

**PLANNING
COMMITTEE**

11th January 2015

TREE PRESERVATION ORDER (NO.10)2015 – Trees on land at Cherry Hill Road, Barnt Green Bromsgrove

| | |
|------------------------------|---------------------------------------|
| Relevant Portfolio Holder | Kit Taylor |
| Portfolio Holder Consulted | No |
| Relevant Head of Service | Head of Planning Services and Housing |
| Ward(s) Affected | Bromsgrove Central |
| Ward Councillor(s) Consulted | No |
| Non-Key Decision | |

1. SUMMARY OF PROPOSALS

- 1.1 The Committee is asked to consider the confirmation of Tree Preservation Order (No10) 2015 relating to trees on land on Woodland Adjoining 15 Cherry Hill Road, Barnt Green. The provisional order was raised on the 16th October 2015 in reaction to the potential risk of the woodland being miss-managed and valuable trees felled.

2. RECOMMENDATIONS

- 2.1 It is recommended that Tree Preservation Order (No.10) 2015 relating to trees on land at Woodland Adjoining 15 Cherry Hill Road, Barnt Green is confirmed and made permanent.

3. KEY ISSUES

Financial Implications

- 3.1 There are no financial implications relating to the confirmation of the TPO.

Legal Implications

- 3.3 Town and Country Planning (Trees) Regulations 1999 covers this procedure.

Service / Operational Implications

- 3.4 The woodland in question was advertised for sale and during that time a number of enquiries were received from interested parties who asked questions regarding any restrictions on the site in relation to the tree stock which may affect any future potential development on the site. The site does fall within the Barnt Green conservation area but this would only require any new owner to provide six weeks notice in writing before they carry out any tree management on the site. This is not as robust as a Tree Preservation Order protection and therefore in view of the above it was considered prudent

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to raise a TPO order on the site to provide the higher level of protection to the site that this provides.

A Tree Preservation Order was placed on the woodland (TPO (7) 2015) but due to an administrative oversight it was not confirmed in the prescribed manner and therefore was null and void. To ensure the continued protection of the woodland a new, identical TPO was made (TPO 10 2015) and it is this Order that now requires consideration.

The provisional TPO will remain in force until the 16th April 2016. Notification of the Provisional Order was given to all persons in the surrounding area and to all those who could be affected by the making of the TPO.

Objections have been received in respect of the TPO and are attached at **Appendix 2**.

The objection comprises of the following:-

Letters dated 22nd April 2015 and the 29th October 2015 (**Appendix 2**) from Reuben Hayes, Apex Environmental Ltd on behalf of the owner Mr Syed Bukhari. The concerns raised have been addressed in the Tree Officer Report as attached at **Appendix 1**.

3.5 Policy Implications- None
HR Implications- None
Council Objective 4- Environment, Priority C04 Planning

3.6 Climate Change / Carbon/ Biodiversity- The Proposal in relation to confirming the TPO can only be seen as a positive impact on the environment.

Customer / Equalities and Diversity Implications

3.7 The customers have been provided with the relevant notification and the responses received are attached in the appendices. The customers will receive notification by post of the decision of the committee.

3.8 Equalities and Diversity implications- None

4. RISK MANAGEMENT

4.1 There are no significant risks associated with the details included in this report.

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5. **APPENDICES**

List Appendices:

- Appendix 1 Tree Officers Report.
- Appendix 2 Copy of Objection received x 2 letters.
- Appendix 3 Copy of Application to carryout work TPO15/042.
- Appendix 4 Copy of Officer assessment sheet and decision notice issued TPO15/042.
- Appendix 5 Photographs of site.
- Appendix 6 Copy Of Order

6. **BACKGROUND PAPERS**

None

7. **KEY**

TPO - Tree Preservation Order

AUTHOR OF REPORT

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