

DRAFT REPORT OF THE HEAD OF PLANNING AND REGENERATION**APPEALS AND REVIEW COMMITTEE – 1 April 2019**

Provisional Tree Preservation Order – 27 Brookside, Barkby

1.0 Introduction

1.1 Background

The yew and beech trees are along the boundary in the rear garden of 27 Brookside Barkby, part of the Barkby Hall estate. The trees were allowed to grow naturally over many years and now make a significant amenity contribution to the landscape character of the Barkby Conservation Area.

A Conservation Area Notice (S211 Notice) P/18/2205/2 was received to reduce the tree to the height of a hedge. Reason given was future potential for damage to house. There was no evidence of actual or potential damage submitted. The trees are not immediately adjacent to any built structure. While the trees are within/ close to the alignment of a boundary hedge they clearly were established as trees and visible from the highway and the footpath along the Brook. The proposed works to reduce to height of a hedge would be unacceptable as it would remove the amenity contribution these trees make to the Conservation area.

It should be noted that a previous CAN P/17/1289/2 was submitted to lightly side trim to reshape the Yews at 27 and this was considered acceptable therefore a decision at that time was to not make a TPO on the basis of expediency- trees in appropriate management. This did not mean the trees would not have merited TPO protection had a threat identified.

1.2 The Site

The rear garden of a detached house with a short frontage and extensive rear garden, within a Conservation Area, which is part of the Barkby Estate.

1.3 Condition of the trees

The trees are semi- mature and in good condition.

2.0 The Objections to the Order

The letter dated 7 January 2019 does not *per se* object to the Order but sets forth a case for crown reduction.

3.0 Response to the Objections

3.1 The first objection letter posited a need for crown reduction. This is one of several types of arboricultural operation and can be agreed in principle though not to 30%, without removal of the TPO. This could be authorised via a TPO tree works Application. I will give a further clarification of the British Standard 3889 regarding this operation and how it should

be described in an application. Thinning may not be the best course of action. I recommend the owners consult a tree consultant for advice.

The additional letter suggests the trees are too close to the dwelling. The trees are not so close as to merit felling. Suitable pruning can provide additional clearance though normally we allow a max of 3m clearance of branches to edge of roof/ gutters.

4.0 Conclusion

The reason put forward to remove the protection afforded the Order is not considered justified. Therefore it is my opinion that this objection should be dismissed.

The Committee is therefore recommended to confirm the Order without modification.

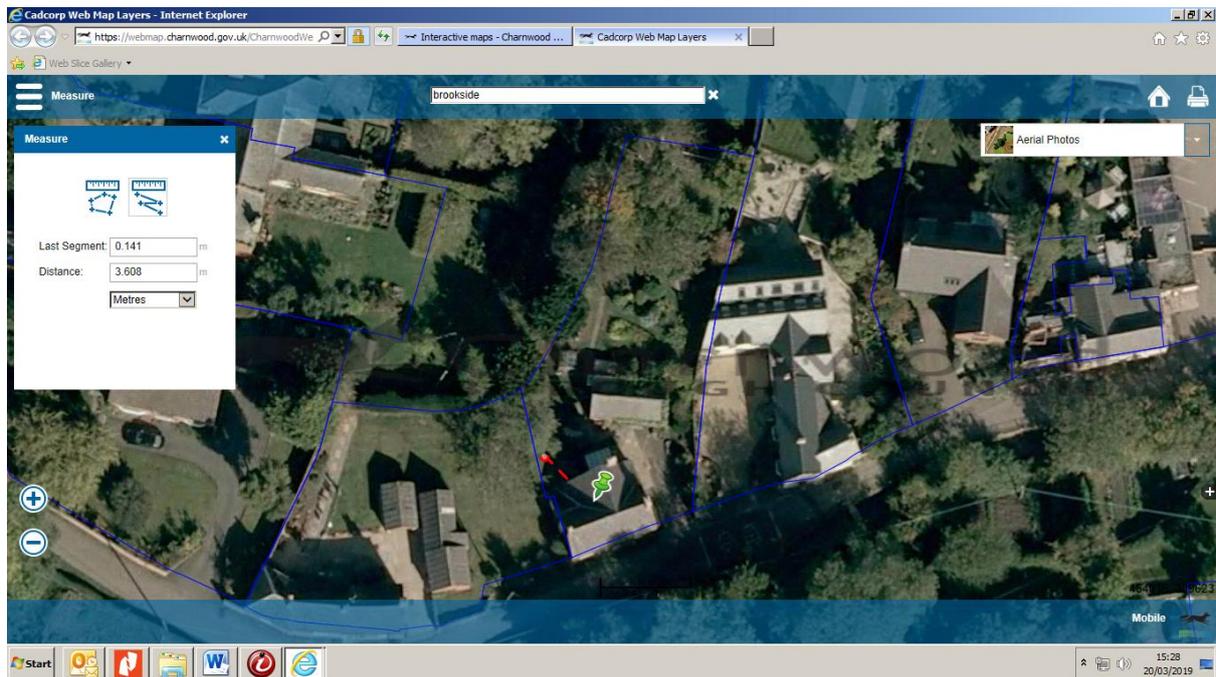
(supporting photographs attached- see appendix)

Contact Officer:

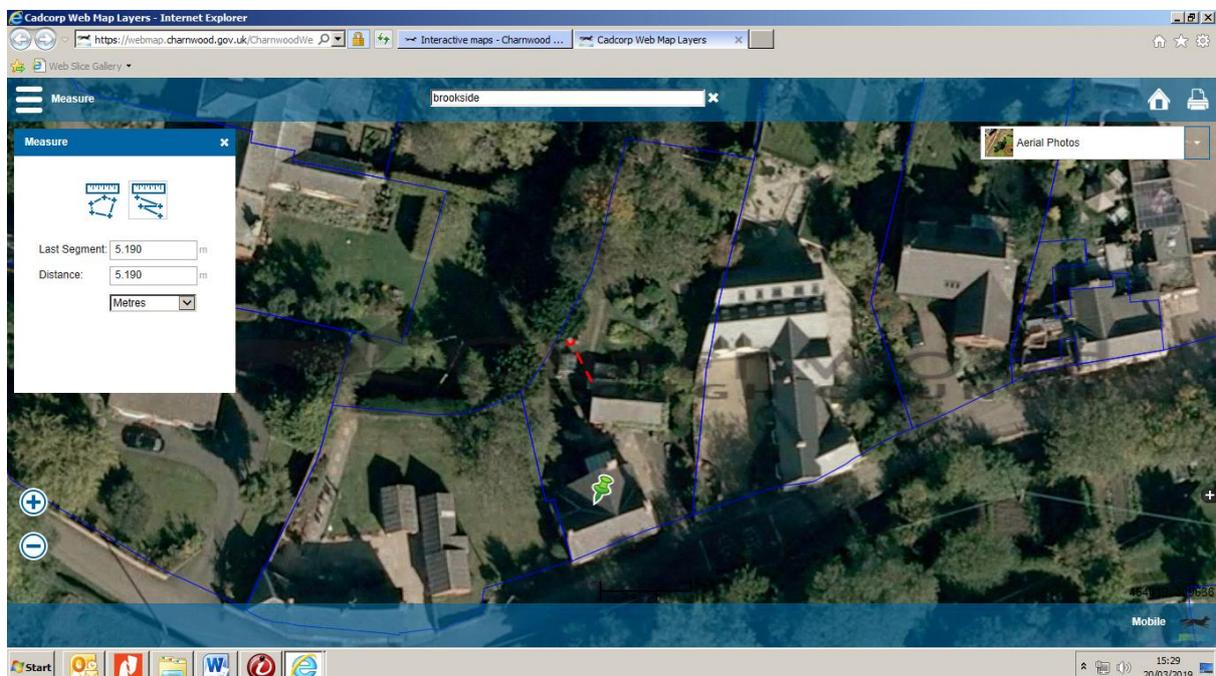
Nola O'Donnell MAgrSc Dip (hons) LA CMLI

Senior Landscape Officer trees@charnwood.gov.uk

APPENDIX A Photographs



Aerial photograph – edge of crown spread of T1 approx. 3m+ from edge of roof.



Aerial photograph – edge of crown spread -group G1 from edge of garage approx. 5m+