

**PLANNING
COMMITTEE**

19th February 2024

Tree Preservation Order (21) 2023: 29A Twatling Road, Barnt Green B45 8HY

Relevant Portfolio Holder	Cllr Peter Whittaker
Portfolio Holder Consulted	No
Relevant Head of Service	Head of Planning and Environmental Services
Ward(s) Affected	Barnt Green
Ward Councillor(s) Consulted	No
Non-Key Decision	

1. SUMMARY OF PROPOSALS

- 1.1 The Committee is asked to consider the confirmation without modification of Tree Preservation Order (21) 2023, relating to trees on land at 29A Twatling Road, Barnt Green B45 8HY

2. RECOMMENDATIONS

- 1.2 It is recommended that provisional Tree Preservation Order (21) 2023 is confirmed without modification and made permanent as provisionally raised and shown in appendix (1).

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 2012 covers this procedure.

Service / Operational Implications

Background:

- 3.4 The provisional order was raised on the 19th of October 2023 as shown in appendices (1) in response to a mature Cedar tree having been recently removed from the rear garden of the property and an expectation that there was a risk of more trees being removed from within the property.

PLANNING COMMITTEE

19th February 2024

A TEMPO (Tree Evaluation Method for Preservation Orders) was carried out on the trees included within the order by Gavin Boyes on 20th October 2023 which can be seen in appendix (2).

3.5 One objection has been received in respect of the provisional TPO having been raised as follows:

- A letter from Irwinmitchell Trust Corporation Reference Number CWP/10053804-6/OJL dated 17th November 2023 as shown in appendices (3)

My comments in relation to the issues raised in the objection are as follows:

Both T1 Pine and T9 Wellingtonia are good quality and highly prominent trees that are clearly visible from the Twatling Road and local neighbouring properties therefore providing a high degree of visual amenity value to the site and area. They are typical of the age and nature of other tree stock in the Barnt Green and therefore add greatly to the general character of the area and have historic value in that they would have existed prior to the existing property having been built. My view is that T9 Wellingtonia is the best quality and most important tree on the site. I believe that there is scope to consider alternative options and building methods to allow the construction of the garage and installation of the gates and fencing which would not require the removal of these trees.

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

3.7 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

3.8 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.

3.9 Equalities and Diversity implications- None

**PLANNING
COMMITTEE**

19th February 2024

4. RISK MANAGEMENT

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

5. APPENDICES

List Appendices.

Appendix (1) Schedule and Plan of Provisional Order as raised

Appendix (2) Tempo Assessment

Appendix (3) Letter of objection from Irwinmitchell Trust Corporation
Reference Number CWP/10053804-6/OJL dated 17th
November 2023

Appendix (4) Context Plan

Appendix (5) Photographs of trees

6. BACKGROUND PAPERS

None

7. KEY

TPO - Tree Preservation Order

TEMPO – Tree Evaluation Method for Preservation Orders

7.1 Conclusion and recommendations:

Both T1 Pine and T9 Wellingtonia are good quality and highly prominent trees that are clearly visible from the Twatling Road and neighbouring properties therefore providing a high degree of visual amenity value to the site and area. They are typical in age and nature of other tree stock in the Barnt Green and therefore add greatly to the general character of the area. I believe that there is scope to consider alternative options and building methods to allow the construction of the garage and installation of the gates and fencing which would not require the removal of the trees.

Therefore, I recommend to the committee that Tree Preservation Order (21) 2023 is confirmed and made permanent without modification as shown in appendix (1) of this report.

**PLANNING
COMMITTEE**

19th February 2024

AUTHOR OF REPORT

Name: Gavin Boyes

Email: Gavin.Boyes@bromsgroveandRedditch.gov.uk

Tel: 01527 883094