

## **Agenda Item No 8**

### **Planning and Development Board**

**16 January 2017**

**Report of the  
Head of Development Control**

**Tree Preservation Order  
53 High Street  
Polesworth**

#### **1 Summary**

- 1.1 The Council's Tree Officer was consulted in respect of an outline planning application for four houses at 53 High Street Polesworth, following the submission of a landscape plan as part of a planning application. The Tree Officer identified four/five particular trees that would offer potential for significant value in the future as well as offering habitat value (as indicated on the plan at appendix A) and are considered worthy of a Tree Preservation Order.
- 1.2 A report was presented to the Board in June 2016 that a Tree Preservation Order be made, in respect of a mature Sycamore, a middle aged Sycamore, two young Common Ash and a middle aged English Oak tree and that any representations received be referred to the Board for it to consider whether to make the Order permanent. The provisional Order was made on 2 August 2016.
- 1.3 The required minimum period for representations by interested parties in respect of this Tree Preservation Order expired on 9<sup>th</sup> September 2016.

#### **Recommendation to the Board**

**That the Tree Preservation Order made in respect of a mature Sycamore, a middle aged Sycamore, two Common Ash and an English Oak tree be confirmed without modification.**

#### **2 Observations**

- 2.1 The Council's solicitor is satisfied that the Council has complied with the legislative requirements with regards to notifying adjoining owners/occupiers.
- 2.2 No representations have been received from owners or occupiers.

#### **3 Report Implications**

##### **3.1 Legal and Human Rights Implications**

- 3.1.1 The owners of the land have been given the opportunity to make representations to the Council before the Order is confirmed as being permanent.
- 3.1.2 The trees to be protected exhibit significant amenity value for both the present and the future use of the land.

The Contact Officer for this report is Fiona Wallace (719475)

### Background Papers

Local Government Act 1972 Section 100D, as substituted by the Local Government Act, 2000 Section 97

<b>Background Paper No</b>	<b>Author</b>	<b>Nature of Background Paper</b>	<b>Date</b>
Memo	NWBC Principal Solicitor	Memo with the Tre Preservation Order, plan and notice sent to owners and adjoining occupiers.	02.08.2016

Appendix A



**Tree Preservation Order: 53 High Street  
Polesworth**

T1 & T4 – Sycamore T2 & T5 – Ash T3 – English Oak

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