

REPORT TO:	PLANNING COMMITTEE	AGENDA ITEM: 6
DATE OF MEETING:	30th JUNE 2020	CATEGORY: DELEGATED
REPORT FROM:	STRATEGIC DIRECTOR (SERVICE DELIVERY)	OPEN
MEMBERS' CONTACT POINT:	TOM BEARDSMORE (01283) 595821 THOMAS.BEARDSMORE@SOUTHDERBYSHIRE.GOV.UK	DOC:
SUBJECT:	TREE PRESERVATION ORDER 526: PRIMAVERA, TRENT LANE, NEWTON SOLNEY	REF: TPO 526
WARD(S) AFFECTED:	REPTON	TERMS OF REFERENCE:

1.0 Recommendations

- 1.1 That this Tree Preservation Order should be confirmed subject to the modifications set out below.

2.0 Purpose of Report

- 2.1 To consider confirmation of this Tree Preservation Order (TPO).

3.0 Detail

- 3.1 The multiple trees here have previously been protected by virtue of an Area Order (TPO427) swiftly made to protect the trees through the ongoing development of 4 new dwellings on the site. Guidance, however, sees it as good practice to revisit the Order prior to confirmation, identifying specific trees, groups or woodlands and to protect them only, and as a result a new Order was made (TPO457).
- 3.2 TPO457, however, appears not to have been confirmed potentially leaving the trees at risk from removal in the future. A new Order (TPO526) was therefore made to cover the same trees identified previously.
- 3.3 One letter was received during the consultation period, clarifying that approval was granted under application ref. 9/2019/0064 to fell and replace T1 and T8. It was confirmed that both trees had now been removed and their intended replacements would be planted in Spring 2020.
- 3.4 As a result of this letter being received, the Council's Tree Officer visited the site and confirmed that the replacement trees had now been planted. As a result, the new TPO should be amended to ensure that trees T1 and T8 accurately name the new species planted (*Malus Rudolph* flowering crab apple and *Liquidambar styraciflua* 'slender silhouette' American sweetgum).

4.0 Planning Assessment

- 4.1 It is expedient in the interests of amenity to make the trees permanently the subject of a TPO in accordance with advice set out in the Government's Planning Practice Guidance.
- 4.2 As a result of receiving evidence that, with the benefit of consent, two trees within the provisional Order have now been removed and replaced with different species; T1 and T8 should be altered accordingly in the TPO schedule.

5.0 Conclusions

- 5.1 It is expedient in the interests of amenity to preserve.

6.0 Financial Implications

- 6.1 None.

7.0 Corporate Implications

- 7.1 Protecting important trees contributes towards the Corporate Plan themes of enhancing biodiversity across the District, tackling climate change and enhancing the attractiveness of South Derbyshire.

8.0 Community Implications

- 8.1 Trees that are protected for their good visual amenity value enhance the environment and character of an area and therefore are of community benefit for existing and future residents helping to achieve the vision for the Vibrant Communities theme of the Sustainable Community Strategy.

9.0 Background Information

- a. 24 January 2020 - Tree Preservation Order made
- b. 3 February 2020 - Letter received regarding removal of trees
- c. 27 February 2020 - Consultation end date
- d. 17 March 2020 - Tree Officer confirmed that the trees have been replaced