

**LOMA LINDA SUBDIVISION HOMEOWNERS ASSOCIATION  
ARCHITECTURAL CONTROL COMMITTEE  
Adopted Rule, Regulation, and Standard**

**Removal of Trees**

**SUBJECT:** Adoption of a Procedure regarding Approval or Disapproval of a request for Removal of Trees in the Loma Linda Subdivision.

**PURPOSES:** AMENDED, RESTATED, AND CONSOLIDATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS OF LOMA LINDA SUBDIVISION UNITS ONE THROUGH FIVE: Article IX Section 24. Removal of Trees: *No tree with a diameter of three (3) inches or greater shall be removed from any Lot without the prior written permission of the Architectural Control Committee.*

The ACC felt clarification as to the height of determining where a tree meets the three (3) inch rule was important.

It is also important to determine whether a tree is dead or alive. Also, the tree should not be cut down without permission though it is not stated as such. It is written that it should not be removed from the lot; therefore, any tree might be cut and left lying on the property without having it removed from the lot.

Define Procedure for Granting Property Removal of Trees.

**AUTHORITY:** The Declaration, Articles of Incorporation, and Bylaws of the Association and Colorado law.

**EFFECTIVE DATE:** January 9, 2024

**RESOLUTION:**

**Examples of When Tree Removal May be Granted:**

1. A tree may be cut and removed from the property when it has the diameter greater than three (3) inches by measuring the tree at 5 feet above the ground level, with requested ACC approval. Slash, (branches, needles, bark, tree-trunk) must then be removed, chipped, or used as firewood.

2. The property owner has a Wildfire Defensible Space Plan that has been professionally created for the property. The plan needs to be given to the ACC before the commencement of work. Any slash

needs to be removed from the lot or chips scattered or piled for later use prior to the end of the following season.

3. Upon approval of the ACC due to construction of a new building, trees may be removed. Please note this on your Request Form including the number of trees and location on the property.

4. A dead tree does not need ACC approval to be removed. If there is a question as to the viability of the tree believed to be dead, the Firewise Ambassador can be contacted for confirmation.

ACC Approval / Disapproval Procedure

The ACC will consider the Request for Tree Removal at one of its regularly scheduled or special meetings at which time the applicant and other parties of interest may present information and discuss the application with the Committee.

The Policy may be amended from time to time by the ACC pursuant to the Policy for ACC Adopting of Rules, Regulations and Standards.

**HOA BOARD CERTIFICATION:** The undersigned, being the President of Loma Linda Subdivision Homeowners Association certifies that the foregoing Rule, Regulation or Standard was approved by the HOA at a duly called and held meeting of the HOA Board on January 9, 2024 and in witness thereof, the undersigned has subscribed his/her name.

**Loma Linda Subdivision Homeowners Association,**  
a Colorado nonprofit corporation  
By: Maggie Fischer President

**ACC CERTIFICATION:** The undersigned, being the Chairman of Loma Linda Subdivision Homeowners Association Architectural Control Committee certifies that the foregoing Rule, Regulation or Standard was adopted by the ACC at a duly called and held meeting of the ACC on November 6, 2023 and in witness thereof; the undersigned has subscribed his/her name.

**Loma Linda Subdivision Homeowners  
Association Architectural Control Committee,**

By: Josephine Myatt Chair

Approved by ACC and HOA Board

January 2024