
REPORT TO:	Development Control Committee	AGENDA ITEM: 9
DATE OF MEETING:	5 October 2004	CATEGORY:
REPORT FROM:	Deputy Chief Executive	OPEN
MEMBERS' CONTACT POINT:	TR Dening (5748)	DOC:
SUBJECT:	Proposed Tree Preservation Order No 224	REF:
WARD(S) AFFECTED:	North West & Hilton	TERMS OF REFERENCE: DC01

1.0 Recommendations

- 1.1 That Tree Preservation Order No 224 is not confirmed for the reasons set out below.

2.0 Purpose of Report

- 2.1 To advise the Committee of the outcome of investigations into the suitability of the tree for the imposition of an Order under Sections 198 – 201 Of the Town and Country Planning Act 1990.

3.0 Detail

- 3.1 The tree in question lies in the countryside next to a small outbuilding that once formed part of the outbuildings to Hoon Ridge, a Grade II Listed Building. It is an imposing specimen that contributes greatly to the setting of these outbuildings. It is visible from public vantage points including public footpaths and the main A50 that lies to the south of the site. When inspected it was considered to contribute to the attractive countryside hereabouts.
- 3.2 The above provisional Order was imposed 25 June 2004 as a house was for sale in the converted outbuildings and enquiries were being received about the development potential opportunities in the vicinity of the tree. Upon closer investigation it has been noted that the tree has significant wounds in it and that there is some evidence of rot in the cavities as well as some of the branches. It is not considered that the tree is in imminent danger of falling but it would be wrong to apply an Order to a tree that has a limited future.

4.0 Financial Implications

- 4.1 None arises from this report.

5.0 Conclusions

- 5.1 The imposition of the Order would be contrary to the requirements of the Act for the reasons set out above.