

WHITPAIN TOWNSHIP FREE STREET TREE PROGRAM

Street Trees provide many ecological and aesthetic services. Shading our streets and creating a harmonious landscape are among the greatest benefits that increase the value of our properties and sense of community pride. The Shade Tree Commission has created the Whitpain Township Free Street Tree Program to promote the establishment of new street trees which will benefit our community for generation to come.

STREET TREE CONSENT AND RELEASE AGREEMENT

In consideration of being provided with a tree (the "Tree") and planting of the Tree by **WHITPAIN TOWNSHIP**, a Second-Class Township (the "Township"),

Owner(s) Name: _____ of _____

Address: _____ situate in Whitpain Township, Montgomery County, Pennsylvania (the "Property"), hereby agrees to the following:

QUALIFYING CRITERIA

1. The Tree shall be planted no more than eight (8) feet from an adjoining street or a sidewalk on or adjoining the Property. The Tree shall be planted no less than three (3) feet from any utility. Prior to planting the STC Partner Contractor will contact PA One Call (dial 8-1-1 or 1-800-242-1776) to mark the location of underground utilities to ensure that the Tree is located in accordance with this Agreement. The Township, its agents, employees, contractors or representatives shall determine the location of the Tree on the Property in order to ensure compliance with this Agreement and all Township Ordinances.
2. Owners shall, at its sole cost and expense, maintain, water, protect, prune and provide any other care necessary for the health, growth and maturation of the Tree, including, but not limited to, as recommended by the nursery supplying the Tree.
3. Owner shall not remove the Tree without the prior written consent of the Township.
4. Owner hereby releases the Township, its agents, employees, contractors and representative and agrees to defend, indemnify and hold harmless the Township and its agents, employees, contractors and representatives from and against all claims, damages, losses and expenses, including attorneys' fees, arising out of or resulting from: (i) the planting of the Tree on the Property; and (ii) the location of the Tree on the Property, including, but not limited to any property damage, personal injury or death.

OWNER Signature: _____ Date: _____

Phone Number: _____ Email: _____

STC REP: _____ Date Accepted: _____

Qualifying Street Trees

<u>Botanic Name</u>	<u>Common Name</u>	<u>Top 3 Preferences</u>
Acer rubrum	Red Maple	_____
Acer saccharum	Sugar Maple	_____
Carya ovata or glabra	Shagbark or Pignut Hickory *	_____
Liriodendron tulipifera	Tulip Poplar	_____
Platanus sp.	London Plain Tree **	_____
Quercus alba	White Oak *	_____
Quercus bicolor	Swamp White Oak	_____
Quercus rubra	Red Oak	_____
Quercus montana	Chestnut Oak	_____
Quercus palustris	Pin Oak	_____
Tilia americana	Basswood	_____

Tree species planted will be based on availability from Partner Contractor.

*These species will be planted with a smaller dbh. **Acceptable nonnative alternative

Partner Contractor of Record: _____ Date Distributed: _____

Date: Planted: _____ Review by STC: _____ Date Approved: _____