

## AGENDA ITEM NO: 8/4(b)

<b>Parish:</b>	<b>West Walton</b>	
<b>Purpose of report:</b>	<b>TO CONSIDER WHETHER TREE PRESERVATION ORDER 2/TPO/00613 SHOULD BE CONFIRMED, MODIFIED OR NOT CONFIRMED IN THE LIGHT OF OBJECTIONS</b>	
<b>Location:</b>	<b>Within the garden/land of: Rosedene, 29 St Pauls Road North, Walton Highway, PE14 7DN.</b>	
<b>Case No:</b>	<b>2/TPO/00613</b>	
<b>Grid Ref:</b>	<b>549431 312910</b>	<b>Date of service of Order: 30<sup>th</sup> July 2021</b>

### RECOMMENDATION - CONFIRM ORDER WITHOUT MODIFICATION

#### THE SITE

The area of mixed age trees is situated in the extended rear garden of Rosedene, 29 St Pauls Road North, Walton Highway, the tree species include Poplar, Sycamore and Pine. These trees can be seen from St Pauls Road North and the A47 to the East of the site. The trees form an attractive feature in the immediate area and add to the wider landscape in general.

#### LDF CORE STRATEGY POLICIES

**C12** - Environmental Assets

#### REASON FOR MAKING THE TREE PRESERVATION ORDER

Following a phone call from a concerned resident regarding the impending sale of the property and land I carried out a site visit and felt that the trees are an important feature in the landscape and should be retained.

#### OUTLINE OF OBJECTIONS AND REPRESENTATIONS

Two letters of objection have been received, one from the new owner of Rosedene, 29 St Pauls Road North, and one from a neighbouring property. The objections are outlined below:

1. The land was bought with the intention of grazing livestock, specifically horses. Some of the trees within the area are Sycamore and fatally poisonous to horses, if we can't manage the trees the horses are at high risk of becoming ill or dying.
2. We would like to be able to prune and maintain the trees on and around the area, some of the low hanging branches could be injurious to the horses.
3. The three trees behind my property (35 St Pauls Road North) are extremely tall with huge overhanging branches and are dangerous should they fall. A tree surgeon has said the trees are weeds and should be cut down.

4. The roots of the trees have grown under the decking and has caused significant damage, none of the trees have been maintained.

## **RESPONSE TO OBJECTIONS AND REPRESENTATIONS**

1. All works to protected trees, including removal, are considered. The application process is straight forward and no cost. Discussion can be had around the potential danger to livestock and can be carried out during the application process.
2. As above; all tree works can be considered through the application process.
3. A tree's height is not an indication of how dangerous it potentially is, neighbouring properties are able to apply for tree works through the normal application process. There is no 'weed' tree classification in arboriculture.
4. Discussion can be carried out with the tree owners regarding roots and possible works to remedy the problem. Root pruning can be applied for through the normal application process.

## **CONCLUSIONS**

In conclusion, these trees contribute greatly to the character and appearance of the street scene and the local area, both now, and into the future. It is considered that the reasons put forward by the objector are of insufficient weight to overcome the harm to the character and appearance of the locale that would occur should these trees be removed. It is therefore recommended that the order is confirmed.

## **RECOMMENDATION: CONFIRM ORDER WITHOUT MODIFICATION**

### **Background Papers**

TPO file reference: 2/TPO/00613

Appendix 1: Copy of scoring assessment

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