



<b>Development Control Committee</b>	<b>Thursday, 30 August 2018</b>	<b>Matter for Decision</b>
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**Report Title:** **The Borough Council Of Oadby & Wigston (Land At 14 Granville Avenue, Oadby) Tree Preservation Order 2018**

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

<b>Purpose of Report:</b>	The purpose of this report is to seek a decision from the Committee to confirm or otherwise The Borough Council Of Oadby & Wigston (Land At 14 Granville Avenue, Oadby) Tree Preservation Order 2018 ("the Order") which was made on 27 April 2018.
<b>Report Summary:</b>	The Order was created following a Tree Preservation Order (TPO) enquiry about 14 Granville Avenue, Oadby following reports that the tree may be under threat of removal.
<b>Recommendation(s):</b>	<b>That The Borough Council Of Oadby &amp; Wigston (Land At 14 Granville Avenue, Oadby) Tree Preservation Order 2018 be confirmed.</b>
<b>Responsible Strategic Director, Head of Service and Officer Contact(s):</b>	<p>Anne Court (Chief Executive) (0116) 257 2606 <a href="mailto:anne.court1@oadby-wigston.gov.uk">anne.court1@oadby-wigston.gov.uk</a></p> <p>Adrian Thorpe (Head of Planning, Development and Regeneration) (0116) 257 2645 <a href="mailto:adrian.thorpe@oadby-wigston.gov.uk">adrian.thorpe@oadby-wigston.gov.uk</a></p> <p>Michael Bennetto (Arboricultural Officer) (0116) 257 2697 <a href="mailto:michael.bennetto@oadby-wigston.gov.uk">michael.bennetto@oadby-wigston.gov.uk</a></p>
<b>Corporate Priorities:</b>	Balanced Economic Development (CP3) Green & Safe Places (CP4) Wellbeing for All (CP5)
<b>Vision and Values:</b>	Accountability (V1) Customer Focus (V5)
<b>Report Implications:-</b>	
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 may be implications under Articles 1 and 8 of the Protocol

	No. 1 to the European Convention on Human Rights regarding the right of respect for the peaceful enjoyment of possessions and a person's private and family life and home. However, these issues have been taken into account in the determination of this Order.
Health and Safety:	There are no implications arising from this report.
<b>Statutory Officers' Comments:-</b>	
Head of Paid Service:	The report is satisfactory.
Chief Finance Officer:	The report is satisfactory.
Monitoring Officer:	The report is satisfactory.
<b>Consultees:</b>	All persons interested in the land affected by the Order.
<b>Background Papers:</b>	<a href="#">Town and Country Planning Act 1990 Part VIII, Chapter I, Trees</a> <a href="#">The Town and Country Planning (Tree Preservation)(England) Regulations 2012</a> <a href="#">Protocol No. 1 to the European Convention on Human Rights</a> <a href="#">Oadby Court Conservation Area Appraisal and Development Control Guidance (February 2007)</a> <a href="#">The National Library of Scotland Maps (1842-1952) - Leicestershire XXXVII (includes: Glen Parva; Leicester; Wigston Magna)</a>
<b>Appendices:</b>	<b>1.</b> TPO - Land at 14 Granville Avenue, Oadby (Provisional)

## **1. Information**

- 1.1 The Order was created following a TPO enquiry about 14 Granville Avenue, Oadby following reports that the owner was considering removing a tree. Upon investigation, the tree is a mature scots pine (*Pinus sylvestris*) located in a prominent position on the boundary of no. 14 Granville Avenue and the highway. The tree shows no significant defects and has a good safe useful life expectancy.
- 1.2 On the 27 April 2018, Notices were served on interested parties in accordance with The Town and Country Planning (Tree Preservation)(England) Regulations 2012, Regulation 5.
- 1.3 One letter of support for the TPO was received which also provided information detailing the trees provenance through its apparent inclusion in the earliest ordinance survey maps, both in 1884 and between 1912-13.
- 1.4 Other trees demarking the historic north western boundary trees of Oadby Hill House are within the pavement along Granville Avenue and managed by Highways. Two other trees possibly forming the western end of the southern boundary are already covered by a 1989 TPO at 16 Granville Avenue.

## **2. Conclusions and Recommendation**

- 2.1 The tree provides good amenity value to the area and has a good safe useful life expectancy with no apparent reason to suggest it cannot continue to be kept in good form and condition.
- 2.2 It is recommended that the Order be confirmed.