



DEVELOPMENT CONTROL COMMITTEE: –

4th February 2010

REPORT OF THE HEAD OF REGENERATION – DEVELOPMENT AND DELIVERY

CONFIRMATION OF TREE PRESERVATION ORDER 10 OF 2009 ON 8 MANOR ROAD, STREETLY, SUTTON COLDFIELD B74 3NQ. TO REVOKE TREE PRESERVATION ORDER 45 OF 2008.

1. PURPOSE OF REPORT

To seek the confirmation of the Tree Preservation Order No 10 of 2009 in an unmodified form, to revoke Tree Preservation Order 45 of 2008.

2. RECOMMENDATIONS

The Committee is recommended to:

- (i) Confirm the Walsall Tree Preservation Order No 10 of 2009 in an 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 the report detail, paragraph 12.1.
- (iii) Note that no representations have been received in respect of this Tree Preservation Order.
- (iv) To authorise the revocation of Walsall Tree Preservation Order 45 of 2008.

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 10 of 2009 is located within the Streetly Ward.

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.

10. CONTACT OFFICER

Cameron Gibson - Extension: 2453

11. BACKGROUND PAPERS

File PD1/17/871 relating to Tree Preservation Order No 45 of 2008.
File PD1/17/887 relating to Tree Preservation Order No 10 of 2009.

Simon Tranter,
HEAD OF REGENERATION – DEVELOPMENT AND DELIVERY

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12.0 **REPORT DETAIL.**

12.1 The Tree Preservation Order No 10 of 2009 was made on 2nd June 2009. 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 contribute to landscape quality in the future.
- The Council have received enquiries in relation to the development of the land adjacent to the trees, which they overhang. The enquiries have also indicated that some of the trees would be removed to accommodate the proposed development.
- The trees add to the amenity and visual diversity of the immediate area.
- The Council's Unitary Development Plan identifies policies for the protection of the trees and green spaces.

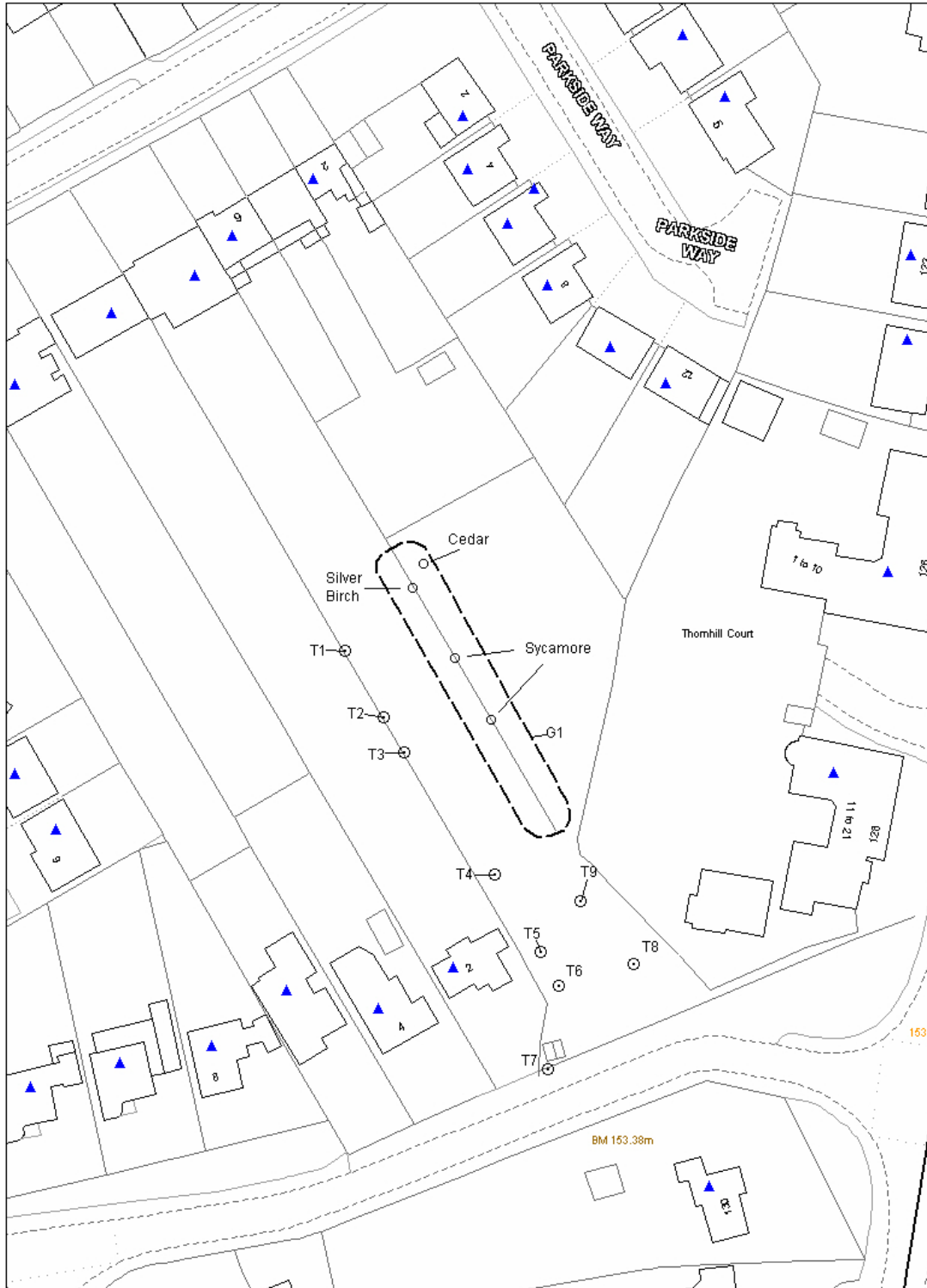
12.2 The minimum six week period allowed for objection to the Order expired on 14th July 2009. No responses have been received.

12.3 The Committee is therefore recommended to confirm Tree Preservation Order No 12 of 2009 in its unmodified form.

12.4 Tree Preservation Order 45 of 2008 was made as part of the Streetly TPO review process, which replaced Tree Preservation Order 25 of 1981. However, Tree Preservation Order 45 of 2008 was found to contain several anomalies, which may render the Tree Preservation Order invalid. Tree Preservation Order 10 of 2009 aims to correct the anomalies, include only those trees worthy of a TPO and bring the TPO up to date. It will also ensure a significant level of amenity, aesthetic and landscape value be retained in the locality. The Committee is therefore recommended to authorise the revocation of Tree Preservation Order 45 of 2008.



TPO 10 of 2009 on land at 8 Manor Road, Streetly, Sutton Coldfield B74 3NQ.



Not to Scale Date 8 May 2009 Centre 408381E 297932N Cameron Gibson

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