

MUNICIPALITY OF MONROEVILLE
ALLEGHENY COUNTY, PENNSYLVANIA

ORDINANCE NO. 2529

AN ORDINANCE OF THE MUNICIPALITY OF MONROEVILLE, ALLEGHENY COUNTY, PENNSYLVANIA, A HOME RULE CHARTER COMMUNITY, REPEALING ORDINANCE NO. 1936 AND ADOPTING NEW COMPREHENSIVE TIMBER HARVESTING REGULATIONS.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Council of the Municipality of Monroeville, County of Allegheny, Commonwealth of Pennsylvania, and it is hereby ordained and enacted by the authority of the same as follows:

Section 1. The Municipality of Monroeville desires to repeal Ordinance No. 1936 and adopt minimum standards for the protection of health, safety and welfare of the people and property to protect and to promote the public welfare, by regulating and controlling Timber Harvesting operations as more particularly described in Exhibit "A" attached hereto.

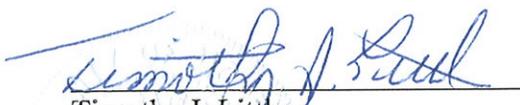
Section 2. All Ordinances or Resolutions or parts of Ordinances or Resolutions in conflict herewith are hereby repealed.

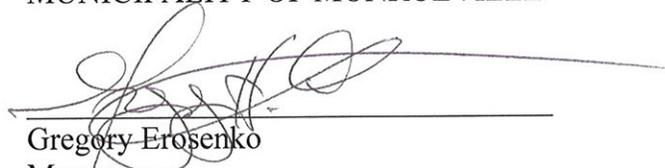
Section 3. This Ordinance shall take effect January 1, 2012.

ORDAINED AND ENACTED into law the 9th day of November 2011.

ATTEST:

MUNICIPALITY OF MONROEVILLE


Timothy J. Little
Municipal Manager


Gregory Eroshenko
Mayor

ENTERED INTO LEGAL BOOK ON: November 19, 2011

TIMBER HARVESTING ORDINANCE

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ARTICLE I - GENERAL PROVISIONS

001-1. REACTION CLAUSE

- A. It is hereby ordained and enacted by the Council of the Municipality of Monroeville, County of Allegheny, Commonwealth of Pennsylvania that from and after the passage and approval of this Ordinance the following regulations shall be in full force and effect. The provisions of this Ordinance shall be held to be the minimum requirements for the protection of the health, safety and welfare of the people at large, and to be designed to encourage the establishment and maintenance of reasonable community standards of physical environment.

001-2. TITLE

- A. This Ordinance shall be cited as the Municipality of Monroeville "Timber Harvesting Ordinance".

001-3. PURPOSE

- A. The purpose of this Ordinance is the following:
 1. To promote woodland areas and the environmental and economic benefits they provide.
 2. To encourage the owners of woodland to continue that land use for the long-term production of timber, recreation, and wildlife habitat.
 3. To promote good forest stewardship.
 4. To protect the rights of adjacent landowners and public.
 5. To minimize the potential for adverse environmental impacts resulting from improper timber harvesting.
 6. To recognize timber harvesting as a legitimate activity within the Municipality and avoid unnecessary restrictions on a property owners right to harvest timber.

001-4. LEGISLATIVE INTENT

- A. It is the intent of this Ordinance to regulate timber harvesting practices and to allow for and encourage proper forest management within the Municipality of Monroeville. This Ordinance is not intended to prescribe specific cutting practices; or to prevent or hinder any landowner from realizing financial return from the sale of trees; or to prevent or hinder timber harvesting or forest industry operators from pursuing their business within this jurisdiction. It is not the intent of this Ordinance to regulate timber harvest for home use, non-commercial timber stand improvement work, or for a land use change.

001-5. COMPLIANCE

- A. No person shall conduct a timber harvesting operation within the Municipality of Monroeville except in full compliance with all the provisions of these regulations and after the lawful issuance of a Timber Harvesting Permit as required by these regulations.

001-6. LIABILITY

- A. Neither the issuance of a permit under the provisions of these regulations, nor compliance with its provisions, nor conformance with conditions required by any such permit shall relieve any person from liability for damage resulting from a timber harvesting operation, nor attach any liability upon the Municipality for damages to persons or property.

001-7. SEVERABILITY

- A. In the event that any of the terms or provisions of this Ordinance shall be found invalid or declared unenforceable by reason of any federal or state statute or federal or state directive, rule or regulation now in effect or hereinafter to become effective or by reason of the decision of any federal or state court, such invalidity or unenforceability shall not affect or impair any other terms or provisions hereof, unless the other terms or provisions are directly affected by the section declared invalid or unenforceable. The parties thereupon may, within 30 days, meet to discuss said invalidity or unenforceability.

ARTICLE II - PERMIT PROCEDURES AND REQUIREMENTS

002-1. PERMIT REQUIRED

- A. A Timber Harvesting Permit must be obtained from the Municipality for any timber harvesting operation. Changes, additions or alterations to existing timber harvesting operations shall conform to the provisions of these regulations. A separate Timber Harvesting Permit shall be required for each parcel timbered. One permit shall encompass all timber harvesting operations made on the same parcel.
- B. Minor Timber Harvesting Operation: A timber harvesting operation within the Municipality of Monroeville which does not meet the definition of a major timber harvesting operation is considered a minor timber harvesting operation. The Timber Harvesting Permit for a minor timber harvesting operation is issued administratively by Municipal staff.
- C. Major Timber Harvesting Operation: A timber harvesting operation that meets any of the following criteria:
 - 1. The operation will encompass a land area in excess of two (2) acres.
 - 2. The operation will take place on any land exceeding a 4H:1V slope.
 - 3. The operation will involve the clear-cutting or seed-tree cutting methods or any other method deemed by the Municipality to be similarly intensive.
 - 4. The Timber Harvesting Permit for a major timber harvesting operation is issued only after review by the Municipal Engineer, Municipal Planning Commission and approval of the Council of the Municipality of Monroeville as provided for in § 002-5 of this Ordinance.

002-2. PERMIT EXCEPTIONS

- A. Timber Harvesting Permit is not required for sites which have received site plan or conditional use approval for land development when the area to be harvested is within the area required to be disturbed for the land development. Areas to be harvested outside the area required to be disturbed for land development still require a Timber Harvesting Permit.
- B. Removal of trees limited to site preparation for an approved building permit where the area harvested is, in the Municipality's opinion, that which is reasonably required to permit construction of the structure and associated amenities (driveway, lawn, etc.).
- C. Removal of trees limited to reasonable, regular, normal maintenance and landscaping improvements by individual homeowners where standards in Article III of this Ordinance are not violated.
- D. Non-commercial timber stand improvement as defined in this Ordinance where the standards in Article III of this Ordinance are not violated. Although a Timber Harvesting Permit is not required the property owner shall notify the Municipality of the project ten (10) working days prior to the start of the project.

002-3. FORM OF APPLICATION

- A. Written application shall be made on a form prescribed by the Municipality and shall include such plans and detailed information as shall be required in accord with this Ordinance.

002-4. REQUIRED PLANS

- A. The application shall consist of both a written application and drawing(s) and shall consist of as many copies as requested by the Municipality. The application submission shall include the following:
 - 1. A valid boundary line survey of the site on which the proposed work is to be done, including but not limited to north arrow, scale, date, key location map, and signature of preparer, owner, and applicant.
 - 2. A description of the features, existing and proposed on the site, which are of importance to the proposed project including but not limited to among others, location of trees, natural features, existing structures, property lines, streets, right of ways, easements roads, utilities, distance to road intersections, and watercourses.
 - 3. Owners of adjacent properties, including but not limited to the location of any existing structures and driveway locations.
 - 4. Topographic features with existing contours at a vertical interval of not more than five (5) vertical feet.
 - 5. The location and description of existing man-made features of importance to the proposed project, including structures, roads, utilities and walls.
 - 6. Submittals addressing all applicable erosion and sedimentation control and stream crossing regulations under Chapter 102, Erosion Control Rules and Regulations issued under Act of June 22, 1937 (Clean Streams Law), and Chapter 105, Dam and Waterway Management Rules and Regulations issued under Act of 1978, P.L. 1375, No. 325 (Dam Safety and Encroachments Act), as amended, or subsequent applicable legislation.
 - 7. Specifications which shall set forth details of the work, such as materials, methods, procedures, insurance and estimated dates for starting and completing the work.
 - 8. Compliance with additional regulations regarding tree removal listed in the Municipality of Monroeville Subdivision and Land Development Ordinance, latest edition, and Zoning Ordinance, latest edition.
- B. For all major timber harvesting projects and for minor timbering projects where requested by the Municipality the Applicant shall, in addition to the requirements immediately above, provide a Forest Management Plan prepared by a Professional Forester including the following requirements:
 - 1. A description of the type of tree removal project identifying the harvesting method: seed-tree cutting, selective cutting; clear cutting, shelterwood cutting, etc. The Plan shall describe the rationale behind the choice of timbering method including the characteristics of the site and the tree species located thereon.

2. A description of the area to be timbered, specifying area to be timbered, tree species mixture, a sampling of tree sizes and the notation of any unusual, scarce or endangered timber.
3. A statement demonstrating how trees that are not proposed for removal are to be protected during the operation.
4. A map showing areas exceeding a 4H:1V slope.
5. A statement/map showing general soil conditions throughout the proposed timber area including landslide prone areas.
6. A grading plan indicating design of proposed skid roads, landings, access roads, etc.
7. Information as to how all trees will be marked for removal or to remain on the site.
8. A list of equipment to be used in the harvesting.
9. A time schedule for the start and completion of all work within the timbering area.
10. Where harvesting operations will alter the existing drainage characteristics a stormwater management plan shall be submitted in accordance with the latest Municipal Stormwater Management Ordinance.

002-5. MAJOR TIMBER HARVESTING PERMIT ADDITIONAL REVIEW REQUIREMENTS

- A. Notification of Neighboring Property Owners - The Municipality shall notify all property owners within one-thousand (1000) feet of the property line where the proposed major timber harvesting operation is proposed, providing a brief description of the proposed project and the date of the public hearings. Additionally, the area shall be posted with signs that provide a brief description of the proposed project and the date of the public hearings.
- B. Review by the Municipal Engineer – The Municipal Engineer shall review the application and shall ultimately forward their recommendations to the Municipal Planning Commission and Municipal Council
- C. Public Hearings - As provided in the schedule of application submission, a public hearing pursuant to public notice shall be held by the Municipal Planning Commission followed by Municipal Council.
- D. Planning Commission Action – The Municipal Planning Commission is a recommending body to Municipal Council and shall communicate its opinion relative to the project to Council via its decision at the public hearing. Planning Commission does not have the authority to approve or deny projects.
- E. Council Action - Action shall be taken by Council, either approving or disapproving, of an application for a major harvesting operation within sixty (60) days from the date of the first Council meeting at which the application first appeared as an agenda item. Council may attach such conditions as they deem appropriate to approval.

002-6. ISSUANCE OF PERMIT

- A. A Timber Harvesting Permit will be issued by the Municipality upon satisfying the following conditions:
1. Payment of fees as established in the Municipal Fee Schedule Ordinance, latest edition.
 2. Satisfactory posting of bond and certificate of insurance. A permit shall not be issued until the bond and certificate of insurance prescribed in § 002-10 have been provided to and approved by the Municipality.
 3. Compliance with the restrictions of this Ordinance and applications and plans approved by the Municipality.
 4. In the case of major Timber Harvesting Permits approval by Municipal Council is required as detailed in § 002-5. Upon approval by Council and satisfaction of any conditions established by Council, the Municipality shall issue a Timber Harvesting Permit for the proposed project. Approval for a major timber harvesting operation shall be valid for a period of one year following Council Action. If the proposed project is not started within six (6) months, Council approval shall be void.
 5. Proof of compliance with other Local, State, and Federal Laws including copies of required permissions and permits.
 6. Posting of required bonds for overweight hauling on Municipal roadways.
 7. In the interest of public health, welfare and safety, additional items may be appended to, stated on and made a condition of the work permitted. These conditions may include but shall not be limited to:
 - a. A reasonable time limit for completion the work.
 - b. Limitations upon the hours of the day, days of the week for performance of the work covered by the permit and/or travel on public streets.
 - c. Construction of additional drainage facilities, berms, or stabilizations.
 - d. Restrictions upon the size, type and number of pieces of equipment to be used, including trucks on public streets or thoroughfares.

002-7. EXPIRATION OF PERMIT

- A. Every Timber Harvesting Permit shall expire after a period of (1) year. The Municipality may issue a one-time renewal permit for an additional six month period. Minor timber harvesting projects also fall under the time restrictions listed in § 002-6.A.4 above.

002-8. DENIAL & REVOCATION

- A. Timber Harvesting Permits may be denied by the Municipality for failure to meet the standards of this Ordinance and may be revoked upon violation of this Ordinance.

002-9. APPEALS

- A. Appeals regarding denial or revocation of minor Timber Harvesting Permits shall be taken to Municipal Council within thirty (30) days of such action by the Municipality. Council may grant relief from the strict provisions of this Ordinance where, in its opinion, alternate methods, standards or materials proposed by the Applicant/ Permittee will meet the objectives and intent of this Ordinance. Any Applicant or Permittee shall have the right to appeal decisions of Council to any Court of competent jurisdiction.

002-10. PERFORMANCE BOND & CERTIFICATE OF INSURANCE

- A. Prior to the issuance of a Timber Harvesting Permit, the Applicant shall secure the necessary Performance Bond and Certificate of Insurance as established by the Municipality.

002-11. INSPECTION

- A. The Applicant shall notify the Municipality of the schedule of timber harvesting operation. Notice shall be given to the Municipality at least two (2) working days prior to the start or completion of the operation.
- B. Timber harvesting operations will be subject to spot inspections at the discretion of the Municipality to determine that the work is being performed in compliance with the approved permit and these regulations.
- C. Should the Municipality deem it necessary, a report by Professional Forester will be required with inspection and certification that timber harvesting has been conducted in accordance with approved permit and these regulations.
- D. A final inspection shall be conducted by the Municipality to certify compliance with the permit and this Ordinance. Municipal release of the Performance Bond shall be contingent on the findings of the final inspection and should the inspection discover inadequacies the Performance Bond may be utilized to mitigate such inadequacies.

002-12. MAINTENANCE

- A. The owner of any property on which a timber harvesting operation has been undertaken shall maintain the site in good condition including all aspects discussed in Article III of this Ordinance or as otherwise a part of the permit requirements and/or conditions.
 - 1. All drainage courses, ditches, culverts, pipes and structures shall be adequately maintained by the property owner and shall be kept open and free flowing at all times.
 - 2. All graded surfaces, erosion and sedimentation (E&S) control devices, drainage structures and similar protective devices, plantings and ground covers installed pursuant to any required permit shall be continuously maintained and kept in good repair by the owner.
 - 3. Adequate provisions shall be incorporated to prevent the infiltration of sediment into existing streams.

4. Where the Municipality finds evidence of any situation which threatens to damage nearby properties they shall direct the property owner to affect adequate remedies within a reasonable period of time.

002-13. ENFORCEMENT

- A. Any timber harvesting operation found to be proceeding without Timber Harvesting Permit as described in this Ordinance shall immediately cease operations and shall not resume until such permit is secured from the Municipality.
- B. When any person is found to be violating any provision of this Ordinance, the Municipality shall provide the operator and the landowner or landowner's representative with a written statement describing each violation and specifying a date by which corrective action must be taken.
- C. When the Municipality finds a condition in a timber harvesting operation to be causing an immediate environmental risk they shall immediately order operations to cease and contact the Allegheny County Conservation District and the Pennsylvania Department of Environmental Protection to request enforcement of the rules and regulations of those agencies.
- D. Any person who or which shall violate the provisions of this Ordinance shall upon conviction thereof in a summary proceeding, be sentenced to pay a fine of not more than five hundred (\$500) dollars. In default of payment of the fine, the members or officers of such corporation shall be liable to imprisonment for not more than ninety (90) days. Each day that a violation is continued shall constitute a separate offense.

ARTICLE III - TIMBER HARVESTING STANDARDS

003-1. MINIMUM STANDARDS

- A. The following shall be the minimum standards for issuance of a Timber Harvesting Permit.
1. A copy of the Timber Harvesting Permit including all accompanying documents, plans, specifications, approvals, conditions, etc. shall be available on-site during the timber harvesting operation.
 2. Timber harvesting operations may not be performed on landslide prone areas out of a concern for destabilizing the earth.
 3. The clear-cutting or seed-tree cutting methods, or any other method deemed by the Municipality to be similarly intensive, may not be performed on areas with a slope exceeding 4H:1V out of a concern for destabilizing the earth. These methods may also not be performed unless the Forest Management Plan indicates that method is required to manage the specific species composition of the site. Timber harvesting on slopes exceeding 4H:1V, or utilizing the clear-cutting or seed-tree cutting methods or any other method deemed by the Municipality to be similarly intensive requires a Major Timber Harvesting Permit in accordance with Section **002-1.C**.
 4. In order to minimize environmental degradation, timber harvesting operations shall be confined, to the maximum extent practical, to the drier summer and fall seasons.
 5. Buffer zones shall be maintained on the property on which the timber harvesting operation is being conducted as follows:
 - a. Along abutting properties and streets: 25 feet.
 - b. Around wetlands, vernal pools, lakes, ponds, creeks, streams, or other "Waters of this Commonwealth", a 150 foot buffer shall exist where neither timber harvesting nor disturbance can take place.
 6. All cutting, removing, skidding and transporting of trees as part of the timber harvesting operation shall be planned and performed in such a manner as to minimize the disturbance of or damage to other trees, vegetation and the land itself.
 7. Roads, trails, landings, etc. shall be constructed, maintained and abandoned in such manner as to prevent soil erosion and permanent damage to soils and waterways.
 8. Roads, trails, landings, etc. shall only be wide enough to accommodate the type of equipment used and grades of such roads and trails shall be kept as low as possible. Such areas generally shall have a transverse slope meant to distribute runoff uniformly as sheet flow instead of concentrating flow.

9. Stream crossings shall be avoided but where deemed necessary crossings shall be made at a right angle across suitable culverts or bridges in accordance with appropriate State and Federal regulations.
10. Skidding across live or intermittent streams is prohibited except over culverts or bridges in accordance with appropriate State and Federal regulations.
11. All limbs and stubs shall be removed from felled trees prior to skidding.
12. All trees bent or held down by felled trees shall be promptly released.
13. No trees shall be left lodged in the process of felling.
14. Felling or skidding on or across property of others is prohibited without the express written consent of those property owners. Felling or skidding on or across any public street is prohibited without the written permission of the appropriate municipal, county or state government agency.
15. No tops or slash shall be left within twenty-five (25) feet of any adjoining property, public street, stream and/or historic or scenic trail; or within ten (10) feet of any drainage ditch.
16. The stumps of all felled trees shall be permitted to remain in the soil for stabilization purposes.
17. Upon completion of the timber harvesting operation, all timbering roads shall be graded to eliminate any wheel ruts, and access to such roads from public streets by motor vehicles of any kind shall be effectively blocked.
18. Debris deposited on public streets or thoroughfares or adjacent property as a result of work shall be removed immediately.
19. The operation shall comply with applicable health and safety measures, including but not limited to adequate warning signs, traffic controls, sanitary measures, environmental measures and other applicable measures.
20. All disturbed areas shall be graded and seeded immediately upon termination of their use. The Permittee shall not wait until the entire project is complete to begin stabilization of disturbed areas but will restore the areas incrementally as they are abandoned.
21. All trees shall be cut at a maximum of 18 inches above the ground surface.
22. Ingress/egress points shall be located as determined and approved by the Municipality.
23. Litter resulting from any logging operation shall be cleaned up and removed from the site before it is vacated by the operator.

ARTICLE IV - DEFINITIONS

004-1. GENERAL

- A. Certain words used in this Ordinance are defined below. Words used in the present tense shall include the future. The singular number shall include the plural, and the plural the singular. The word shall is mandatory and not permissive.
1. **Basal Area:** The area in square feet per acre occupied by tree stems at 4.5 feet above the ground, normally measured by a calibrated prism or angle gauge.
 2. **Buffer Zone:** Land surrounding the immediate perimeter of a timbering operation in which no cutting of trees or other vegetation shall occur except for the isolated cutting of individual trees which are dead, sick, infected, or constitute a danger to neighboring properties or the public generally.
 3. **Building Permit:** An official document or certificate issued by the Building Official which authorizes performance of a specified building activity.
 4. **Clear Cutting:** A timber harvesting method that removes all trees from a tract of land or portions thereof. This method is employed for regenerating shade-intolerant species such as oak and hickory.
 5. **Council:** The governing body of the Municipality of Monroeville.
 6. **Erosion:** The detachment and movement of soil or rock fragments by water, wind, ice or gravity, including such processes as gravitational creep.
 7. **Felling:** The act of cutting a standing tree so that it falls to the ground.
 8. **Forest Management Plan:** A plan establishing best conservation and management practices for a landowner relative to timber resources.
 9. **Forestry:** The management of forests and timberlands when practiced in accordance with accepted silvicultural principles, through developing, cultivating, harvesting, transporting and selling trees for commercial purposes, which does not include any land development (Per the current Municipalities Planning Code (MPC))
 10. **Grading:** An excavation, fill, or reshaping of the ground surface involving any combination thereof including the conditions resulting from any excavation or fill.
 11. **Intermittent Stream:** A stream whose water flow normally occurs in the wetter parts of the year (October through April) or following major storm events.
 12. **Land Development:** Those activities as defined in the current Municipalities Planning Code (MPC).
 13. **Land Use Change:** Conversion of forest land to uses such as residential, commercial, industrial, etc., where forest management practices relative to timber production and harvesting are no longer practical.
 14. **Landing:** A place where logs, pulpwood, or firewood are assembled for transportation to a processing facility.

15. **Landslide Prone Areas:** Any geologic formation that is especially susceptible to landslides due to the presence of one or more conditions such as unstable rock formations, soil types, groundwater seepage or saturated soils, including without limitation, areas containing soils identified as landslide prone in the Soil Survey of Allegheny County or other applicable maps or surveys.
16. **Litter:** Discarded items not naturally occurring on the site (i.e., tires, oil cans, etc.).
17. **Major Timber Harvesting Operation:** A timber harvesting operation that encompasses a land area in excess of two (2) acres, takes place on any land exceeding a 4H:1V slope, or involves the clear-cutting or seed-tree cutting methods or any other method deemed by the Municipality to be similarly intensive.
18. **Minor Timber Harvesting Operation:** A timber harvesting operation that does not classify as a major timber harvesting operation.
19. **Municipality:** The Municipality of Monroeville.
20. **Municipal Engineer:** The Professional Engineer officially retained by the governing body.
21. **Non-Commercial Timber Stand Improvement:** A practice in which the quality of the residual forest stand is improved by removing the less desirable trees, vines, and occasionally large shrubs to obtain the preferred stocking of the best quality trees. It can also include such practices as tree pruning. A non-commercial timber stand improvement is involved with the removal of the above-mentioned trees, etc. but does not yield a net income, usually because the trees cut are too small, poor quality, or are not marketable.
22. **Operator:** The individual, partnership, company, firm, association, or corporation engaged in the harvest of timber including his/her agents, or subcontractors, or employees.
23. **Operations:** Includes the locating, moving or disposition of any material or any construction use or activity, or a combination thereof, which in any way modifies the conditions on lands subject to this Ordinance as they exist on the effective date hereof.
24. **Owner:** An individual, partnership, company, firm, association, or corporation that is in actual control of forest land, whether such control is based on legal or equitable title, or any other interest entitling the holder to sell or otherwise dispose of any or all of the timber on such land in any manner, and agents thereof acting on their behalf, such as forestry consultants, who set up and administer timber harvesting.
25. **Perennial Stream:** A stream whose water flow normally occurs year round.
26. **Permit:** Written permission, warrant, or license granted by a governmental authority.

27. **Person:** Includes any individual, firm, partnership, association, corporation, company, organization of legal entity of any kind, including governmental agencies conducting operations within the Municipality.
28. **Professional Forester:** A person who has a B.S. or higher degree in forestry from a four-year school of forestry associated with or accredited by the Society of American Foresters.
29. **Public Hearing:** A formal meeting held pursuant to public notice by the governing body, intended to inform and obtain public comment, prior to taking action in accordance with the Ordinance.
30. **Public Meeting:** A forum held pursuant to notice under the act of July 3, 1986 (P.L.388, No. 84), known as the "Sunshine Act."
31. **Public Notice:** A notice published once each week for two successive weeks in a newspaper of general circulation in the Municipality. Such notice shall state the time and place of the hearing and the particular nature of the matter to be considered at the hearing. The first publication shall not be more than thirty days and the second publication shall not be less than seven days from the date of the hearing.
32. **Site:** A lot, tract, parcel of land, or a series of lots, tracts or parcels of land which are adjoining where a timber harvesting operation is continuous and performed at the same time.
33. **Sediment:** Solid material, both mineral and organic, that is in suspension, is being transported, or has been moved from its site of origin by air, water, gravity or ice and has come to rest on the earth's surface either above or below the water level.
34. **Sedimentation:** The process by which sediment is deposited on stream bottoms.
35. **Seed Tree Cutting Method:** A timber harvesting method that involves removing most trees from a stand and leaving only select trees behind to produce seed for regeneration of an even-aged forest. This method is used for regenerating trees that grow well in direct sunlight such as pine trees.
36. **Selective Cutting Method:** A method of selectively removing trees from a wooded area either singly or in small groups according to age and size with provisions being made for natural or artificial vegetation. This method is used for regenerating trees that grow well in shade such as beech, maple, and hemlock.
37. **Shelterwood Cutting Method:** A timber harvesting method in which trees are harvested in a series of cuts designed to achieve a new even-aged stand under the shelter of remaining trees. This method is used for regenerating intermediate shade-tolerant trees such as white pine and northern red oak.
38. **Skidding:** The act of dragging trees on the ground, by any means, from the stump to the landing.

39. **Slash:** Woody material left after logging, including logs, chunks, bark, branches, stumps, and broken understory trees or brush left on the ground after the area is timbered.
40. **Stream:** Any channel of conveyance of surface water having a defined bed and banks, whether natural or artificial, with perennial or intermittent flow.
41. **Structure:** Any assembly of materials above or below the surface of the land or water, including, but not limited to, houses, buildings, bulkheads, piers, docks, landings, dams, waterway obstructions, towers, and utility transmission devices.
42. **Timber Harvesting Permit:** A permit issued by the Municipality of Monroeville authorizing a timber harvesting operation.
43. **Timber Harvesting Operation:** Any cutting and removing of trees for commercial purposes, forestry, or other purposes not specifically exempted from a Timber Harvesting Permit in § 002-2 of this Ordinance.
44. **Tops:** The upper portion of a felled tree not merchantable because of small size, taper, or defect.
45. **Tree:**
 - a. Any self-supporting woody plant growing upon the earth that usually provides one main trunk and produces a more or less distinct and elevated head with many branches.
 - b. Any self-supporting woody plant, usually having a single woody trunk, and a potential DBH of two inches or more.
46. **Vernal Pool:** An isolated, contained basin depression that holds water for at least two (2) months in the spring and summer, critical to several amphibian, reptile, and invertebrate species. It also provides important storage for stormwater runoff and spring snowmelt that would otherwise contribute to downstream flooding.
47. **Watercourse:** A natural drainage route or channel for the flow of water.
48. **Waters of This Commonwealth:** Rivers, streams, creeks, rivulets, impoundments, ditches, watercourses, storm sewers, lakes, dammed water, wetlands, ponds, springs and other bodies or channels of conveyance of surface and underground water, or parts thereof, whether natural or artificial, within or on the boundaries of this Commonwealth or as otherwise defined by the Pennsylvania Department of Environmental Protection.
49. **Wetland:** Those areas that are inundated or saturated by surface or ground water at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions, including swamps, marshes, bogs, fens, and similar areas.