



Development Control Committee	Thursday, 30 August 2018	Matter for Decision
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Report Title: **The Borough Council Of Oadby & Wigston (Wigston Delivery Office) Tree Preservation Order 2018**

Report Author(s): **Michael Bennetto (Arboricultural Officer)**

Purpose of Report:	The purpose of this report is to seek a decision from the Committee to confirm or otherwise The Borough Council Of Oadby & Wigston (Wigston Delivery Office) Tree Preservation Order 2018 ("the Order") which was made on 10 May 2018.
Report Summary:	The Order was created following an application for tree works within a Conservation Area. The pine has good form and condition is fair. It continues to provide good amenity value and has a good safe useful life expectancy in this well used prominent location.
Recommendation(s):	That The Borough Council Of Oadby & Wigston (Wigston Delivery Office) Tree Preservation Order 2018 be confirmed.
Responsible Strategic Director, Head of Service and Officer Contact(s):	<p>Anne Court (Chief Executive) (0116) 257 2606 anne.court1@oadby-wigston.gov.uk</p> <p>Adrian Thorpe (Head of Planning, Development and Regeneration) (0116) 257 2645 adrian.thorpe@oadby-wigston.gov.uk</p> <p>Michael Bennetto (Arboricultural Officer) (0116) 257 2697 michael.bennetto@oadby-wigston.gov.uk</p>
Corporate Priorities:	Balanced Economic Development (CP3) Green & Safe Places (CP4) Wellbeing for All (CP5)
Vision and Values:	Accountability (V1) Customer Focus (V5)
Report Implications:-	
Legal:	All legal requirements have been fulfilled and interested parties are to be informed of confirmation as soon as reasonably practicable.
Financial:	There are no implications directly arising from this report.
Corporate Risk Management:	No corporate risk(s) identified.
Equalities and Equalities Assessment (EA):	There are no implications arising from this report. EA not applicable.
Human Rights:	There are no implications arising from this report.

Health and Safety:	There are no implications arising from this report.
Statutory Officers' Comments:-	
Head of Paid Service:	The report is satisfactory.
Chief Finance Officer:	The report is satisfactory.
Monitoring Officer:	The report is satisfactory.
Consultees:	All persons interested in the land affected by the Order.
Background Papers:	Town and Country Planning Act 1990 Part VIII, Chapter I, Trees The Town and Country Planning (Tree Preservation)(England) Regulations 2012 Planning Application No. 18/00159/TCA Planning Application No. 18/00074/TCA
Appendices:	1. TPO - Wigston Delivery Office (Provisional)

1. Information

- 1.1 The Order was created following an application for tree works within a Conservation Area (application reference no. 18/00159/TCA).
- 1.2 The application was to fell one corsican pine (*Pinus nigra*) and two sycamore trees (*Acer pseudoplatanus*) due to a nuisance caused by bird mess that affects the use of the business property, causing damage to paintwork and a nuisance to employees and customers alike, replacement planting was offered. The pine is of good form and condition with a greater life expectancy than the adjacent sycamores which are in the early stages of decline.
- 1.3 An application for the same works without replacement planting had previously been submitted (application reference no. 18/00074/TCA). This application received objections from the local tree warden and two Councillors. The application was withdrawn.
- 1.4 A split decision was issued, refusing removal of the pine, serving a TPO for the pine only, and permitting removal of the two sycamores. The sycamores do not meet the required criteria for inclusion in a TPO. In conversation with the applicant, it was suggested that an application to reduce the branches over the car park might be more appropriate and not result in the loss of the tree.
- 1.5 The application was objected to by a local tree warden. No representations in support or objection to the TPO were received.

2. Conclusions and Recommendations

- 2.1 The pine continues to provide good amenity value and has a good safe useful life expectancy.
- 2.2 It is recommended that the Order be confirmed.