

STREET TREE AGREEMENT

CONGRATULATIONS! You have been chosen to receive a free tree to be planted in the City street right-of-way [Street Tree] adjacent to the property located at _____, San Diego, California. Trees provide many benefits to our neighborhoods including reduced heat islands, a reduced need for air conditioning, improved air quality, reduced storm water runoff, decreased soil erosion, reduced glare, and improved community image and aesthetics. The City of San Diego would like to partner with residents in your community to bring the benefits of Street Trees to your neighborhood. The City would like to provide a Street Tree free of charge. All you have to do is water it regularly for the first three years. After that, it generally can survive on normal rainfall.

Here's the proposal:

1. The City will furnish a Street Tree free of charge. You previously have been informed of, and agreed to, the terms and conditions of Street Tree selection and planting. The City will have the final say over the location of the Street Tree within the City street right-of-way, in accordance with City policy and applicable laws.
2. You will water the Street Tree effective immediately and for the first three years after planting, or until you move from the above-described property, whichever occurs first. You will follow the watering directions in the Street Tree Watering Schedule attached as Exhibit "A."
3. The City will be responsible for trimming the Street Tree.
4. If the Street Tree is diseased, dies, is obstructing a traffic sign, appears to be damaging the sidewalk, or is otherwise creating a hazard, you will notify the City Streets Division Customer Service of the situation as soon as possible at the following telephone number: (619) 527-7500.
5. Indemnity: The City agrees to defend, indemnify, protect, and hold you harmless from and against any and all claims asserted or liability established for injury to persons or property arising solely out of your watering and performing other basic maintenance (fertilizing, mowing, sweeping leaves, pulling weeds) on the Street Tree or in the immediately surrounding right-of-way area. However, this duty to defend, indemnify, protect and hold harmless shall not include any claims or liability arising from the negligence or misconduct of you, your contractors, agents, representatives, or employees.
6. If the Street Tree dies because you did not water it according to the attached Street Tree Watering Schedule, the City will not replace it.
I have read, understand, and agree to the terms and conditions of the above proposal as

evidenced by my signature below.

Dated: _____

By: _____

Print Name: _____

Address: _____

Circle one: Property Owner Tenant

Dated: _____

City of San Diego,
A Municipal Corporation,

By: _____

Name: _____

Title: _____

Department: _____

Exhibit A attached - Street Tree Watering Schedule

Exhibit A
City of San Diego

Street Tree Watering Schedule

In order for young street trees to grow healthy and strong, the following watering schedule is important for the first three years after the tree is planted.

First Year

Apply water to penetrate the soil to a depth of 6-12 inches, to keep the soil moist, not wet.

Winter and Spring	- Weekly, if it hasn't rained
Summer and Fall	- Twice weekly, when weather is warm and dry

Second Year

Apply water under the expanding leafy canopy, allowing enough time for the water to penetrate the soil to a depth of 6-12 inches.

Late Spring to Early Fall	- Weekly
Rest of Year	- Monthly

Third Year

Apply water under the expanding leafy canopy, allowing enough time for the water to penetrate the soil to a depth of 6-12 inches.

Year Round	- Monthly
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In the **fourth year and beyond**, street trees can generally survive on San Diego's limited rainfall. However, in order for the trees to thrive, not merely survive, the following is recommended:

Apply water under the expanding leafy canopy, allowing enough time for the water to penetrate the soil to a depth of 6-12 inches.

Warm & dry weather	- Monthly
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