated: May 10, 2023

William W. Moehle, Supervisor Voting ___
Christopher K. Werner, Councilmember Voting ___
Jason S. DiPonzio, Councilmember Voting ___
Robin R. Wilt, Councilmember Voting ___
Christine E. Corrado, Councilmember Voting ___
May 4, 2023

The Honorable Town of Brighton Town Board  
Town of Brighton  
2300 Elmwood Ave.  
Rochester, New York 14618

Re: Faith Church Parking Lot Rehabilitation  
1876 Elmwood Avenue  
Stormwater Maintenance Agreement

Dear Supervisor Moehle and Town Board Members:

Chapter 215-12 “Duration, Maintenance, and Closeout” paragraph D. (1) of the Code of the Town of Brighton states that, “the applicant or owner of the site must execute a maintenance easement agreement that shall be binding on all subsequent owners of land served by the stormwater management facility”. The above-referenced project is served by a stormwater management facility and a maintenance easement agreement is necessary. A copy of the easement agreement is attached for your reference. Town staff have reviewed the draft easement agreement documents and find them acceptable.

Upon review and approval by the Town Attorney, I am requesting that the Town Board authorize the Supervisor to endorse the stormwater maintenance agreement and related TP-584 form for the above-referenced project.

As always, your consideration of matters such as these is appreciated. I will be in attendance at your May 10, 2023 meeting to respond to any questions.

Respectfully,

Evert Garcia  
Department of Public Works

Cc: Ken Gordon, Esq.  
    Bridget Monroe

Enc. Stormwater Maintenance Agreement
STORM DRAINAGE MAINTENANCE AGREEMENT  
(REDEVELOPMENT PROJECT)

THIS AGREEMENT is made as of the _25_ day of __April__, 2023 by and between

the TOWN OF BRIGHTON (the “Town”) and ___ Faith Tabernacle Church __________, having
offices at _______ 1876 Elmwood Avenue ____, Rochester, N.Y. __14620__, (the “Sponsor”).

WHEREAS, the Sponsor is the owner of property located at _______ 1876 Elmwood Avenue ____,
bearing tax ID number(s) __26200 136.12-1-74____, or any address or tax ID number subsequently
assigned to the (resubdivided) property (the “Site”); and,

WHEREAS, the Sponsor intends to re-construct a parking lot ______________ at
said location in order to provide __sufficient parking for patrons__; and,

WHEREAS, the Sponsor is obligated to comply with Federal, State and local regulations
regarding stormwater quantity and quality mitigation, inclusive of __Chapter 215, Stormwater
Management of the Town Code of the Town of Brighton__; and,

WHEREAS, the Town and the Sponsor mutually desire to provide stormwater quantity
attenuation and enhanced stormwater quality mitigation measures in conjunction with the
redevelopment of the Site, specifically, the installation of on site best management practices and
connection to ___The Town of Brighton___ storm drainage system (the “Improvements”); and,

WHEREAS, the proper performance of the Improvements require connection to the storm
drainage system within the _existing storm sewer easement to the Town of Brighton on the Site, and
The Town of Brighton____ will allow such a connection at the expense of the Sponsor; and,

WHEREAS, the Sponsor will incorporate the Improvements into the scope of Site work
associated with the re-construction of ____parking lot at their sole expense; and

NOW, THEREFORE, in consideration of the mutual covenants and agreements of the parties
hereto as set forth herein, it is agreed as follows:

1. The Improvements:

The work shall consist of installing ______________________ a
stormwater Vortex separator and all incidental and necessary appurtenances as described
within the engineering report, depicted upon the project plans as designed by __Passero
Associates__, dated last revised 05/01/2023

2. Maintenance

During the term of this Agreement, the Sponsor shall bear all responsibility, including, but not
limited to, the inspection, cleaning, flushing and all other maintenance procedures (the “maintenance”) of the onsite Vortex Separator necessary for the system(s) to operate in
accordance with the manufacturers’ required protocol for the Improvements. At a minimum,
the maintenance shall be performed no less than once a year, between May 1st and May 31st of
each year. A detailed report certifying the extent of the maintenance procedures shall be
provided to the Town DPW by June 15th of each year, prepared by a professional engineer
licensed to practice in the State of New York or other professional qualified to perform such
work.

3. The Costs of Improvements
The costs of construction and/or installation of all Improvements shall be borne by the Sponsor.

4. No Liability

The Town shall not be responsible for any loss or damage, incurred by the Sponsor or its agents, tenants, employees, contractors or invitees, in connection with this Agreement. Furthermore, no language contained herein shall be construed as the Town assuming any obligations of the Sponsor, relieving the Sponsor of their duties associated with the inspection, operation and/or maintenance of the system(s).

5. Indemnity

The Sponsor shall indemnify and hold the Town harmless at all times from and after the date of this Agreement, including from all claims, damage, liability and expense, including legal fees, arising from, related to or in any way connected with the Agreement, except claims, damage, liability and expenses caused by a negligent, willful or wrongful act or omission on the part of the Town and/or any of its employees, agents or contractors.

6. Default

If the Sponsor fails in the due performances of any of its obligations under the terms of this Agreement, the Town shall have the right to issue a notice of default in accordance with the following:

A) After a twenty-four (24) hour period from the issuance of written, facsimile or electronic notice for correction of an emergency maintenance situation(s) and remedial action has not been performed to the satisfaction of the Town by the Sponsor or its agent(s); and/or

B) After a thirty (30) day period from the issuance of written, facsimile or electronic notice for correction of routine maintenance procedure(s) (including failure to properly perform the maintenance) and remedial action has not been performed to the satisfaction of the Town by the Sponsor or its agent(s);

In accordance with the above conditions, the Town may then issue written, facsimile or electronic notice for default and at its election, (a) cause the necessary maintenance to be performed immediately and to add the costs thereof to the property tax bill issued to the Sponsor for the Site, and/or (b) to sue for damages for such breach and to seek such legal and equitable remedies as may be available to it, including the right to recover all expenses including legal fees.

An emergency is defined as, but not necessarily limited to, a situation that presents an immediate threat to the well being of property and/or personal health of individuals and/or the general public. Routine is defined as, but not necessarily limited to, the maintenance and care, recommended or otherwise, of the system(s) for its ability to operate in accordance with the intended performance parameters. Pursuant to paragraph #4, the Town assumes none of the Sponsor’s obligations with regards to maintaining the system.

The Sponsor shall provide below the name, title and contact information of the person in their employ who shall be notified in accordance with the terms and conditions of this paragraph, and may be reached twenty four hours a day. Sponsor shall be responsible to promptly inform the Town of any changes that may occur with regards to this information.
6. Default (continued)

CONTACT INFORMATION (please type or print all information)

NAME: Eric Johnson

TITLE: Business Administrator

MAILING ADDRESS: 1876 Elmwood Ave., Rochester, NY 14620

PHONE NUMBERS: (585) 473-1680 ext. 202
(work, home, cell)

FAX NUMBER: (585) 473-5807

E-MAIL ADDRESS: ejohnson@faithchurchroc.com

7. Term

The Term of this agreement will commence upon execution by both Parties and will remain permanently in full force and effect from the date of this Agreement.

8. Successors and Assigns

The terms of this agreement shall be perpetually binding upon the Sponsor, their heirs, successors and all subsequent property owners. This agreement and the obligations thereof shall not be assigned, transferred or otherwise disposed of by the Sponsor.

9. Modifications

This document represents the full and complete agreement between the parties. No changes may be made to any of the terms of this Agreement, nor any provision revised or waived, except in writing signed by both parties.

10. Severability

If a court of competent jurisdiction finds any provisions of this agreement invalid, in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated as being invalid. All other provisions of this agreement shall remain in full and separate effect.

11. Authorization

The undersigned represent that they are authorized to execute this Agreement on behalf of the Town or the Sponsor, and that the Town and the Sponsor are authorized to enter into this Agreement and perform its obligations described herein.
12. Filing

The Sponsor shall file this document at the Monroe County Clerk’s Office upon its execution and provide a copy of the date/time stamped filed document to the Town along with the transaction receipt from the County Clerk’s Office.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and date first set forth above.

SPONSOR

Signature

Name (printed) Eric Johnson

Title Business Admin.

TOWN OF BRIGHTON

Signature

Name (printed)

Title
STATE OF NEW YORK )
COUNTY OF MONROE )

) SS:

BY

STATE OF NEW YORK)
COUNTY OF MONROE)

ss:

On this 13th day of May, 2023, before me, the undersigned, personally appeared Eric Wendell Johnson, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to within this instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

[Signature]

Notary Public

TAWNIE. PUHL
Notary Public, State of New York
No. 01PU2020040
Qualified in Monroe County
Commission Expires May 4, 2025
On this ____ day of _____, 20 __, before me, the undersigned, personally appeared WILLIAM W. MOEHLE, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to within this instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public
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and Governmental Agencies’
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<td>1876 Elmwood Avenue</td>
<td>$1.00</td>
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At a Town Board Meeting of the Town of Brighton, Monroe County, New York, held on the 10th day of May, 2023 at Brighton Town Hall, 2300 Elmwood Avenue in the Town of Brighton, Monroe County, New York.

PRESENT:

WILLIAM W. MOEHLE,
Supervisor
CHRISTOPHER K. WERNER
JASON S. DIPONZIO
ROBIN R. WILT
CHRISTINE E. CORRADO,

Councilmembers

BE IT RESOLVED, that correspondence dated May 5, 2023 from Commissioner of Public Works Evert Garcia, P.E. and corresponding tree reports regarding a request to set a public hearing for proposed tree removals at 39 Dale Road (47” Silver Maple), 167 Thackery Road (30” Sugar Maple), 50 Commonwealth Road (42” Silver Maple and a 40” American Elm), 87 Branford Road (42” Silver Maple), 40 Branford Road (32” Silver Maple) and 58 Sunset Drive (40” Norway Spruce), be received and filed; and it is further

RESOLVED, that the Town Board hereby sets a public hearing for June 14, 2023 at 7:00 p.m. or as soon thereafter as the matter may be heard at Brighton Town Hall, 2300 Elmwood Avenue in the Town of Brighton, County of Monroe, State of New York and said hearing shall be conducted pursuant to Chapter 175 of the Town Code for the proposed tree removals at 39 Dale Road (47” Silver Maple), 167 Thackery Road (30” Sugar Maple), 50 Commonwealth Road (42” Silver Maple and a 40” American Elm), 87 Branford Road (42” Silver Maple), 40 Branford Road (32” Silver Maple) and 58 Sunset Drive (40” Norway Spruce); and

BE IT FURTHER RESOLVED that the Town Clerk in concert with the Commissioner of Public Works or his designee post and publish notice of the public hearing as required and further provide notice of such public hearing by first class mail at least 20 days prior to the scheduled hearing addressed to the owners of each of the properties adjoining the above referenced trees.
and the owners directly across the Town highway from said trees and the properties contiguous to the properties adjoining the above referenced trees that front on the same Town highway.

Dated: May 10, 2023

William W. Moehle, Supervisor          Voting          ___
Christopher K. Werner, Councilmember    Voting          ___
Jason S. DiPonzio, Councilmember        Voting          ___
Robin R. Wilt, Councilmember            Voting          ___
Christine E. Corrado, Councilmember     Voting          ___
May 5, 2023

Supervisor William Moehle and the Honorable Town Board
Brighton Town Hall
2300 Elmwood Avenue
Rochester, New York 14618

Re: Proposed Tree Removals

Dear Supervisor Moehle and Town Council Members:

It is recommended that your Honorable Body receive and file this advisory communication pursuant to Chapter 175 of the Town Code, Trees, Section 8, Removal. The following trees are proposed to be removed in accordance with the provisions of said chapter due to tree health and/or safety reasons:

<table>
<thead>
<tr>
<th>Address</th>
<th>Description</th>
<th>Recommendation</th>
</tr>
</thead>
<tbody>
<tr>
<td>39 Dale Road</td>
<td>47” Silver Maple</td>
<td>Remove and Replace</td>
</tr>
<tr>
<td>166 Thackery Road</td>
<td>30” Sugar Maple</td>
<td>Remove and Replace</td>
</tr>
<tr>
<td>50 Commonwealth Road</td>
<td>42” Silver Maple</td>
<td>Remove and Replace</td>
</tr>
<tr>
<td>50 Commonwealth Road (2)</td>
<td>40” American Elm</td>
<td>Remove and Replace</td>
</tr>
<tr>
<td>87 Branford Road</td>
<td>42” Silver Maple</td>
<td>Remove and Replace</td>
</tr>
<tr>
<td>40 Branford Road</td>
<td>32” Silver Maple</td>
<td>Remove and Replace</td>
</tr>
<tr>
<td>58 Sunset Drive</td>
<td>40” Norway Spruce</td>
<td>Remove and Replace</td>
</tr>
</tbody>
</table>

The Public Works Committee and Tree Council have reviewed the report associated with the above location and concur with the proposed action. The above trees are considered significant; therefore, a public hearing will be required. I request that the Town Board receive and file this correspondence and schedule a public hearing to review the above trees at the May 10, 2023 Town Board meeting. The requisite communication to each adjoining owner(s) will be issued prior to the public hearing in accordance with the provisions of the Town Code. This department will coordinate replacement of these trees with the affected property owner.

I have attached a copy of the report for your reference and file. As always, your consideration of matters such as this is greatly appreciated.

Sincerely,

Evert Garcia

Cc: Steve Zimmer
    Dan Aman
    Ken Gordon
    Kyle Sears
Site/Address: 39 Dale Road

Map/Location: 

Owner: public ✓ private unknown other

Date: 3/6/23 Inspector: Kyle Sears

Date of last inspection: 

HAZARD RATING:
4 + 4 + 4 = 12

Failure + Size + Target = Hazard Potential Rating

Immediate action needed

Needs further inspection

Dead tree

TREELINE CHARACTERISTICS

Tree #: 4307 Species: Silver Maple

DBH: 47" # of trunks: 1 Height: 55' Spread: 40' (3 Leads Remaining)

Form: ☐ generally symmetric ☐ minor asymmetry ✓ major asymmetry ☐ stump sprout ☐ stag-headed

Crown class: ☐ dominant ☐ co-dominant ✓ intermediate ☐ suppressed

Live crown ratio: 75% Age class: ☐ young ☐ semi-mature ☐ mature ✓ over-mature/senescent

Pruning history: ☐ crown cleaned ☐ excessively thinned ☐ topped ☐ crown raised ☐ pollarded ☐ crown reduced ☐ flush cuts ☐ cable/graceful

☐ none ☐ multiple pruning events Approx. dates: 

Special Value: ☐ specimen ☐ heritage/historic ☐ wildlife ☐ unusual ☐ street tree ☐ screen ☐ shade ☐ Indigenous ☐ protected by gov. agency

TREELINE HEALTH

NA

Foliage color: ☐ normal ☐ chlorotic ☐ necrotic ☐ Epicormics? Y N

Growth obstructions:

Foliage density: ☐ normal ✓ sparse Leaf size: ☐ normal ☐ small

☐ stakes ☐ wire/ties ☐ signs ☐ cables

Annual shoot growth: ☐ excellent ☐ average ☐ poor Twig Dieback? Y N

☐ carp/pavement ☐ guards

Wound wood development: ☐ excellent ☐ average ☐ poor ☐ none

☐ other

Vigor class: ☐ excellent ☐ average ☐ fair ☐ poor

Major pests/diseases:

SITE CONDITIONS

Site Character: ☐ residence ☐ commercial ☐ industrial ☐ park ☐ open space ☐ natural ☐ woodland/forest

Landscape type: ☐ parkway ☐ raised bed ☐ container ☐ mound ☐ lawn ☐ shrub border ☐ wind break

Irrigation: ☐ none ☐ adequate ☐ inadequate ☐ excessive ☐ trunk wetted

Recent site disturbance? Y N ☐ construction ☐ soil disturbance ☐ grade change ☐ line clearing ☐ site clearing

Driveline paved: 0% ☐ 10-25% ☐ 25-50% ☐ 50-75% ☐ 75-100% Permission lifted? Y N

Driveline w/ fill soil: 0% ☐ 10-25% ☐ 25-50% ☐ 50-75% ☐ 75-100%

Driveline grade lowered: 0% ☐ 10-25% ☐ 25-50% ☐ 50-75% ☐ 75-100%

Soil problems: ☐ drainage ☐ shallow ☐ compacted ☐ droughty ☐ saline ☐ alkaline ☐ acidic ☐ small volume ☐ disease center ☐ history of fall

☐ clay ☐ expensive ☐ slope ☐ aspect:

Obstructions: ☐ lights ☐ signage ☐ line-of-sight ☐ view ☐ overhead lines ☐ underground utilities ☐ traffic ☐ adjacent veg. ☐

Exposure to wind: ☐ single tree ☐ below canopy ☐ above canopy ☐ recently exposed ☐ windward, canopy edge ☐ area prone to windthrow

Prevailing wind direction: W.E.S.T.E.R.L.Y. Occurrence of snow/ice storms ☐ never ☐ seldom ☐ regularly

TARGET

Use Under Tree: ☐ building ☐ parking ☐ traffic ☐ pedestrian ☐ recreation ☐ landscape ☐ hardscape ☐ small features ☐ utility lines

Can target be moved? Y ☐ N Can use be restricted? Y ☐ N

Occupancy: ☐ occasional use ☐ intermittent use ☐ frequent use ☐ constant use

The International Society of Arboriculture assumes no responsibility for conclusions or recommendations derived from use of this form.
**TREE DEFECTS**

**ROOT DEFECTS:**

- Suspect rot rot: Y N
- Mushroom / cork / bracket present: Y N
- Exposed roots: □ severe □ moderate □ low
- Undetermined: □ severe □ moderate □ low
- Root pruned: □ distance from trunk
- Root area affected: %
- Buttress wounded: Y N
- When:
- Restricted root area: □ severe □ moderate □ low
- Potential for root failure: □ severe □ moderate □ low
- LEAN: ___ deg. from vertical □ natural □ unnatural □ self-corrected
- Soil heaving: Y N
- Decay in plane of lean: Y N
- Roots broken: Y N
- Soil cracking: Y N
- Compounding factors: **Severely Unbalanced, Heart Rot**
- Lean severity: □ severe □ moderate □ low

**GROWN DEFECTS:**

<table>
<thead>
<tr>
<th>DEFECT</th>
<th>ROOT CROWN</th>
<th>TRUNK</th>
<th>SCAFFOLDS</th>
<th>BRANCHES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Poor taper</td>
<td>S</td>
<td>M</td>
<td></td>
<td></td>
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<tr>
<td>Bow, sweep</td>
<td>S</td>
<td>S</td>
<td>S</td>
<td></td>
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<tr>
<td>Crotches / forks</td>
<td>S</td>
<td>S</td>
<td>S</td>
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<tr>
<td>Multiple attachments</td>
<td>S</td>
<td>S</td>
<td>S</td>
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<tr>
<td>Injured bark</td>
<td>S</td>
<td>S</td>
<td>S</td>
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<tr>
<td>Excessive end weight</td>
<td>S</td>
<td>S</td>
<td>S</td>
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<tr>
<td>Cracks / splits</td>
<td>S</td>
<td>S</td>
<td>S</td>
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<tr>
<td>Hangars</td>
<td>S</td>
<td>S</td>
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<tr>
<td>Girdling</td>
<td>S</td>
<td>S</td>
<td>S</td>
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<tr>
<td>Wounds / seam</td>
<td>S</td>
<td>M</td>
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<td>Decay</td>
<td>S</td>
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<tr>
<td>Cavity</td>
<td>S</td>
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<td>S</td>
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</tr>
<tr>
<td>Conks / mushrooms / bracket</td>
<td>S</td>
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<tr>
<td>Bleeding / sap flow</td>
<td>S</td>
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<tr>
<td>Lobes / cracked bark</td>
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<td>Nesting hole / bee hive</td>
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<td>Deadwood / stubs</td>
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<td>Borers / termites / ants</td>
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<td>Cankers / ulcers / burrs</td>
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<td>Previous failure</td>
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</tbody>
</table>

**HAZARD RATING**

Tree part most likely to fail: **TRUNK**

- Failure potential: 1 - low; 2 - medium; 3 - high; 4 - severe
- Size of part: 1 - < 4'' (15 cm); 2 - 4 - 10'' (15 - 45 cm); 3 - 10 - 30'' (45 - 75 cm); 4 - > 30'' (75 cm)
- Target rating: 1 - occasional use; 2 - intermittent use; 3 - frequent use; 4 - constant use

**HAZARD ABATEMENT**

- Prune: □ remove defective part □ reduce end weight □ crown clean □ thin □ raise canopy □ crown reduce □ restructure □ shape
- Cable / Brass: □ remove defective part □ replace entire □ inspect further: □ root crown □ decay □ aerial □ monitor
- Remove tree: Y N
- Replace tree: Y N
- Move target: Y N
- Other:
- Effect on adjacent trees: □ none □ evaluate
- Notification: □ property owner □ manager □ governing agency
- Date:

**COMMENTS**

Severe Heart Rot, Unbalanced leads, Severe Decay/Cavities throughout tree (nesting holes). Recent failure 3/23 of main lead. Recommend Immediate Removal of Tree. (High Risk Danger)
SEVERELY UNBALANCED WITH HEART ROT AND DECAY IN MAIN TRUNK OF TREE
A Photographic Guide to the Evaluation of Hazard Trees in Urban Areas

TREE HAZARD EVALUATION FORM 2nd Edition

Site/Address: 1680 Thackery Road

Map/Location:

Owner: public [✓] private [ ] unknown [ ] other [ ]

Date: 3/14/23 Inspector: Kyle Sayed

Date of last inspection:

<table>
<thead>
<tr>
<th>HAZARD RATING:</th>
<th>4 + 4 + 4 = 12</th>
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<tbody>
<tr>
<td>Failure + Size + Target = Hazard Rating</td>
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<tr>
<td>Immediate action needed</td>
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<tr>
<td>Needs further Inspection</td>
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<tr>
<td>Dead tree</td>
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</tbody>
</table>

TREE CHARACTERISTICS

Tree #: 513 Species: Sugar Maple

DBH: 30" # of trunks: 1 Height: 50' Spread: 40'

Form: [ ] generally symmetric [ ] minor asymmetry [✓] major asymmetry [ ] stump sprout [ ] stag-headed

Crown class: [ ] dominant [ ] co-dominant [ ] intermediate [ ] suppressed

Live crown ratio: 50% Age class: [ ] young [ ] semi-mature [✓] mature [ ] over-mature/senescent

Pruning history: [ ] crown cleaned [ ] excessively thinned [ ] topped [ ] crown raised [ ] collar cut [ ] crown reduced [ ] flush cuts [ ] cabled/braced [ ] none [ ] multiple pruning events Approx dates:

Special Value: [ ] specimen [ ] heritage/historic [ ] wildlife [ ] unusual [✓] street tree [ ] screen [ ] shade [ ] indigenous [ ] protected by gov. agency

TREE HEALTH

Foliage color: [ ] normal [ ] chlorotic [ ] necrotic [ ] Epicormics [ ] N/A

Foliage density: [ ] normal [ ] sparse Leaf size: [ ] normal [ ] small [ ]

Annual shoot growth: [ ] excellent [ ] average [ ] poor [ ] Twig Dieback? N/A

Woundwood development: [ ] excellent [ ] average [ ] fair [ ] Poor [ ] none [ ]

Vigor class: [ ] excellent [ ] average [ ] fair [ ] poor

Major pests/diseases: Heart Rot Disease Evidence of Insects/Insect Peytoning holes

SITE CONDITIONS

Site Character: [✓] residence [ ] commercial [ ] industrial [ ] park [ ] open space [ ] natural [ ] woodland/forest

Landscape type: [ ] parkway [ ] raised bed [ ] container [ ] mound [ ] lawn [ ] shrub border [ ] wind break

Irrigation: [ ] none [ ] adequate [ ] inadequate [ ] excessive [ ] trunk wetted

Recent site disturbance? N/A [ ] construction [ ] soil disturbance [ ] grade change [ ] line clearing [ ] site clearing

% dripline saved: [ ] 0% [ ] 10-25% [ ] 25-50% [ ] 50-75% [ ] 75-100%

Pavement lifts? N/A

% dripline w/ fill soil: [ ] 0% [ ] 10-25% [ ] 25-50% [ ] 50-75% [ ] 75-100%

% dripline grade lowered: [ ] 0% [ ] 10-25% [ ] 25-50% [ ] 50-75% [ ] 75-100%

Soil problems: [ ] drainage [ ] shallow [ ] compacted [ ] drouthly [ ] saline [ ] alkaline [ ] acidic [ ] small volume [ ] disease center [ ] history of fail

clay [ ] expansive [ ] slope [ ] aspect:

Obstructions: [ ] lights [ ] signage [ ] line-of-sight [ ] view [ ] overhead lines [ ] underground utilities [ ] traffic [ ] adjacent veg. [ ]

Exposure to wind: [✓] single tree [ ] below canopy [ ] above canopy [ ] recently exposed [ ] windward, canopy edge [ ] area prone to windthrow

Prevailing wind direction: Wewelry Occurrence of snowflake storms [ ] never [ ] seldom [ ] regularly

TARGET

Use Under Tree: [ ] building [ ] parking [ ] traffic [ ] pedestrian [ ] recreation [ ] landscape [ ] hardscape [ ] small features [ ] utility lines

Can target be moved? N/A [✓] Can use be restricted? N/A [✓]

Occupancy: [ ] occasional use [ ] intermittent use [ ] frequent use [ ] constant use

The International Society of Arboriculture assumes no responsibility for conclusions or recommendations derived from use of this form.
**TREE DEFECTS**

**ROOT DEFECTS:**

- Suspect root rot: N/A
- Mushroom/cond/bracket present: N/A
- Exposed roots: □ severe □ moderate □ low Undermined: □ severe □ moderate □ low
- Root pruned: _____ distance from trunk Root area affected: _____% Buttress wounded: N/A
- Restricted root area: □ severe □ moderate □ low Potential for root failure: □ severe □ moderate □ low
- LEAN: 20° dep. from vertical [□ natural □ unnatural □ self-corrected] Soil heaving: N/A
- Decay in plane of lean: N/A
- Roots broken N/A
- Soil cracking: N/A
- Compounding factors: [□ Unbalanced □ Tree □ Storm Damage □]]
- Lean severity: □ severe □ moderate □ low

**CROWN DEFECTS:** Indicate presence of individual defects and rate their severity (s = severe, m = moderate, l = low)

<table>
<thead>
<tr>
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<td>Cracks/splits</td>
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</tbody>
</table>

**HAZARD RATING**

Tree part most likely to fail: **TRUNK (Center Lead)**

- Inspection period: _____ annual _____ biannual _____ other _____
- Failure Potential + Size of Part + Target Rating = Hazard Rating
  
  \[
  \text{Failure Potential: } 1 - \text{low}; 2 - \text{medium}; 3 - \text{high}; 4 - \text{severe} \\
  \text{Size of part: } 1 - < 8" (15 cm); 2 - 8-18" (15-45 cm); 3 - 19-30" (45-75 cm); 4 - > 30" (75 cm) \\
  \text{Target rating: } 1 - \text{occasional use}; 2 - \text{intermittent use}; 3 - \text{frequent use}; 4 - \text{constant use}
  
  \[
  4 + 4 + 4 = 12
  
  **HAZARD ABATEMENT**

Prune: □ remove defective part □ reduce end weight □ crown clean □ thin □ raise canopy □ crown reduce □ restructure □ shape

Cable/Brace: _____________________________ Inspect further: □ root crown □ decay □ aerial □ monitor

- Remove tree: N/A
- Replace? N/A
- Move target: N/A
- Other: _____________________________

Effect on adjacent trees: □ none □ evaluate

Notification: □ owner □ manager □ governing agency Data: _____________________________

**COMMENTS**

**TRUNK (Center Lead)** Yes Heart Rot Disease, Severe Decay & Rot. Tree has had numerous trimming events and storm damage. Remaining leads are in severe decline, leaving the tree severely unbalanced. Recommend Immediate Removal. [High Risk Potential]
A Photographic Guide to the Evaluation of Hazard Trees in Urban Areas

TREE HAZARD EVALUATION FORM 2nd Edition

Site/Address: 50 Commonwealth Road

Map/Location: __________________________

Owner: public ☑ private ☐ unknown ☐ other ☐

Date: 3/22/23 Inspector: Kyle Sears

Date of last inspection: __________________________

HAZARD RATING:

\[
\text{Failure Potential} + \text{Size} + \text{Target} = \text{Hazard Rating}
\]

\[
\frac{4}{4} + \frac{4}{4} + \frac{4}{4} = \frac{12}{12}
\]

Immediate action needed: High Risk

Needs further inspection: Dead tree

TREE CHARACTERISTICS

Tree #: 2336 Species: Silver Maple

DBH: 4½" # of trunks: 1 Height: 50' Spread: 60'

Form: ☑ generally symmetric ☐ minor asymmetry ☐ major asymmetry ☐ stump sprout ☐ stag-headed

Crown class: ☐ dominant ☑ co-dominant ☐ intermediate ☐ suppressed

Live crown ratio: 65% Age class: ☑ young ☐ semi-mature ☐ mature ☐ over-mature/senescent

Pruning history: ☐ crown cleaned ☐ excessively thinned ☐ topped ☐ crown raised ☐ pollarded ☐ crown reduced ☐ flush cuts ☐ cabled/braced

Special Value: ☐ specimen ☐ heritage/historic ☐ wildlife ☐ unusual ☑ street tree ☐ screen ☐ shade ☐ indigenous ☐ protected by gov. agency

TREE HEALTH

Foliation color: ☑ normal ☐ chlorotic ☐ necrotic Epicormics? Y N

Foliation density: ☑ normal ☐ sparse Leaf size: ☑ normal ☐ small

Annual shoot growth: ☑ excellent ☐ average ☐ poor Twieg Dieback? Y N

Woundwood development: ☑ excellent ☐ average ☐ poor ☐ none ☐ other

Vigor class: ☑ excellent ☐ average ☐ fair ☐ poor

Major pests/diseases: Numerous nesting holes, twisted damage

SITE CONDITIONS

Site Character: ☑ residence ☐ commercial ☐ industrial ☐ park ☐ open space ☐ natural ☐ woodland/Forest

Landscape type: ☑ parkway ☐ raised bed ☐ container ☐ mound ☐ lawn ☐ shrub border ☐ wind break

Irrigation: ☑ none ☐ adequate ☐ inadequate ☐ excessive ☐ trunk wetted

Recent site disturbance? Y ☑ N ☐ construction ☐ soil disturbance ☐ grade change ☐ line clearing ☐ site clearing

% dripline paved: 0% 10-25% 25-50% 50-75% 75-100% Pavement lifted? Y ☑ N

% dripline w/fill soil: 0% 10-25% 25-50% 50-75% 75-100%

% dripline grade lowered: 0% 10-25% 25-50% 50-75% 75-100%

Soil problems: ☐ drainage ☐ shallow ☐ compacted ☐ droughty ☐ saline ☐ alkaline ☐ basic ☐ small volume ☐ disease center ☐ history of fail

Clay ☐ expansive ☐ slope ☐ aspect: __________

Obstructions: ☐ lights ☐ signage ☐ line-of-sight ☐ view ☐ overhead lines ☐ underground utilities ☐ traffic ☐ adjacent veg. ☐

Exposure to wind: ☑ single tree ☐ below canopy ☐ above canopy ☐ recently exposed ☐ windward, canopy edge ☐ area prone to windthrow

Prevailing wind direction: Westerly Occurrence of snowflake storms ☐ never ☐ seldom ☐ regularly

TARGET

Use Under Tree: ☐ building ☑ parking ☐ traffic ☐ pedestrian ☐ recreation ☑ landscape ☐ hardscape ☐ small features ☐ utility lines

Can target be moved? Y ☑ N Can use be restricted? Y ☑ N

Occupancy: ☐ occasional use ☐ intermittent use ☐ frequent use ☑ constant use

[Play House]

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**TREE DEFECTS**

**ROOT DEFECTS:**

- Suspect root rot: Y N
- Mushroom/conk/bracket present: Y N
- ID: __________

- Exposed roots: □ severe □ moderate □ low □ Undetermined: □ severe □ moderate □ low
- Root pruned: _______ distance from trunk
- Root area affected: _______ %
- Buttress wounded: Y N
- When: __________

- Restricted root area: □ severe □ moderate □ low
- Potential for root failure: □ severe □ moderate □ low
- **LEAN:** 15 deg. from vertical □ natural □ unnatural □ self-corrected
- Soil heaving: Y N
- Decay in plane of lean: C N
- Roots broken: Y N
- Soil cracking: Y N
- Compounding factors: Nesting hole/bee hive, unbalanced split/branch/crack/cup

- **CROWN DEFECTS:** Indicate presence of individual defects and rate their severity (s = severe, m = moderate, l = low)

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</table>

**HAZARD RATING**

- Tree part most likely to fail: TRUNK
- Inspection period: _______ annual _______ biannual _______ other _______
- Failure Potential x Size of Part + Target Rating = Hazard Rating
  \[ \text{Hazard Rating} = \frac{1}{4} + \frac{1}{4} + \frac{1}{4} = 12 \]
- Failure potential: 1 - low; 2 - medium; 3 - high; 4 - severe
  - Size of part: 1 - <6" (15 cm); 2 - 6-18" (15-45 cm); 3 - 18-30" (45-75 cm); 4 - >30" (75 cm)
  - Target rating: 1 - occasional use; 2 - intermittent use; 3 - frequent use; 4 - constant use

**HAZARD ABATEMENT**

- Prune: □ remove defective part □ reduce end weight □ crown clean □ thin □ raise canopy □ crown reduce □ restructure □ shape
- Cable/Brace: __________
- Inspect further: □ root crown □ decay □ aerial □ monitor
- Remove tree: Y N
- Replace? Y N
- Move target: Y N
- Other: __________
- Effect on adjacent trees: □ none □ evaluate
- Notification: □ owner □ manager □ governing agency Date: __________

**COMMENTS**

2023 Storm Failure of lead, multiple Bursts, multiple Nesting hole entire tree, girdling roots, bleeding/sap flow, severely unbalanced leads, severe included bark entire tree, decayed, loose & splitting bark, high potential for failure. Recommend Remove & Replace.
A Photographic Guide to the Evaluation of Hazard Trees in Urban Areas

TREE HAZARD EVALUATION FORM 2nd Edition

Site/Address: 50 Commonwealth Rd

Map/Location: 

Owner: public ☑ private _______ unknown _______ other _______

Date: 3/22/23 Inspector: Kyle Sears

Date of last inspection: 

HAZARD RATING:

Failure + Size + Target = Hazard Potential of part Rating Rating

Immediate action needed

Needs further inspection

Dead tree

TREE CHARACTERISTICS

Tree #: ______ Species: American Elm

DBH: 40" # of trunks: 1 Height: 60' Spread: 40'

Form: ☐ generally symmetric ☑ minor asymmetry ☐ major asymmetry ☐ stump sprout ☐ stag-headed

Crown class: ☐ dominant ☐ co-dominant ☑ intermediate ☐ suppressed

Live crown ratio: 60% Age class: ☐ young ☐ semi-mature ☑ mature ☐ over-mature/nesentic

Pruning history: ☐ crown cleaned ☐ excessively thinned ☐ topped ☐ crown raised ☐ pollarded ☐ crown reduced ☐ flush cuts ☐ cable/braced

☐ none ☑ multiple pruning events Approx. dates:

Special Value: ☐ specimen ☐ heritage/historic ☐ wildlife ☐ unusual ☑ street tree ☐ screen ☐ shade ☐ indigenous ☐ protected by gov. agency

TREE HEALTH

Foliage color: ☐ normal ☐ chlorotic ☐ necrotic ☐ Epicormics? Y ☐

Growth obstructions:

Foliage density: ☐ normal ☑ sparse Leaf size: ☐ normal ☐ small

Annual shoot growth: ☐ excellent ☐ average ☑ poor Twig Dieback? Y ☐

Woundwood development: ☐ excellent ☐ average ☑ poor ☐ none

Vigor class: ☐ excellent ☐ average ☑ fair ☐ poor

Major pests/diseases: White Rot disease, insect damage

SITE CONDITIONS

Site Character: ☑ residence ☐ commercial ☐ industrial ☐ park ☐ open space ☐ natural ☐ woodland/forest

Landscape type: ☐ parkway ☐ raised bed ☐ container ☐ mound ☑ lawn ☐ shrub border ☐ wind break

Irrigation: ☐ none ☑ adequate ☐ inadequate ☐ excessive ☐ trunk wetted

Recent site disturbance? Y ☐ ☑ construction ☐ soil disturbance ☐ grade change ☐ line clearing ☐ site clearing

% dripline paved: 0% 10-25% 25-50% 50-75% 75-100% Pavement lifted? Y ☐

% dripline w/ fill soil: 0% 10-25% 25-50% 50-75% 75-100%

% dripline grade lowered: 0% 10-25% 25-50% 50-75% 75-100%

Soil problems: ☐ drainage ☐ shallow ☐ compacted ☐ droughty ☐ saline ☐ alkaline ☐ acidic ☐ small volume ☐ disease center ☐ history of fail

☐ clay ☐ expansive ☐ slope _____° aspect: ______

Obstructions: ☐ lights ☐ signage ☐ line-of-sight ☐ view ☐ overhead lines ☐ underground utilities ☐ traffic ☐ adjacent veg. ☐

Exposure to wind: ☑ single tree ☐ below canopy ☐ above canopy ☐ recently exposed ☐ windward, canopy edge ☐ area prone to windthrow

Prevailing wind direction: Westerly Occurrence of snow/ice storms ☐ never ☐ seldom ☑ regularly

TARGET

Use Under Tree: ☐ building ☐ parking ☑ traffic ☐ pedestrian ☐ recreation ☐ landscape ☐ hardscape ☐ small features ☐ utility lines

Can target be moved? Y ☐ Can use be restricted? Y ☐

Occupancy: ☐ occasional use ☐ intermittent use ☐ frequent use ☑ constant use

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**TREE DEFECTS**

**ROOT DEFECTS:**
- Suspect root rot: \(\checkmark\) N  
- Mushroom/conk bracket present: Y N  
- ID: __________
- Exposed roots: □ severe □ moderate □ low  
- Undermined: □ severe □ moderate □ low  
- Root pruned: ________ distance from trunk  
- Root area affected: ________%  
- Buttress wounded: Y N  
- When: __________
- Restricted root area: □ severe □ moderate □ low  
- Potential for root failure: □ severe □ moderate □ low  
- LEAN: 15 deg. from vertical □ natural □ unnatural □ self-corrected  
- Soil heaving: Y N  
- Decay in plane of lean: Y N  
- Roots broken Y N  
- Soil cracking: Y N  
- Compounding factors: Severely Top Heavy Unbalanced Loads  
- Lean severity: □ severe □ moderate □ low

**CROWN DEFECTS:** Indicate presence of individual defects and rate their severity (s = severe, m = moderate, l = low)

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**HAZARD RATING**

Tree part most likely to fail: TRUNK

- Inspection period: ________ annual ________ biannual ________ other ________
- Failure Potential + Size of Part + Target Rating = Hazard Rating
  \[4 + 4 + 4 = 12\]

**HAZARD ABATEMENT**

Prune: □ remove defective part □ reduce end weight □ crown clean □ thin □ raise canopy □ crown reduce □ restructure □ shape

- Cable/Brace: __________  
- Inspect further: □ root crown □ decay □ aerial □ monitor

Remove tree: \(\checkmark\) N  
Replace? \(\checkmark\) Y N  
Move target: Y N  
Other: __________

Effect on adjacent trees: □ none □ evaluate

Notification: □ owner □ manager □ governing agency □ Date: __________

**COMMENTS**

High Risk Potential: White rot disease, Decaying & Deteriorated in Trunk of Tree.  
Poor Woodworm development, multiple pruning events, Z leads severely unbalanced and the major portion of the crown is too heavy. Recommend Remove and Replace.
**A Photographic Guide to the Evaluation of Hazard Trees in Urban Areas**  
**TREE HAZARD EVALUATION FORM**  
2nd Edition

---

**Site/Address:** 87 BRANFORD ROAD

**Map/Location:**

**Owner:** public ✔ private unknown other

**Date:** 3/22/23  **Inspector:** Kyle Sears

**Date of last inspection:**

---

**TREE CHARACTERISTICS**

- **Tree #:** 2276  **Species:** Silver Maple
- **DBH:** 4 1/2"  **# of trunks:** 1  **Height:** 60'  **Spread:** 60'
- **Form:** ☑ generally symmetric  ☑ minor asymmetry  ☑ major asymmetry  ☑ stump sprout  ☑ stag-headed
- **Crown class:** ☑ dominant  ☑ co-dominant  ✓ intermediate  ☑ suppressed
- **Live crown ratio:** 85%  **Age class:** ☑ young  ☑ semi-mature  ✓ mature  ☑ over-mature/senescent
- **Pruning history:** ☑ crown cleaned  ✓ excessively thinned  ☑ topped  ☑ crown raised  ☑ pollarded  ☑ crown reduced  ☑ flush cuts  ☑ cable/braced  ☑ none  ☑ multiple pruning events  **Approx. dates:**
- **Special Value:** ☑ specimen  ☑ heritage/historic  ☑ wildlife  ☑ unusual  ☑ street tree  ☑ screen  ☑ shade  ☑ indigenous  ☑ protected by gov. agency

---

**TREE HEALTH**

- **Foliation color:** ☑ normal  ☑ chlorotic  ☑ necrotic  □ Epicormics?  Y N
- **Foliation density:** ☑ normal  ☑ sparse  **Leaf size:** ☑ normal  ☑ small
- **Annual shoot growth:** ☑ excellent  ☑ average  ✓ poor  **Twig Dieback?**  Y N
- **Woundwood development:** ☑ excellent  ☑ average  ✓ poor  ☑ none
- **Vigor class:** ☑ excellent  ☑ average  ✓ fair  ☑ poor
- **Major pests/diseases:** Heart Rot Disease [Evident in cavity in trunk of tree]

---

**SITE CONDITIONS**

- **Site Character:** ☑ residence  ☑ commercial  ☑ industrial  ☑ park  ☑ open space  ☑ natural  ☑ woodland/forest
- **Landscape type:** ☑ parkway  ☑ raised bed  ☑ container  ☑ mound  ☑ lawn  ☑ shrub border  ☑ wind break
- **Irrigation:** ☑ none  ☑ inadequate  ☑ adequate  ☑ excessive  ☑ trunk wetted
- **Recent site disturbance?**  Y N  **Construction:**  ☑ ☑ ☑ ☑ ☑ ☑ ☑ ☑
- **Soil problems:** ☑ drainage  ☑ shallow  ☑ compacted  ☑ droughty  ☑ saline  ☑ alkaline  ☑ acidic  ☑ small volume  ☑ disease center  ☑ history of fail  ☑ clay  ☑ expansive  ☑ slope °  **aspect:**
- **Obstructions:** ☑ lights  ☑ signage  ☑ line-of-sight  ☑ view  ☑ overhead lines  ☑ underground utilities  ☑ traffic  ☑ adjacent veg.  ☑
- **Exposure to wind:** ☑ single tree  ☑ below canopy  ☑ above canopy  ☑ recently exposed  ☑ windward, canopy edge  ☑ area prone to windthrow
- **Prevailing wind direction:** **Westerly**
- **Occurrence of snow/sleet storms:** ☑ never  ☑ seldom  ✓ regularly

---

**TARGET**

- **Use Under Tree:** ☑ building  ✓ parking  ☑ traffic  ☑ pedestrian  ☑ recreation  ☑ landscape  ☑ hardscape  ☑ small features  ☑ utility lines
- **Can target be moved?**  Y N
- **Can use be restricted?**  Y N
- **Occupancy:** ☑ occasional use  ☑ intermittent use  ☑ frequent use  ✓ constant use

---

The International Society of Arboriculture assumes no responsibility for conclusions or recommendations derived from use of this form.
**TREE DEFECTS**

**ROOT DEFECTS:**

- Suspect root rot: Y ☑ Mushroom/conk/bracket present: Y ☑ ID:
- Exposed roots: □ severe ☑ moderate □ low Undermined: □ severe □ moderate □ low
- Root pruned: ______ distance from trunk Root area affected: ______ % Buttress wounded: Y ☑ N When: __________
- Restricted root area: □ severe □ moderate ☑ low Potential for root failure: □ severe □ moderate ☑ low
- **LEAN:** 10 deg. from vertical ☑ natural □ unnatural □ self-corrected Soil heaving: Y ☑ N
- Decay in plane of lean: Y ☑ N Roots broken Y ☑ N Soil cracking: Y ☑ N
- Compounding factors: Severe cavity in trunk below load connection Lean severity: □ severe ☑ moderate □ low

**CROWN DEFECTS:** Indicate presence of individual defects and rate their severity (s = severe, m = moderate, l = low)

<table>
<thead>
<tr>
<th>DEFECT</th>
<th>ROOT CROWN</th>
<th>TRUNK</th>
<th>SCAFFOLDS</th>
<th>BRANCHES</th>
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</tbody>
</table>

**HAZARD RATING**

Tree part most likely to fail: **TRUNK**

- Inspection period: ______ annual ______ biannual ______ other ______
- Failure Potential x Size of Part + Target Rating = Hazard Rating
  \[ \frac{1}{4} + \frac{1}{4} + \frac{1}{4} + \frac{1}{4} = 12 \]

**HAZARD ABATEMENT**

- Prune: □ remove defective part □ reduce end weight □ crown clean □ thin □ raise canopy □ crown reduce □ restructure □ shape
- Cable/Brace: Inspect further: □ root crown □ decay □ aerial □ monitor
- Remove tree: ☑ Y N Replace? ☑ Y N Move target: Y ☑ N Other: __________
- Effect on adjacent trees: □ none □ evaluate
- Notification: ☑ owner □ manager □ governing agency Date: __________

**COMMENTS**
STORM FAILURE

NEEDING HOLD

MULTIPLE ATTACHMENTS
EXCLUDING BARK

09/22/2023

03/22/2023
TRUNK CAVITY - HEART ROT DISEASE AND DECAY (DYING/DECLINING TREE)
A Photographic Guide to the Evaluation of Hazard Trees in Urban Areas

**TREE HAZARD EVALUATION FORM** 2nd Edition

**Site/Address:** 40 Branford Road

**Map/Location:**

**Owner:** public [✓] private [ ] unknown [ ] other [ ]

**Date:** 3/22/23  **Inspector:** Kyle Sears

**Date of last inspection:**

<table>
<thead>
<tr>
<th>HAZARD RATING:</th>
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<tbody>
<tr>
<td>4 + 4 + 4 = 12</td>
</tr>
<tr>
<td>Failure + Size + Target = Hazard Rating</td>
</tr>
<tr>
<td>[✓] Immediate action needed</td>
</tr>
<tr>
<td>Needs further inspection [✓]</td>
</tr>
<tr>
<td>[✓] Dead tree 90%</td>
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</tbody>
</table>

**TREE CHARACTERISTICS**

**Tree #:** 2265  **Species:** Silver Maple

**DBH:** 32"  **# of trunks:** 1  **Height:** 40  **Spread:** 30'

**Form:**
- [ ] generally symmetric
- [ ] minor asymmetry
- [✓] major asymmetry
- [ ] stump sprout
- [ ] stag-headed

**Crown class:**
- [ ] dominant
- [ ] co-dominant
- [ ] intermediate
- [✓] suppressed

**Live crown ratio:** 20%  **Age class:**
- [ ] young
- [ ] semi-mature
- [✓] mature
- [ ] over-mature/senescent

**Pruning history:**
- [ ] crown cleaned
- [ ] excessively thinned
- [ ] topped
- [ ] crown raised
- [ ] pollarded
- [ ] crown reduced
- [ ] flush cuts
- [ ] cable/braced
- [ ] none  [✓] multiple pruning events  **Approx. dates:**

**Special Value:**
- [ ] specimen
- [ ] heritage/historic
- [ ] wildlife
- [ ] unusual
- [✓] street tree
- [ ] screen
- [ ] shade
- [ ] indigenous
- [ ] protected by gov. agency

**TREE HEALTH**

**Foliage color:**
- [ ] normal
- [ ] chlorotic
- [ ] necrotic
- [ ] Epicormics? [Y] [N]

**Growth obstructions:**
- [ ] stakes
- [ ] wire/ties
- [ ] signs
- [ ] cables
- [ ] curb/pavement
- [ ] guards
- [ ] other

**Foliage density:**
- [ ] normal
- [✓] sparse

**Leaf size:**
- [ ] normal
- [✓] small

**Annual shoot growth:**
- [ ] excellent
- [ ] average
- [✓] poor

**Twig Dieback?** [Y] [N]

**Woundwood development:**
- [ ] excellent
- [ ] average
- [ ] poor
- [ ] none

**Vigor class:**
- [ ] excellent
- [ ] average
- [ ] fair
- [✓] poor

**Major pests/diseases:** Heart Rot  disease  Nesting Holes  Insect Damage

**SITE CONDITIONS**

**Site Character:**
- [✓] residence
- [ ] commercial
- [ ] industrial
- [ ] park
- [ ] open space
- [ ] natural
- [ ] woodland/forest

**Landscape type:**
- [ ] parkway
- [ ] raised bed
- [ ] container
- [ ] mound
- [✓] lawn
- [ ] shrub border
- [ ] wind break

**Irrigation:**
- [ ] none
- [✓] adequate
- [ ] inadequate
- [ ] excessive
- [ ] trunk watered

**Recent site disturbance?** [Y] [N]

**% dripe line paved:** 0%

**% dripe line w/ fill soil:** 0%

**% dripe line grade lowered:** 0%

**Soil problems:**
- [ ] drainage
- [ ] shallow
- [ ] compacted
- [ ] droughty
- [ ] saline
- [ ] alkaline
- [ ] acidic
- [ ] small volume
- [ ] disease center
- [ ] history of fail
- [ ] clay
- [ ] expansive
- [ ] slope  aspect:

**Obstructions:**
- [ ] lights
- [ ] signage
- [ ] line-of-sight
- [ ] view
- [ ] overhead lines
- [ ] underground utilities
- [ ] traffic
- [ ] adjacent veg.
- [ ]

**Exposure to wind:**
- [✓] single tree
- [ ] below canopy
- [ ] above canopy
- [ ] recently exposed
- [ ] windward, canopy edge
- [ ] area prone to windthrow

**Prevailing wind direction:** Westerly  Occurrence of snow/ice storms [ ] never  [ ] seldom  [✓] regularly

**TARGET**

**Use Under Tree:**
- [ ] building
- [ ] parking
- [✓] traffic
- [✓] pedestrian
- [ ] recreation
- [ ] landscape
- [ ] hardscape
- [ ] small features
- [ ] utility lines

**Can target be moved?** [ ]

**Can use be restricted?** [✓]

**Occupancy:**
- [ ] occasional use
- [ ] intermittent use
- [ ] frequent use
- [✓] constant use

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**TREE DEFECTS**

**ROOT DEFECTS:**

Suspect root rot: Y N  
Mushroom/conk/bracket present: Y N  
ID: __________________________

Exposed roots:  □ severe  □ moderate  □ low  
Undermined:  □ severe  □ moderate  □ low

Root pruned: ______ distance from trunk  
Root area affected: ______ %  
Buttress wounded: Y N  
When: __________________________

Restricted root area: □ severe  □ moderate  □ low  
Potential for root failure: □ severe  □ moderate  □ low

**LEAN:** 5 deg. from vertical  
Natural:  Y N  
Unnatural:  Y N  
Self-corrected:  Y N  
Soil heaving: Y N

Decay in plane of lean:  Y N  
Roots broken: Y N  
Soil cracking: Y N

Compounding factors:  Severe decay/rot; heart rot; nesting holes  
Lean severity: □ severe  □ moderate  □ low

**CROWN DEFECTS:** Indicate presence of individual defects and rate their severity (s = severe, m = moderate, l = low)

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**HAZARD RATING**

Tree part most likely to fail:  TRUNK

Inspection period: ______ annual ______ biannual ______ other ______

Failure Potential + Size of Part + Target Rating = Hazard Rating

4 + 4 + 4 = 12

**HAZARD ABATEMENT**

Prune:  □ remove defective part  □ reduce end weight  □ crown clean  □ thin  □ raise canopy  □ crown reduce  □ restructure  □ shape

Cable/Brace: ___________________________________________  
Inspect further: □ root crown  □ decay  □ aerial  □ monitor

Remove Tree: Y N  Replace? Y N  Move target: Y N  Other: __________________________

Effect on adjacent trees: □ none  □ evaluate

Notification: □ owner  □ manager  □ governing agency  Date: __________________________

**COMMENTS**

Tree is almost completely Dead. Heart Rot disease, Decay/Root decay are in Entire Tree. High Risk: recommend Removal & Replace.
Site/Address: 58 Sunset Dr.

Map/Location: 

Owner: public ☑ private ☐ unknown ☐ other ☐

Date: 2/27/23 Inspector: Kyle SEARS

Date of last inspection: 

HAZARD RATING: 3 + 4 + 4 + 1 = 11

FUTURE POTENTIAL OF PART Targets Rating Hazard Rating

Immediate action needed 
Needs further inspection 
Dead tree

TREES CHARACTERISTICS

Tree #: 3696 Species: Norway Spruce (High tree risk)

DBH: 140” # of trunks: 1 Height: 70’ Spread: 30’

Form: ☑ generally symmetric ☐ minor asymmetry ☐ major asymmetry ☐ stumpy sprout ☐ stag-headed

Crown class: ☐ dominant ☐ co-dominant ☑ intermediate ☐ suppressed

Live crown ratio: 90% Age class: ☐ young ☐ semi-mature ☑ mature ☐ overmature/senescent

Pruning history: ☐ crown cleaned ☑ excessively thinned ☐ topped ☐ crown raised ☐ pollarded ☐ crown reduced ☐ flush cuts ☐ cabled/Grazed

Special Value: ☐ specimen ☐ heritage/historic ☐ wildlife ☐ unusual ☑ street tree ☐ scenic ☐ shade ☐ indigenous ☐ protected by gov. agency

TREES HEALTH

Foliation color: ☑ normal ☐ chlorotic ☐ necrotic ☐ Epinephelmy? Y N

Foliation density: ☐ normal ☑ sparse Leaf size: ☑ normal ☐ small

Annual shoot growth: ☑ excellent ☑ average ☐ poor Livg Dieback? Y ☑

Woundwood development: ☑ excellent ☑ average ☐ poor ☐ none

Vigor class: ☐ excellent ☑ average ☐ fair ☐ poor

Major pests/diseases:

SITE CONDITIONS

Site Character: ☑ residence ☐ commercial ☐ industrial ☐ park ☐ open space ☐ natural ☐ woodland/forest

Landscape type: ☐ parkway ☐ raised bed ☐ container ☐ mound ☑ lawn ☐ shrub border ☐ wind break

Irrigation: ☑ adequate ☑ inadequate ☐ excessive ☐ trunk wetted

Recent site disturbance Y N: ☑ construction ☐ soil disturbance ☐ grade change ☐ live clearing ☐ site clearing

% driveway paved: 0% 10-25% 25-50% 50-75% 75-100% Parentheses filled? Y N

% driveway w/fill soil: 0% 10-25% 25-50% 50-75% 75-100%

% driveway grade lowered: 0% 10-25% 25-50% 50-75% 75-100%

Soil problems: ☑ drainage ☐ shallow ☐ compacted ☐ droughty ☐ saline ☐ alkaline ☐ acidic ☐ small volume ☐ disease center ☒ history of fall

☼ clay ☐ expansive ☐ slope aspect:

Obstructions: ☐ lights ☐ signage ☐ line-of-sight ☐ view ☐ overhead lines ☐ underground utilities ☐ traffic ☐ adjacent veg.

Exposure to wind: ☑ single tree ☐ below canopy ☐ above canopy ☐ recently exposed ☐ windward, canopy edge ☐ area prone to windthrow

Prevailing wind direction: westward Occurrence of snow/ice storms ☐ never ☐ seldom ☑ regularly

TARGET

Use Under Tree: ☑ building ☐ parking ☐ traffic ☑ pedestrian ☐ recreation ☐ landscape ☐ hardscape ☐ small features ☐ utility lines

Can target be moved? Y ☑ Can use be restricted? Y ☑

Occupancy: ☐ occasional use ☐ intermittent use ☐ frequent use ☑ constant use

The International Society of Arboriculture assumes no responsibility for conclusions or recommendations derived from use of this form.
**TREE DEFECTS**

**ROOT DEFECTS:**

- Suspect root rot: [ ]
- Mushroom/ence/bracket present: [ ]
- Exposed roots: [ ] severe [ ] moderate [ ] low
- Undermined: [ ] severe [ ] moderate [ ] low
- Root pruned: __________ distance from trunk
- Root area affected: __________% Buttress wounded: [ ]
- When: __________
- Restricted root area: [ ] severe [ ] moderate [ ] low
- Potential for root failure: [ ] severe [ ] moderate [ ] low

**LEAK:**
- S deg. from vertical [ ] natural [ ] unnatural [ ] self-corrected
- Soil heaving: [ ]
- Decay in plane of lean: [ ]
- Roots broken [ ]
- Soil cracking: [ ]
- Compounding factors: __________
- Lean severity: [ ] severe [ ] moderate [ ] low

**CROWN DEFECTS:** Indicate presence of individual defects and rate their severity (S = severe, M = moderate, I = low)

<table>
<thead>
<tr>
<th>DEFECT</th>
<th>ROOT CROWN</th>
<th>TRUNK</th>
<th>SCAFFOLDS</th>
<th>BRANCHES</th>
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<tbody>
<tr>
<td>Poor taper</td>
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<tr>
<td>Bow, sweep</td>
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<td>Codominants/forks</td>
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<td>Multiple attachments</td>
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<tr>
<td>Thin bark</td>
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<tr>
<td>Excessive end weight</td>
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<td>Cracks/spits</td>
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<td>Hangers</td>
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<td>Gridling</td>
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<td>Wounds/seam</td>
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<tr>
<td>Decay</td>
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<td>Cavity</td>
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<tr>
<td>Conks/mushrooms/bracket</td>
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<td>Bleeding/epidemic flow</td>
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<tr>
<td>Lobes/cracked bark</td>
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<tr>
<td>Nesting hole/bee hive</td>
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<tr>
<td>Deerwood/ghubs</td>
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<tr>
<td>Borers/termites/ants</td>
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<tr>
<td>Cankers/galls/burls</td>
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<tr>
<td>Previous failure</td>
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<td>S</td>
<td>S (TOP HEAVY)</td>
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</table>

**HAZARD RATING**

- Tree part most likely to fail: **TRUNK**
- Inspection period: ______ annual _______ biannual _______ other _______
- Failure Potential + Size of Part + Target Rating = Hazard Rating

\[3 + 4 + 4 = 11\]

**HAZARD ABATEMENT**

- Prune: [ ] remove defective part [ ] reduce end weight [ ] crown clean [ ] thin [ ] raise canopy [ ] crown reduce [ ] restructure [ ] shape
- Cable/brac: 
  - Inspect further: [ ] root crown [ ] decay [ ] serial [ ] monitor
- Remove tree: [ ]
  - Replace: [ ]
  - Move target: [ ] Other:
- Effect on adjacent trees: [ ] none [ ] evaluate
- Notification: [ ] owner [ ] manager [ ] governing agency Date: __________

**COMMENTS**

Tree risk is high due to a Sail TOP. The majority of scaffolds and branches are in top 1/3 of tree, which well exceeds adjacent building roof line. Totally exposed to winds. Recommend removing tree and replacing.
PREVIOUS SCAFFOLD AND BRANCH REMOVAL
TOP PORTION OF TREE (DENSE) TOTALLY EXPOSED TO WINDS
MATTERS OF THE SUPERVISOR