

**MEMORANDUM**

**APPENDIX 3**



From:	[REDACTED] <b>Senior Tree Officer</b>	To:	[REDACTED] <b>Legal Officer</b>
My Ref:	<b>TPO (3) 2011 53 -55 Wellington Road</b>	Your Ref:	<b>TPO (3) 53 -55 Wellington Road</b>
Please ask for:	[REDACTED] Ext [REDACTED]	Date	7 <sup>th</sup> July 2011

**Re: Confirmation Of Tree Preservation Order**

**Back Ground:**

The provisional order was raised on the 16<sup>th</sup> May 2011 in reaction to an enquiry report / enquiry received indicating that there was a potential consideration being made to fell the Cedar tree on the grounds of 33 Wellington Road and heavily and inappropriately prune the Lime Tree on the grounds of 55 Wellington Road. Both trees are highly prominent within the street scene of the area offering a high level of visual amenity value being visible from the outlook of a number of local properties and to road users and pedestrian passers by. They are of good health and form adding greatly to the character of this well established area.

**Representations Received – Objections Appendices 1.**

[REDACTED]

Letter received dated 23<sup>rd</sup> June 2011 highlighting the following concerns.

1. The potential of the Cedar tree to have an influence on the structural integrity of the property at 55 Wellington Road
2. The direct influence the canopy of the Cedar is currently having on the guttering of this property.

**My Comments:**

1. I feel the tree is an acceptable distance from the building line of this property. The tree and all local building have co-existed for a substantial time. The geology of the area is generally recognised to be of sand stone bed rock. All of which would lead me to a conclusion that any major influence on any local property is unlikely. Investigatory and substantiating evidence would need to be produced to validate any claim of a structural influence of the tree on the property. Any evidence to this affect would be taken into consideration in any future request for works under the Tree Preservation Order on the tree.
2. It would be acceptable for a neighbour affected by the canopy of a tree touching and directly damaging a there property to request it pruned to give relief. Permission would almost certainly be granted on trees under protection in such cases.

**Representations Received – Supportive ; Appendices 2.**

[REDACTED]

Letter received dated 23 June 2011 expressing his overall support for the order in that it protects the Cedar tree in his front garden. He highlights this is an important tree due to its age prominence in its setting and historical value.

**My Comments:** Support for a new order is always very welcome but especially so when it comes from an owner of a tree. I strongly agree with all comments made by [REDACTED]

## **Conclusion & Recommendation**

Both trees are highly prominent within the street scene of the area offering a high level of visual amenity value being visible from the outlook of a number of local properties and to passers by. They are of good health and form adding greatly to the character of this well established and mature area. It is common practice for insurance companies to comment on trees near properties in a covering paragraph within policies but generally with no evidence to support if the tree is or will ever affect the building as may be the case in this instance. I believe that both trees can be retained and easily lived with accepting that some reasonable crown management is perhaps carried out periodically. The tree preservation order will give us a regulator control on the level and style of management carried out.

Therefore I propose that Bromsgrove Tree Preservation Order (N.o.3 ) is confirmed in line with the schedule below.

### **SCHEDULE 1**

#### **Specification of Trees**

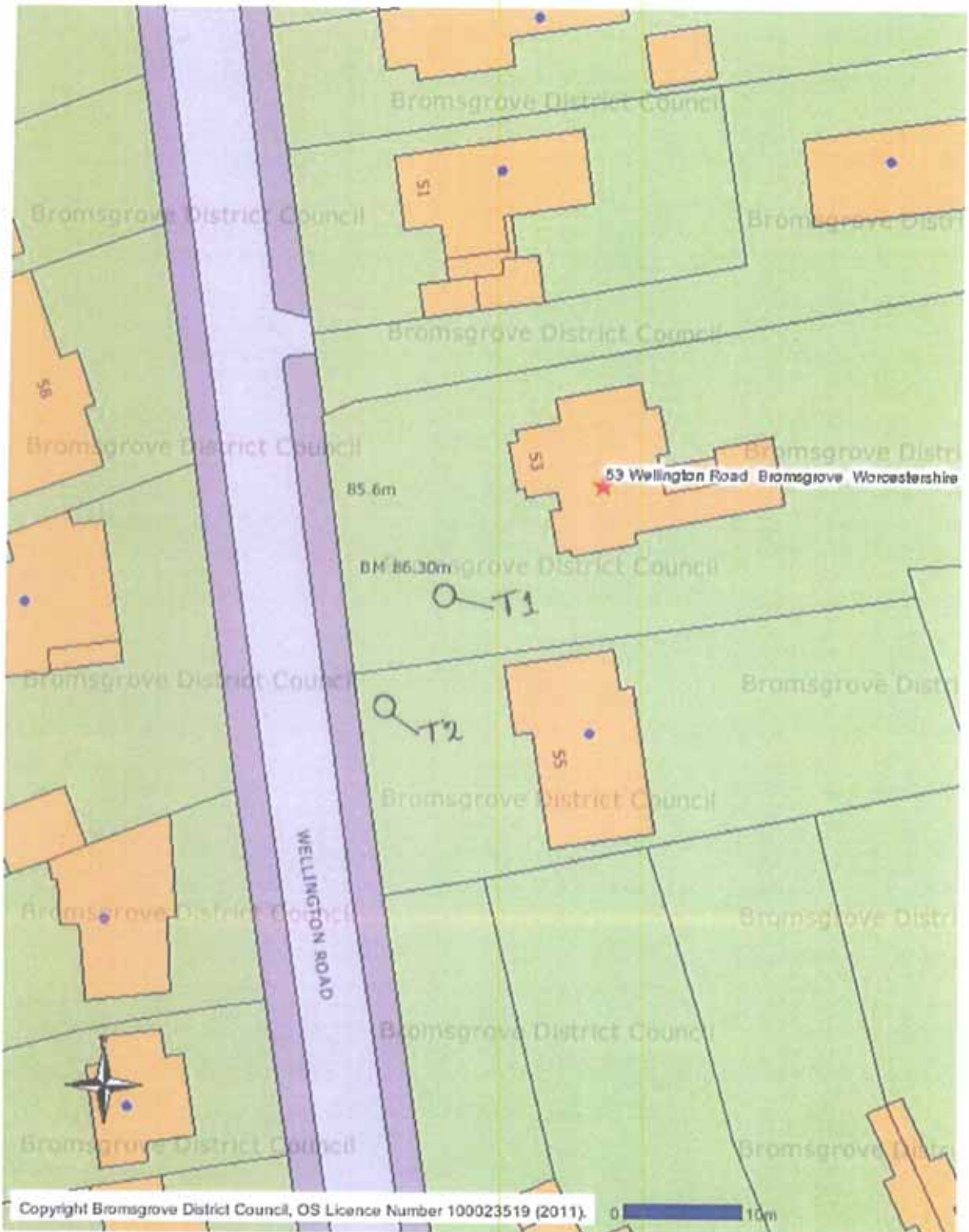
**Trees Specified Individually( encircled in black on the map)**

<b>Reference on map</b>	<b>Description</b>	<b>Situation</b>
T1	Cedar	NGR 396518 / 269764 In The Front Garden Of 53 Wellington Road
T2	Lime	NGR 396513 / 269754 In The Front Garden Of 55 Wellington Road

**Trees specified by reference to an area (within a dotted black line on map)**

None

**I recommend that the provisional Tree Preservation order (3) 2011 is now confirmed to include all the above trees.**



**Bromsgrove**  
District Council

[www.bromsgrove.gov.uk](http://www.bromsgrove.gov.uk)



Department Environmental & Planning

Title: Tree Preservation Order

Scale: 1:500

Address: 53-55 WELLINGTON ROAD  
Aston Fields, Bromsgrove

T1=Cedar Tree T2=Lime Tree.

16/05/2011