

PLANNING COMMITTEE

3rd September 2024

Tree Preservation Order (7) 2024 20 and 28 Fenton Road Hollywood B47 5LS

Relevant Portfolio Holder	Cllr Peter Whittaker
Portfolio Holder Consulted	No
Relevant Head of Service	Head of Planning and Environmental Services
Ward(s) Affected	Hollywood
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 (7) 2024 Trees on land at 20 and 28 Fenton Road, Hollywood B47 5LS

2. RECOMMENDATIONS

- 1.2 It is recommended that provisional Tree Preservation Order (7) 2024 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 4th April as shown in appendices (1) in response to information received highlighting that the owner of 20 Fenton Road intended to fell the two Oak trees T1 and T2 of the order.

A TEMPO (Tree Evaluation Method for Preservation Orders) was carried out on the trees included within the order by Gavin Boyes on 25th April 2024

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which can be seen in appendix (2) showing that on this assessment the trees achieved a suitable score to justify consideration for TPO protection.

3.5 Four objections have been received in respect of the provisional TPO having been raised as follows as shown in appendix (3) of the report:

- A letter dated 6th May from resident 16 Fenton Road, Hollywood B47 5LS.
- A letter not dated from residents, 18 Fenton Road, Hollywood B47 5LS
- A letter dated 30th April 2024 from residents, 20 Fenton Road, Hollywood B47 5LS
- A letter dated 2nd May 2024 from residents, 22 Fenton Road, Hollywood B47 5LS

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

Public Amenity Value: All trees included within the order are partially but clearly visible from publicly accessible locations along Fenton Road and Alveston Road as shown in the photographs within the report.

Bird Fouling: This is a naturally occurring nuisance issue occurring around and trees in general including those outside of this order which may also affect the garden. This being the case it is not considered to be justification for not protecting trees of value to the landscaping of the area.

Leaf, Seed and Debris Fall: These are naturally occurring issues associated with the yearly life cycle of all trees and their general health and condition. The nuisance issue of leaf and acorn fall is seasonal only occurring during a limited period of the year and can be managed by clearing the fallen debris. Native broadleaf trees such as Oak would be expected to develop a degree of growth habit deadwood within the crown over a period of time generally years which can be dislodged from the tree in high winds. Most would be expected to be small and not represent any safety concerns. This issue can also be managed by having the deadwood periodically cleared from within the crown.

Shading: Tree T1 and T2 have a crown height and spread that would create a degree of shading on all the properties that have raised this issue in their objection. However, the shading would only affect properties for a limited period during the day. Shading issues could also be managed to a degree by a level of sympathetic crown thinning management of the trees

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Poor Historic Management Of Trees: There have been a number of branches / boughs removed from the lower canopy of the trees leaving unsightly stubs on the trees. The general appearance of the trees could be improved by further pruning of these stubs in line with BS3998:2012 guidance.

- 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

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) Letters of Objections
Appendix (4) Photographs of trees

6. BACKGROUND PAPERS

None

7. KEY

TPO - Tree Preservation Order
TEMPO – Tree Evaluation Method for Preservation Orders

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7.1 Conclusion and recommendations:

The trees included within the order are visible from a public perspective as shown by the photos within the report they contribute to the character of the area.

Therefore, I recommend to the committee that Tree Preservation Order (7) 2024 is confirmed and made permanent without modification as shown in appendix (1) of this report.

AUTHOR OF REPORT

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