

**MAIN CASE**

Proposal: Confirmation of Tree Preservation Order E/04/10

Location: Plot 5, 1 Redman Close & site west of 1 Redman Close, Ely, Cambs.

Applicant: N/A

Agent: N/A

Reference No: TPO/E/04/10

Case Officer: Cathy White, Senior Trees Officer

Parish: Ely

Ward: Ely North  
Ward Councillors: Councillor Bradney,  
Councillor Broadhurst  
& Councillor Rouse

---

**[K189]**

1.0 **THE ISSUE**

To confirm a Tree Preservation Order (TPO) for one group of two Sycamore and three Horse Chestnut trees in the grounds of Plot 5, 1 Redman Close and the site west of 1 Redman Close, Ely. This matter is being referred to Committee, as there is a requirement to confirm the TPO within six months to ensure the trees are protected for public amenity.

2.0 **RECOMMENDATIONS**

The group of five trees are visible to the public when viewed from Redman Close, Ely and contribute to the amenity of the local landscape in Redman Close. It is recommended that this unopposed TPO be confirmed, without modifications, as no objections were received in the 28 days consultation period that ended on 13<sup>th</sup> September 2010.

3.0 **COSTS**

If a TPO is made and confirmed, then subsequent applications made for tree works would carry with them an opportunity to claim compensation if, as a

result of the Council's decision, the applicant suffers any loss or damage within 12 months of that decision being made.

#### 4.0 **BACKGROUND**

4.1 The Trees Officer was consulted on the proposed planning application reference 10/00566/FUL for a new dwelling at Plot 5, 1 Redman Close, Ely and noted the group of trees adjacent to Plot 5 contributed significantly to the public amenity, biodiversity and green infrastructure of the local area and were not protected.

4.2 Whilst visiting the site the Trees Officer identified a group of trees including two Sycamore and three Horse Chestnut trees likely to be under threat due to the proposed development of Plot 5, 1 Redman Close and potential future development of the site west of 1 Redman Close, Ely. The group of five trees were not protected at this stage, and could therefore be removed or inappropriately pruned at anytime in the future without requiring the consent of the Council. Protecting the trees by a tree preservation order ensures these trees are fully considered in relation to any proposed development of Plot 5, 1 Redman Close and the site west of 1 Redman Close, Ely.

4.3 The trees are in reasonable health, and visible to the public from Redman Close, Ely. The TPO allows for replacement tree planting when these trees need to be removed, ensuring the continuation of tree cover in the local landscape.

4.4 To ensure the five trees are protected and retained within the local landscape, a TPO was served under Section 201 of the Town & Country Planning Act 1990. The TPO was made on 13<sup>th</sup> August 2010 and after the statutory consultation period, requires confirmation within six months.

4.5 No written objections to the serving of the TPO were received.

#### 5.0 **CONCLUSIONS**

5.1 The TPO is unopposed and should be confirmed without modifications. This will ensure the group of two Sycamore and three Horse Chestnut trees at Plot 5, 1 Redman Close and the site west of 1 Redman Close, Ely, are protected and their contribution to the amenity, biodiversity and green infrastructure of the local area are fully considered in relation to any proposed development of the site or adjacent sites likely to impact on the trees, and any future tree work is carried out to an approved, professional arboricultural specification and standard. The TPO status gives recognition of the visual importance of the trees and the positive contribution the trees make to the character of the area.

---

<b><u>Background Documents</u></b>	<b><u>Location(s)</u></b>	<b><u>Contact Officer(s)</u></b>
TPO E/04/10 Town & Country Planning Act 1990 Town & Country Planning (Trees) Regulations 1999 DETR Tree Preservation Orders A Guide to the Law and Good Practice (March 2000) East Cambridgeshire District Local Plan 2000 and TPO records. Planning Application 10/00566/FUL	Room No. 012 The Grange Ely	Cathy White Senior Trees Officer 01353 665555 cathy.white@eastcambs.gov.uk