



## *Walsall Metropolitan Borough Council*

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### DEVELOPMENT CONTROL COMMITTEE: –

10<sup>th</sup> January 2006.

### REPORT OF THE DIRECTOR FOR URBAN REGENERATION

#### **CONFIRMATION OF TREE PRESERVATION ORDER 14 OF 2005 ON 84 BELVIDERE ROAD, WALSALL.**

#### **1. PURPOSE OF REPORT**

To seek the confirmation of the Tree Preservation Order No 14 OF 1005.

#### **2. RECOMMENDATIONS**

The Committee is recommended to:

- (i) Confirm the Walsall Tree Preservation Order No 14 of 2005 in unmodified form. A plan showing the Tree Preservation Order is attached to this report.
- (ii) Support the reason for making the Tree Preservation Order set out in paragraph 1.2.
- (iii) Note that no representations have been received in respect of this Tree Preservation Order.

#### **3. FINANCIAL IMPLICATIONS**

Within Budget. In general, new Tree Preservation Orders generate additional applications for consent and increase officers' workload.

#### **4. POLICY IMPLICATIONS**

Within Council policy – YES

#### **5. LEGAL IMPLICATIONS**

The owners and future owners of this site will be required to apply for Council permission if they wish to fell or prune any tree protected by the Tree Preservation Order. Failure to do this renders anyone carrying out unauthorised works to trees liable to criminal proceedings.

6. **EQUAL OPPORTUNITY IMPLICATIONS**

NOT APPLICABLE

7. **ENVIRONMENTAL IMPACT**

The management of Walsall's tree cover through the administration of the Tree Preservation Order system has positive implications in protecting trees for their visual and environmental benefits. Removal of protected trees is often necessary because trees have a finite lifespan and may also cause nuisance or damage. In these instances the Council has to decide whether the removal of protected trees is justified. In the event that felling a tree is permitted, the Council can secure replacement planting to maintain tree cover.

8. **WARD(S) AFFECTED**

The Tree Preservation Order 14 OF 2005 is located within the Pleck Ward.

9. **CONSULTEES**

Owners and near neighbours were sent copies of the Tree Preservation Order and invited to make representations to the Council in both opposition and support of this Tree Preservation Order. Any response is described within the report.

10. **CONTACT OFFICER**

Ian McDermott - Extension: 2447

11. **BACKGROUND PAPERS**

File PD1/17/658 relating to Tree Preservation Order No 14 of 2005.

Tim Johnson,  
DIRECTOR FOR URBAN REGENERATION

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10<sup>th</sup> January 2006

CONFIRMATION OF TREE PRESERVATION ORDER 14 OF 2005 ON 84  
BELVIDERE ROAD, WALSALL.

1.0 **REPORT DETAIL.**

- 1.1 The trees, the subject of this Order, are situated in the front garden of 84 Belvidere Road, Walsall. Construction within the front garden has exposed the roots of these trees and a local tree contractor contacted the council to make them aware that the residents have asked for a quotation to remove the trees. The trees are just outside the Highgate conservation area. The trees are prominent in the street scene should be protected for the following reasons:
- *The trees form a prominent landscape feature in the local area and will continue to provide an important item of landscape quality in the future.*
  - *The trees add to the amenity and diversity of the immediate area.*
  - *The Council's Unitary Development Plan identifies policies for protection of trees and green spaces*
- 1.2 The Tree Preservation Order No 14 of 2005 was made on 8<sup>th</sup> June 2005, and the minimum six week period allowed for objection to the Order expired on 20<sup>th</sup> July 2005.. No responses have been received.
- 1.4 The Committee is therefore recommended to confirm Tree Preservation Order No 14 of 2005 in unmodified form.

# 84 Belvidere Road, Highgate, Walsall

