

Report of	Meeting	Date
Corporate Director (Business)	Development Control Committee	08/01/2008

## OBJECTION TO TREE PRESERVATION ORDER NO. 2 (WHITTLE-LE-WOODS) 2007

### PURPOSE OF REPORT

- The purpose of this report is to decide whether to confirm the above Tree Preservation Order (TPO) in light of the objection received.

### RECOMMENDATION(S)

- That Tree Preservation Order No 2 (Whittle le Woods) 2007 be confirmed subject to the one modification, namely that the following tree T9 (Sycamore) be removed from the Order.

### REASONS FOR RECOMMENDATION(S)

#### (If the recommendations are accepted)

- The objection to protection of the Sycamore (T9) is noted. As this tree sits within the middle rather than on the edge of the group it is considered that not confirming the TPO on this tree will not have a detrimental impact on the visual amenity of the area if the tree were to be felled.
- With regard to the objection to the Sweet Chestnut trees in relation to the danger caused by falling fruit it is considered that the trees are of sufficient distance from the property to warrant their continued protection, as collectively the trees provide a valuable and significant contribution to the visual amenity of the area.

### CORPORATE PRIORITIES

- This report relates to the following Strategic Objectives:

Put Chorley at the heart of regional economic development in the central Lancashire sub region		Improved access to public services	
Improving equality of opportunity and life chance		Develop the character and feel of Chorley as a good place to live	X
Involving People in their Communities		Ensure Chorley is a performing Organisation	

## BACKGROUND

6. An outline planning application had been received for a single dwelling in the grounds of Mount Villa. Although a Tree Preservation Order was made in 1972 by Chorley Rural District Council, the status of this Order was in doubt and in light of the significant changes that have taken place since 1972 it was considered expedient to place a new TPO on the trees.
7. A tree preservation order was placed on a group of nine trees located within the grounds of Mount Villa, 228 Whittle-le-Woods, Chorley. The removal of the trees would have a significant impact on the environment and its enjoyment by the public.
8. A letter of objection has been received from the owners of Mount Villa on the grounds that T9 (a Sycamore) should not be protected due to maintenance requirements and the perceived lower intrinsic value of this species. The occupants also object to the Order placed on four Sweet Chestnut trees (T4, T5, T7 and T8) due to the danger posed by falling fruit.
9. It is recommended that the Tree Preservation Order (T.P.O. Number 2) be modified to so that the Order is not confirmed in relation to the Sycamore (T9) in line with objections made by the owners. However, it is recommended that it be confirmed on the Sweet Chestnut trees T4, T5, T7 and T8.

## IMPLICATIONS OF REPORT

10. This report has implications in the following areas and the relevant Corporate Directors' comments are included:

Finance		Customer Services	
Human Resources		Equality and Diversity	
Legal		No significant implications in this area	<b>X</b>

JANE E MEEK  
CORPORATE DIRECTOR (BUSINESS)

<b>Background Papers</b>			
Document	Date	File	Place of Inspection
Chorley Borough Council Tree Preservation Order No. 2 (Whittle-le-Woods) 2007	3 <sup>rd</sup> July 2007	TPO 2 (Whittle-le-Woods) 2007	Civic Offices, Union Street
Report Author	Ext	Date	Doc ID
C Taylor	5222	***	***