



Walsall Metropolitan Borough Council

DEVELOPMENT CONTROL COMMITTEE: –

8th March 2005

REPORT OF ASSISTANT DIRECTOR FOR URBAN REGENERATION

TREE PRESERVATION ORDER 14 OF 2004 ON LAND FRONTING 4 LONSDALE ROAD, PARK HALL, WALSALL, WS5 3JJ.

1. PURPOSE OF REPORT

To confirm Tree Preservation Order No 14 of 2004.

2. RECOMMENDATIONS

(i) The Committee is recommended to confirm the Walsall Tree Preservation Order No 14 of 2004 in unmodified form. A plan showing the trees (marked T1 & T2) is attached to this report.

(ii) Support the reason for confirming the Tree Preservation set out in paragraph 1.2.

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 2004 is located within Pheasey Paddock.

9. **CONSULTEES**

Owners and near neighbours will be 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**

Gordon Dewdney - Extension: 2447

Tim Johnson,
ASSISTANT DIRECTOR FOR URBAN REGENERATION

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1.0 **REPORT DETAIL.**

- 1.1 An application has been received for permission to build in the garden of No. 4 Lonsdale Road. On inspection it was deemed necessary to create TPO s on two trees which will be directly affected by the construction process.
- 1.2 Not only are these trees visually prominent specimens fronting the property, but one is a fairly unusual variety of thorn in splendid health, the other an Ash with approximately 100 plus years potential life expectancy.
- 1.3 This area is of a wooded character. Preservation of trees is therefore essential in maintaining this character.
- 1.4 The Committee is therefore recommended to confirm Tree Preservation Order No 14 of 2004 in unmodified form.

