

**NORTH LINCOLNSHIRE COUNCIL**

**PLANNING COMMITTEE**

**TREE PRESERVATION (PROSPECT LANE, ALKBOROUGH) ORDER 2019**

**1. OBJECT AND KEY POINTS IN THIS REPORT**

- 1.1 To decide whether to confirm Tree Preservation (Prospect Lane, Alkborough) Order 2019.

**2. BACKGROUND INFORMATION**

- 2.1 An application by Mark Snowdon of Keigar Homes giving notice of intended works to fell a Sycamore tree was made to the council in November 2019 and the council had to decide whether or not the tree was worthy of a Tree Preservation Order (TPO) and should be retained or to allow the tree to be felled.
- 2.2 The application gave reasons for the felling of the tree as being excessive shading, leaf litter and structural deterioration. No arboricultural information was submitted on this application to support these reasons. The tree is on a boundary stone wall between two land owners, a newly built property to the North and an older property garden to the South.
- 2.3 Due to the significant visual amenity of the tree within the landscape and the arboricultural condition of the tree including the union of this twin stemmed tree being sound the decision was made that the tree should be further protected by a TPO and this was made on the 11<sup>th</sup> December 2019. The TPO has to be confirmed within 6 months of the making of the order or it will lapse and the tree will no longer be protected by the order.
- 2.4 An objection to the making of the TPO on this tree was made by Mark Snowdon of Keigar Homes and therefore this order has to come to Planning Committee for a decision regarding the Confirmation of the TPO.

**3. OPTIONS FOR CONSIDERATION**

- 3.1 To decide whether or not to confirm the TPO and therefore ensure the tree continued protection, or to not confirm the order, and the tree will likely be removed by the applicant.

#### **4. ANALYSIS OF OPTIONS**

- 4.1 The tree is a mature twin stemmed sycamore with a balanced canopy and appears to be in a good condition. The tree forms a feature in this location with a laid stone wall running up to and around the tree as the garden boundary between a newly built property and the older adjacent property. The union of the two main branches is a 'U' union and considered sound and no concern regarding its structure. The tree is situated on the south side of the house however its location means that shade from the tree is restricted to the house side and does not cause any shade issues for the rear garden of the new dwelling where most of the family activities and socialising would occur. The tree does not cause shade issues to the older property garden situated to the South.
- 4.2 Confirmation of the Tree Preservation Order would allow the tree to continue to give high visual amenity in this location. The location of the tree towards the side of the new property developed here means that it does not affect the rear garden of the property only causing shade to the front and side of the property , with little the TPO and allow the tree to continue to be protected and give visual amenity to surrounding landscape views

#### **5. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)**

##### **5.1 Financial**

5.1.1 None

##### **5.2 Staffing**

5.2.1 None

##### **5.3 Property**

5.3.1 None

##### **5.4 IT**

5.4.1 None

#### **6. OTHER IMPLICATIONS (STATUTORY, ENVIRONMENTAL, DIVERSITY, SECTION 17 – CRIME AND DISORDER, RISK AND OTHER)**

##### **6.1 Statutory**

6.1.1 If confirmed the tree management will be restricted by the Tree Preservation Order Regulations 2012, in that application would normally be required and consent given prior to any pruning works on the tree. (apart from deadwood and imminently dangerous parts of the tree which can be removed without application)

## **6.2 Environment**

6.2.1 If confirmed, the tree will give continue to improve the environment in this area because of its visual amenity within the landscape and the wildlife within the area.

## **6.3 Diversity**

6.3.1 None

## **6.4 Section 17 – Crime and Disorder**

6.4.1 none

## **6.5 Risk**

6.5.1 None

## **6.6 Other**

6.6.1 None

## **7. OUTCOMES OF CONSULTATION**

7.1 No local residents commented on the application and one objection has been made by the applicant.

## **8. RECOMMENDATIONS**

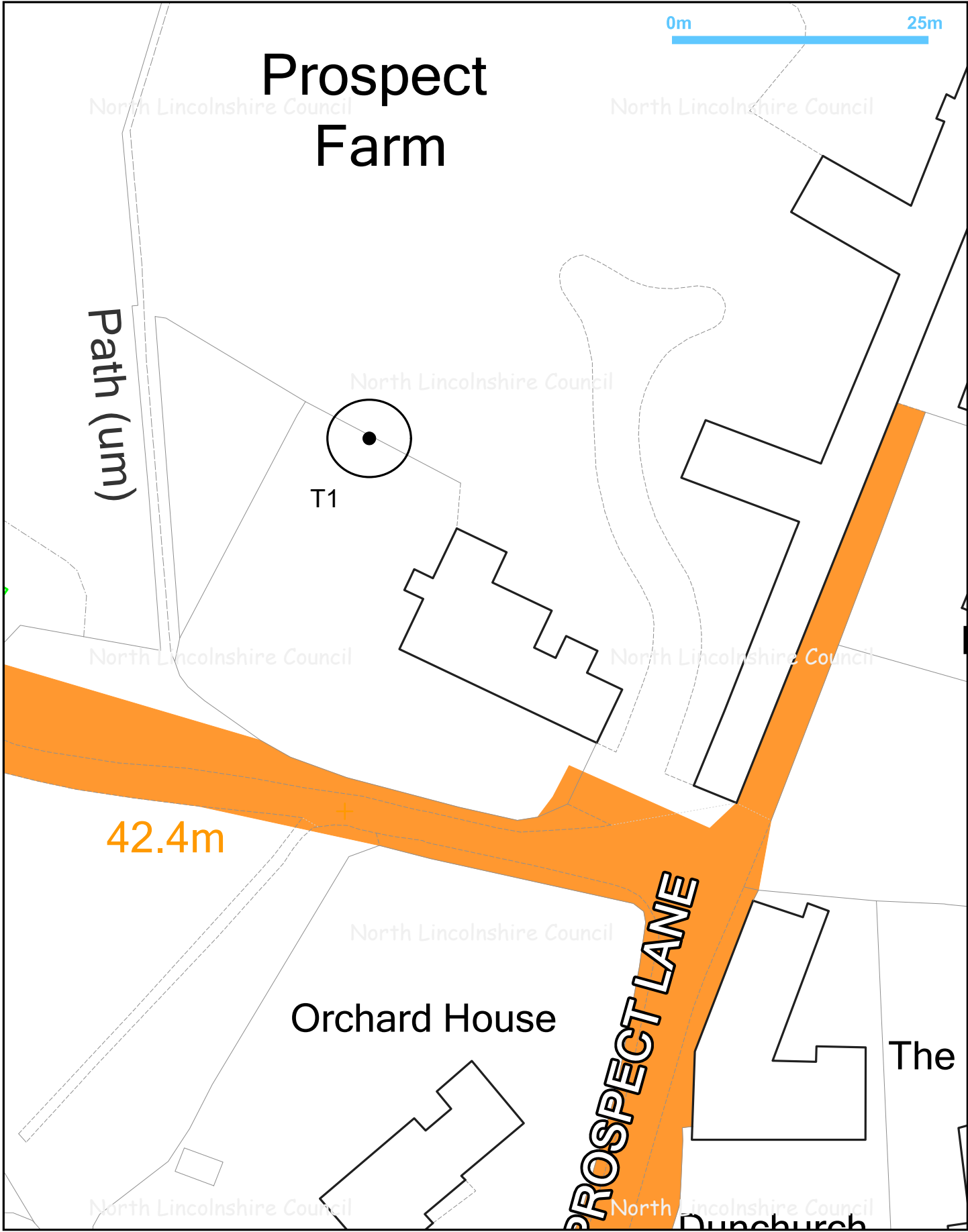
8.1 Without any sufficient arboricultural reasons for the tree to be felled, and the high visual amenity of the mature tree within this location, to ensure its continued presence in this location that the Tree Preservation Order be confirmed.



## **GROUP MANAGER – DEVELOPMENT MANAGEMENT AND BUILDING CONTROL**

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## **Background papers used in the preparation of this report**



Title: Prospect Lane, Alkborough 2019 - map		Drawing No:	Version: 1
Drawn by: Andrea Brocklebank	Date: 05/12/2019	Scale @A4 1:500	
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