



PLANNING COMMITTEE: –

08 July 2010

REPORT OF THE HEAD OF DEVELOPMENT AND DELIVERY

**CONFIRMATION OF TREE PRESERVATION ORDER 3 OF 2010 ON LAND
AT IVY COTTAGE & THE PLOUGH AND HARROW PUBLIC HOUSE,
CHESTER ROAD, WS9 0LR.**

1. PURPOSE OF REPORT

To seek the confirmation of the Tree Preservation Order 3 of 2010.

2. RECOMMENDATIONS

The Committee is recommended to:

- (i) Confirm the Walsall Tree Preservation Order 3 of 2010 in an unmodified form. A plan showing the Tree Preservation Order and a schedule of the trees is attached to this report.
- (ii) Support the reason for making the Tree Preservation Order set out in the report detail, paragraph 1.1.
- (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 3 of 2010 is located within the Aldridge Central & South.

9. **CONSULTEES**

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

REPORT DETAIL

10. The Tree Preservation Order 3 of 2010 was made on 22 January 2010. The trees are visually prominent in the street scene and were 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 and will continue to provide an important item of landscape quality in the future.
 - The Ivy Cottage site is the subject of a pre-application for a change of use to a motel with a proposed increase in size of the current dwelling by 50% with parking to the front. It is also proposed to link the motel with the adjacent Plough & Harrow public house. These proposals would likely result in the removal of trees on site and the making of a provisional TPO will prevent their premature removal and allow the council opportunity to consider the trees should a full planning application be made.
 - The Council's Unitary Development Plan identifies policies for protection of the trees and green spaces
11. The minimum six week period allowed for objection to the Order expired on 5 March 2010. No representations have been received.

12. The Committee is therefore recommended to confirm Tree Preservation Order No 3 of 2010 in an unmodified form.
13. **CONTACT OFFICER**

Andrew Cook - Extension: 2447.
14. **BACKGROUND PAPERS**

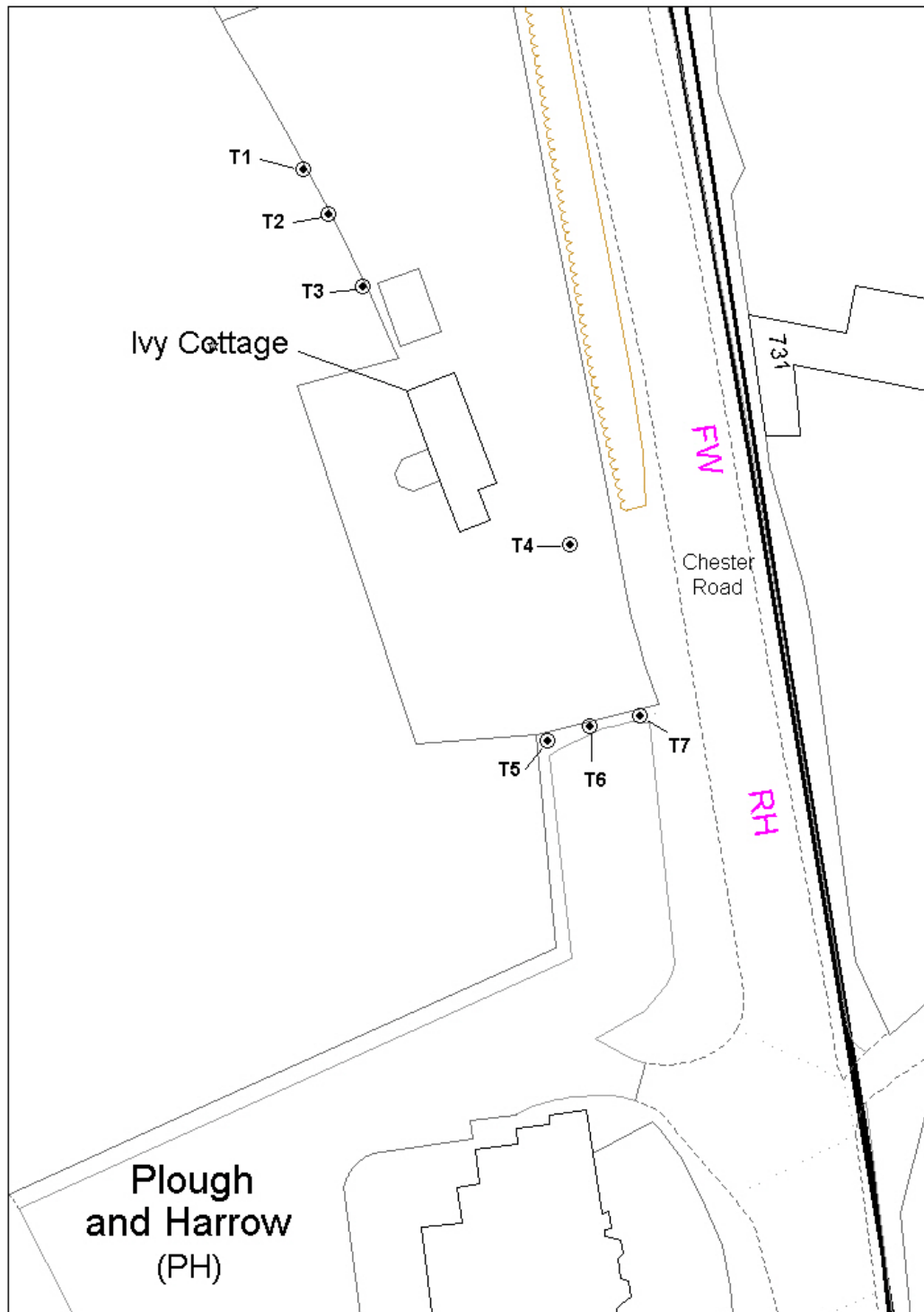
File PD1/17/904 relating to Tree Preservation Order 3 of 2010.

Simon Tranter,
HEAD OF DEVELOPMENT AND DELIVERY



TPO 3 of 2010

Ivy Cottage & Plough & Harrow Public House, Chester Road, Walsall, Aldridge, WS9 0LR



Not to Scale Date 21 January 2010 Centre 407822E 301821N Andrew Cook

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