

## CHAPTER 125

### TREE SERVICE BUSINESSES

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125.01 DEFINITIONS. As used in this chapter, the following terms shall have the following meanings:

1. "Tree service business" means every person engaged in the business of trimming, cutting, topping, or treating trees, removing stumps, or in any manner cutting, severing or removing any portion or all of a tree or stump for compensation within the City.
2. "Licensee" means any person who has registered and been officially advised in writing that such person complies with the provisions of this chapter, all as provided in this chapter.

125.02 REGISTRATION REQUIRED. It is unlawful for any person to engage in the tree service business unless such person has registered with the City, complied with all of the provisions of this chapter and been officially advised in writing by the Clerk that such person is eligible to operate a tree service business in the City.

125.03 REGISTRATION INFORMATION. Every person desiring to engage in the tree service business shall appear each year in which such person wishes to engage in the tree service business at the office of the Clerk in the City Hall at West Burlington, Iowa, and register by giving the following information:

1. Name of registrant.
2. Location of place of business.
3. Number of individuals employed.

4. Specific nature and type of tree service business proposed to be carried on within the City.

125.04 CERTIFICATE OF INSURANCE. Every person proposing to engage in the tree service business shall present to the Clerk a certificate of insurance in a company satisfactory to the Clerk insuring such person and such person's business and the City against any liability for injury to persons or property, with limits of one hundred thousand dollars (\$100,000) for each person injured and three hundred thousand dollars (\$300,000) for each accident and fifty thousand dollars (\$50,000) for property damage.”

125.05 CERTIFICATE OF WORKER’S COMPENSATION INSURANCE. In addition to the liability insurance as required by Section 125.04 of this chapter, each registrant who has or will have employees engaged in the tree service business shall present to the Clerk a certificate of insurance in a company satisfactory to the Clerk showing that such employees are protected by Worker's Compensation Insurance.

125.06 ANNUAL REGISTRATION. Each person who wishes to engage in the tree service business in the City for any particular calendar year or portion thereof, shall, before becoming engaged in the tree service business in the City for the particular calendar year or portion thereof, register with the Clerk, furnish the certificates of insurance required under Sections 125.04 and 125.05 of this chapter, and have received official advice in writing from the Clerk that such person is eligible to operate a tree service business in the City for such particular calendar year or portion thereof.

Licenses shall be issued on January 1<sup>st</sup> of each year and expire December 31<sup>st</sup>. The annual license fee is fifty dollars (\$50.00). Pro-rated fees are available for new Tree Service Businesses applying for a permit mid-year. Fees will be charged according to the following scale.”

Tree Service Fees	
New License	Fee
January – March	\$50.00
April – June	\$37.50
July – September	\$25.00
October – December	\$12.50

125.07 REGISTRATION NOT TRANSFERABLE. The registration required by this chapter shall not be transferable.

125.08 NOTICE OF ELIGIBILITY. If the registrant does not comply with all of the provisions of this chapter the registrant is not eligible to operate a tree service business in the City. If the registrant complies with all of the provisions of this chapter, the registrant is eligible to operate a tree service business in the City and shall be officially advised in writing by the Clerk of such eligibility.

125.09 PROTECTION OF UTILITY FACILITIES. Every licensee shall, before commencing work on any tree or stump, determine the location and course of all utility facilities in the neighborhood which may in any manner be affected by such work. The licensee shall, before commencing work on any tree or stump, contact any and all necessary utility companies (such as through Iowa One Call) to arrange for the identification and protection of such utility facilities. This section applies to any and all utility facilities, whether overhead, surface, or underground.

125.10 WORK AREA TO BE CLEANED. Every licensee shall on at least a daily basis, clean up all areas where the licensee is working or has completed work and shall remove all branches, twigs, chips and larger portions of trees or stumps and, on at least a daily basis, remove such debris to a landfill or otherwise properly dispose of such debris in a manner that it will not remain on City streets or alleys or other City property, not flow into City sewers, not have to be disposed of by City, and not otherwise become a nuisance within the City.

125.11 NOTIFICATION OF FIRE AND POLICE DEPARTMENTS. Every licensee hereunder shall notify the Fire Department and Police Department of the City of all proposed work to be done on City property or in any manner affecting City streets or alleys or other City property and shall list with the Fire Department and with the Police Department, the specific addresses where such work is to be done, the date or dates upon which work is to be done at each of such specific address, and the nature of the work to be done at each of such specific addresses.

125.12 SAFETY PRECAUTIONS. Each licensee, in order to insure the safety of such licensee's employees and the general public, shall properly equip any and all shields, guards, and other safety equipment of any and every variety required by Federal, State and local laws and regulations.

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