



Development Control Committee	Thursday, 30 August 2018	Matter for Decision
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Report Title: **The Borough of Oadby and Wigston (19 Healey Street, Wigston) 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 of Oadby and Wigston (19 Healey Street, Wigston) Tree Preservation Order 2018 ("the Order") which was made on 12 June 2018.
Report Summary:	The Order was created following an application for tree works in a Conservation Area. It was considered expedient to protect this tree from being felled as it provides amenity value to adjacent residents.
Recommendation(s):	That The Borough of Oadby and Wigston (19 Healey Street, Wigston) 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 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.
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:	Insert narrative.
Background Papers:	Town and Country Planning Act 1990 Part VIII, Chapter I, Trees The Town and Country Planning (Tree Preservation)(England) Regulations 2012 Protocol No. 1 to the European Convention on Human Rights Planning Application No. 18/00226/TCA
Appendices:	1. TPO - 19 Healey Street, Wigston (Provisional)

1. Information

- 1.1 The Order was created following an application for tree works in a Conservation Area (application reference no. 18/00226/TCA).
- 1.2 The site is located within South Wigston Conservation Area. The application was to fell one Maidenhair/Ginkgo tree (*Ginkgo biloba*), a species less often planted, slow to establish and notable for being resistant to pests and diseases. The tree is still classed as young, appears to be good in form and condition with no defects evidenced within the application to shorten its safe useful life expectancy.
- 1.3 While it is a back garden tree and partially visible from the street, the nature of the terraced housing means that a large percentage of the residents benefit from the amenity that this tree provides and it is easily the largest tree within the gardens of Healey and Garden Street, Wigston.
- 1.4 On the 12 June 2018, Notices were served on interested parties in accordance with The Town and Country Planning (Tree Preservation)(England) Regulations 2012, Regulation 5.
- 1.5 A local tree warden is in support of the Order. No other representations have been made in support or objection.

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.