

Decision Maker: PLANS SUB-COMMITTEE NO. 1

Date: Thursday 21 February 2013

Decision Type: Non-Urgent Non-Executive Non-Key

Title: **OBJECTIONS TO TREE PRESERVATION ORDER 2510 AT 11, 12 AND 15 OXENDEN WOOD ROAD, CHELSFIELD**

Contact Officer: Coral Gibson, Principal Trees Officer
Tel: 020 8313 4516 E-mail: Coral.Gibson@bromley.gov.uk

Chief Officer: Deputy Chief Planner

Ward: Chelsfield and Pratts Bottom

1. Reason for report

To consider objections that have been made in respect of the making of a tree preservation order.

2. **RECOMMENDATION(S)**

The Chief Planner advises that the trees make an important contribution to the visual amenity of this part of Oxenden Wood Road and that the order should be confirmed.

Corporate Policy

1. Policy Status: Existing Policy
 2. BBB Priority: Quality Environment
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Financial

1. Cost of proposal: No Cost
 2. Ongoing costs: Not Applicable
 3. Budget head/performance centre: Planning Division Budget
 4. Total current budget for this head: £3.3m
 5. Source of funding: Existing revenue budget
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Staff

1. Number of staff (current and additional):103.89ftes
 2. If from existing staff resources, number of staff hours:N/A
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Legal

1. Legal Requirement: Statutory Requirement
 2. Call-in: Not Applicable
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Customer Impact

1. Estimated number of users/beneficiaries (current and projected): Those affected by the tree preservation order.
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? No
2. Summary of Ward Councillors comments: order. N/A

3. COMMENTARY

3.1. This order was made on 30th October 2012 and relates to 3 beech trees in the front garden of no.11, 2 in the front garden of no.12 and 2 in the front garden of no.15. Objections have been made by owner of 10 relating to T.6 of the order.

3.2. He has raised one main concern and this related to the size of the tree and its proximity to his garage. He is concerned about the impact of the tree on the floor of the garage and the possible damage to the drive from the replacement of the garage and drive.

3.3. The tree is a mature specimen and together with the other beech trees covered by the order it makes a positive contribution to the visual amenities of this part of Oxenden Wood Road. Damage to properties is a serious matter, and if it is demonstrated that damage is occurring as a result of the tree, and the only means of solving the problem is by tree surgery or even tree removal, then I think it would be unusual for the Council to withhold consent. However a copy of any reports of investigations into the causes of the damage to the floor of the garage were requested so that more detailed comments could be made. There has been no response to this request.

3.4. With regard to the repair or replacement of the drive there are several technical options which may allow the retention of the tree without damage, but the consent of the Council would be needed for any works which would affect the tree roots.

4. POLICY IMPLICATIONS

This report is in accordance with Policy NE6 of the Council's adopted Unitary Development Plan

5. FINANCIAL IMPLICATIONS

None

6. LEGAL IMPLICATIONS

If not confirmed the order will expire on 30th April 2013.

7. PERSONNEL IMPLICATIONS

None.

Non-Applicable Sections:	[List non-applicable sections here]
Background Documents: (Access via Contact Officer)	[Title of document and date]