

# TREE PRESERVATION ORDER SUB-COMMITTEE

Minutes of the meeting held on Wednesday 12 May 2010 in the Town Hall, Royal Leamington Spa at 6.00pm.

**PRESENT:** Councillors Barrott, Mrs Blacklock, Illingworth and MacKay.

## 14. EMERGENCY PROCEDURE

The emergency procedure was read out by the Chairman.

## 15. DECLARATIONS OF INTEREST

There were no declarations of interest.

## 16. MINUTES

The minutes of the meeting held on 9 February 2010 were agreed following amendments which were discussed by the sub-committee at the end of the meeting.

## 17. TREE PRESERVATION ORDER 425 – 127 BRIDGE END, WARWICK

A provisional Tree Preservation Order (TPO) was made on 8 December 2009 in respect of an oak tree located in the Warwick Conservation Area, following receipt of a Conservation Area Notification proposing to fell it.

A site visit was undertaken prior to the meeting to assist the committee in reaching their decision.

The tree was located within the residential curtilage of 127 Bridge End, Warwick and was a mature oak tree with an estimated age in excess of 100 years.

An objection had been received from Mr White of 127 Bridge End, who had submitted the notification proposing to fell the tree. Mr White believed that the tree was a danger to himself, his property and to the general public due in part to the fact that the tree was suffering from basal decay.

Mr Beanland from Ryland Forestry addressed the committee on Mr White's behalf.

It was the case officer's opinion that the tree comprised a key landscape feature and its loss would be detrimental to the character of the area. It was acknowledged that the tree was suffering with basal decay but also reported that a tree can live for decades without major impacts.

Members agreed that it would be difficult to assess the extent of the decay in the tree without undertaking extensive internal investigations to the roots, which may itself cause further damage. Therefore, they agreed with the officer that in

## **TREE PRESERVATION ORDER SUB COMMITTEE MINUTES (Continued)**

the absence of any known evidence that the tree was dangerous due to the decay, they could not justify it's removal.

Having visited the site, heard from the objectors and the officers present, members agreed that the TPO should be confirmed.

**RESOLVED** that Tree Preservation Order 425 be **CONFIRMED**.

### **18. TREE PRESERVATION ORDER 424 – 17 HEATH TERRACE, LEAMINGTON SPA**

A provisional Tree Preservation Order (TPO) was made on 1 December 2009 in respect of an ash tree, following receipt of a notification to crown reduce the tree by 30%. Although no objection was raised to the undertaking of the works, officers felt that the tree merited the protection of a TPO.

A site visit was undertaken prior to the meeting to assist the committee in reaching their decision.

The Ash tree was located within the rear garden of 17 Heath Crescent, Leamington Spa, several metres from a rear boundary wall which separated the site from residential properties on Gulistan Road, Leamington Spa.

Objections had been received from Mr Dalby of 17 Heath Terrace and Mrs Hughes-Jones of 21 Gulistan Road, Leamington Spa.

It was the officers opinion that any future proposal for work could be controlled by the Council if a TPO were placed on the tree. The issues raised by the objectors were acknowledged however there appeared to be no significant observable evidence of overriding instability in the tree and that the amenity benefits of it's retention outweighed the objections.

Having visited the site and having heard the officers report, members agreed that the TPO should be confirmed.

**RESOLVED** that Tree Preservation Order 424 be **CONFIRMED**.

(The meeting ended at 7.00 pm)