

BROMSGROVE DISTRICT COUNCIL

COMMITTEE

11TH OCTOBER 2010

TREE PRESERVATION ORDERS - (NO. 2) 2009, (NO. 3) 2009 AND (NO. 9) 2009

Relevant Portfolio Holder	Councillor Mrs. J. Dyer M.B.E.
Relevant Head of Service	Head of Planning and Regeneration
Non-Key Decision	

1. SUMMARY OF PROPOSALS

1.1 The Committee is asked to consider not to confirm **three** Tree Preservation Orders in accordance with Regulation 7 of the Town and Country Planning (Trees) Regulations 1999.

- TPO (No. 2) 2009 - trees on land at and adjoining 64 Worcester Road, Hagley
- TPO (No. 3) 2009 - trees on land at the rear of 1 Willow Brook Road, Alvechurch
- TPO (No. 9) 2009 - trees on land at Woodend House, Wood End Drive, Barnt Green

2 RECOMMENDATION

2.1 That the Committee approves the non-confirmation of the following Tree Preservation Orders:-

- (i) TPO (No. 2) 2009 - trees on land at and adjoining 64 Worcester Road, Hagley
- (ii) TPO (No. 3) 2009 - trees on land at the rear of 1 Willow Brook Road, Alvechurch
- (iii) TPO (No. 9) 2009 - trees on land at Woodend House, Wood End Drive, Barnt Green

3. BACKGROUND

TPO (No. 2) 2009 - trees on land at and adjoining 64 Worcester Road, Hagley

3.1 On the 21st May 2009, a provisional Tree Preservation Order was made in relation to two trees, on the frontage of 64 Worcester Road, Hagley, and at the rear of 4 South Road, Hagley. The Woodland Officer has reviewed this matter and, in his opinion, whilst this is "an excellent example of a Cedar tree... the lack of an evident threat makes confirmation of the TPO

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and subsequent need to apply to carry out routine maintenance [would cause] an unnecessary administrative burden to the tree owner."

TPO (No. 3) 2009 - trees on land at the rear of 1 Willow Brook Road, Alvechurch

- 3.2 On the 19th June 2009, a provisional Tree Preservation Order was made in respect of one oak tree situated on land at the rear of 1 Willow Brook Road, Alvechurch. The Woodland Officer has assessed the tree and forms the opinion that it is "of limited amenity value following a history of poor pruning and is now in need of work rather than protection... thus it does not merit a permanent TPO."

TPO (No. 9) 2009 - trees on land at Woodend House, Wood End Drive, Barnt Green

- 3.3 On the 1st October 2009, a provisional Tree Preservation Order was made in respect of an area order to cover "all trees of whatever species within the area" defined as land at Woodend House, Wood End Lane, Barnt Green. The Woodland Officer has assessed the area and has formed the opinion that the "trees are of a moderate amenity value, however the threat to the trees was perceived as a result of an ongoing neighbour dispute... specific trees involved in dispute on boundary are of little amenity value and others are not significantly threatened to require protection under a TPO."

4. KEY ISSUES

- 4.1 N/A

5. FINANCIAL IMPLICATIONS

- 5.1 There are no financial implications.

6. LEGAL IMPLICATIONS

- 6.1 This course of action is in accordance with Regulation 7 of the Town and Country Planning (Trees) Regulations 1999.

7. POLICY IMPLICATIONS

- 7.1 None.

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8. **COUNCIL OBJECTIVES**

8.1 Council Objective No. 4 - Environment; Priority CO4 - Planning.

9. **RISK MANAGEMENT INCLUDING HEALTH AND SAFETY CONSIDERATIONS**

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

10. **CUSTOMER IMPLICATIONS**

10.1 The parties affected by the non-confirmation will be notified of the decision of the Committee and the provisional Tree Preservation Order will be removed from the Land Registry records.

11. **EQUALITIES AND DIVERSITY IMPLICATIONS**

11.1 None.

12. **VALUE FOR MONEY IMPLICATIONS, PROCUREMENT AND ASSET MANAGEMENT**

12.1 None.

13. **CLIMATE CHANGE, CARBON IMPLICATIONS AND BIODIVERSITY**

13.1 None.

14. **HUMAN RESOURCES IMPLICATIONS**

14.1 None.

15. **GOVERNANCE / PERFORMANCE MANAGEMENT IMPLICATIONS**

15.1 None.

16. **COMMUNITY SAFETY IMPLICATIONS INCLUDING SECTION 17 OF THE CRIME AND DISORDER ACT 1998**

16.1 None.

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17. **HEALTH INEQUALITIES IMPLICATIONS**

17.1 None.

18. **LESSONS LEARNT**

18.1 None.

19. **COMMUNITY AND STAKEHOLDER ENGAGEMENT**

19.1 The Committee's decision will be notified to all those affected by the original Order.

20. **OTHERS CONSULTED ON THE REPORT**

20.1	Portfolio Holder	No
	Chief Executive	No
	Executive Director (S.151 Officer)	No
	Executive Director - Leisure, Cultural, Environmental and Community Services	No
	Executive Director - Planning and Regeneration, Regulatory and Housing Services	No
	Director of Policy, Performance and Partnerships	No
	Head of Planning and Regeneration Services	Yes
	Head of Resources	No
	Head of Legal, Equalities and Democratic Services	Yes
	Corporate Procurement Team	No

21. **WARDS AFFECTED**

21.1 TPO (No. 2) 2009 - Worcester Road, Hagley: Furlongs
TPO (No. 3) 2009 - Willow Brook Road, Alvechurch: Alvechurch
TPO (No. 9) 2009 - Wood End Drive, Barnt Green: Hillside

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22. **APPENDICES**

22.1 Appendix A - Report from the Woodland Officer

23. **BACKGROUND PAPERS**

23.1 None.

24. **KEY**

24.1 N/A

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