

# ROADS - BRIDGES

## Chapter 765 TREES - ON HIGHWAYS

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#### Article 1 INTERPRETATION

**765.1.1 Highway - defined**  
"highway" includes the boulevard or any part of the road allowance.

**765.1.2 Tree - defined**

"tree" includes a growing tree or shrub planted or left growing on either side of a highway for the purpose of shade or ornament.

**Article 2****GENERAL PROVISIONS****765.2.1 Injure - tree - in anyway - prohibited**

No person shall injure a tree in any way, manner or form.

**765.2.2 Physical act - braking - branches - bark - trunk**

For the purposes of Section 765.2.1, a person shall be deemed to injure a tree if the person engages in a physical act which breaks any branch of the tree or damages its trunk, or any part of the bark of the tree is damaged, broken or stripped.

**765.2.3 Destruction - tree - prohibited**

No person shall destroy a tree.

**765.2.4 Contravention - deemed offence**

It shall be an offence for any person to contravene the provisions of this Chapter.

**765.2.5 Injuries - destruction - tree - approval - received**

The provisions of this Chapter do not apply to prevent a person injuring or destroying a tree if approval for the same has been received from the Council for The Corporation of the City of Peterborough, or its designate. By-law 1982-82, 25 May, 1982.

**Article 3****ENFORCEMENT****765.3.1 Fine - for contravention**

Every person who contravenes this Chapter is guilty of an offence and is liable to the penalty, as prescribed by applicable law, for each offence. By-law 91-116, 22 April, 1991.

**Note:** Except where otherwise expressly provided in this Chapter, and pursuant to other provincial statutes, such as the *Planning Act*, the maximum fine for violation of the Code is specified in section 62 of the *Provincial Offences Act*, R.S.O. 1980, c. 400, which indicates that a party guilty of an offence is liable to a fine of not more than five thousand dollars (\$5000.00).