

SUBJECT: CONFIRMATION OF TREE PRESERVATION ORDER 181

DIRECTORATE: COMMUNITIES AND ENVIRONMENT

REPORT AUTHOR: KIERON MANNING, ASSISTANT DIRECTOR - PLANNING

1. Purpose of Report

- 1.1 To have confirmed one (temporary) Tree Preservation Order, made by the Planning Manager under delegated powers. The order currently provides 6 months of temporary protection for the trees but is required to be confirmed by the Planning Committee to provide long term future protection.

2. Executive Summary

- 2.1 A Tree Preservation Order gives statutory protection to trees that contribute to the amenity, natural heritage or attractiveness and character of a locality.
- 2.2 The making of any Tree Preservation Order is likely to result in further demands on staff time to deal with any applications submitted for consent to carry out tree work and to provide advice and assistance to owners and others regarding protected trees. This is, however, contained within existing staffing resources.
- 2.3 The making of Tree Preservation Orders reduces the risk of losing important trees, groups of trees and woodlands. It further allows the Council to protect trees that contribute to local environment quality.

3. Background

- 3.1 Tree Preservation Order 181 was made on 15th November 2023 protecting 1no. Tilia x Europaea (European Lime) tree in the grounds of 3 Upper Lindum Street, Lincoln, LN2 5RN.
- 3.2 The tree is considered to contribute to the visual amenity of the area and the unauthorised removal of the tree would be considered to be detrimental to visual amenity.
- 3.3 The initial 6 months of protection would end for the Tree Preservation Order on 15th May 2024.

4. Consideration

The reason for making a Tree Preservation Order on this site is as a result of an application to fell the tree. The tree is located within a conservation area which is why consent was required. The request to fell the tree was made due to damage to an adjacent boundary wall, allegedly caused by this tree, however there was no evidence such as a structural engineers report, submitted to support this. On this

basis, a Tree Preservation Order was sought to prevent this tree being felled.

Following a 8-week consultation period (to account for the Christmas and New Year period) no objections have been received to the order.

5. Strategic Priorities

- 5.1 Confirmation of Tree Preservation Order 181 would ensure that the tree would not be removed or worked on without the express permission of the Council which would be considered detrimental to visual amenity and as such the protection of the tree would contribute to enhancing our remarkable place.

6. Organisational Impacts

- 6.1 Legal Implications – Anyone who wishes to carry out works to the tree will require consent from the City of Lincoln Council first.

7. Recommendation

- 7.1 It is recommended that Members confirm the Tree Preservation Order without modifications, and that the Officer carries out the requisite procedures for confirmation.

How many appendices does the report contain?

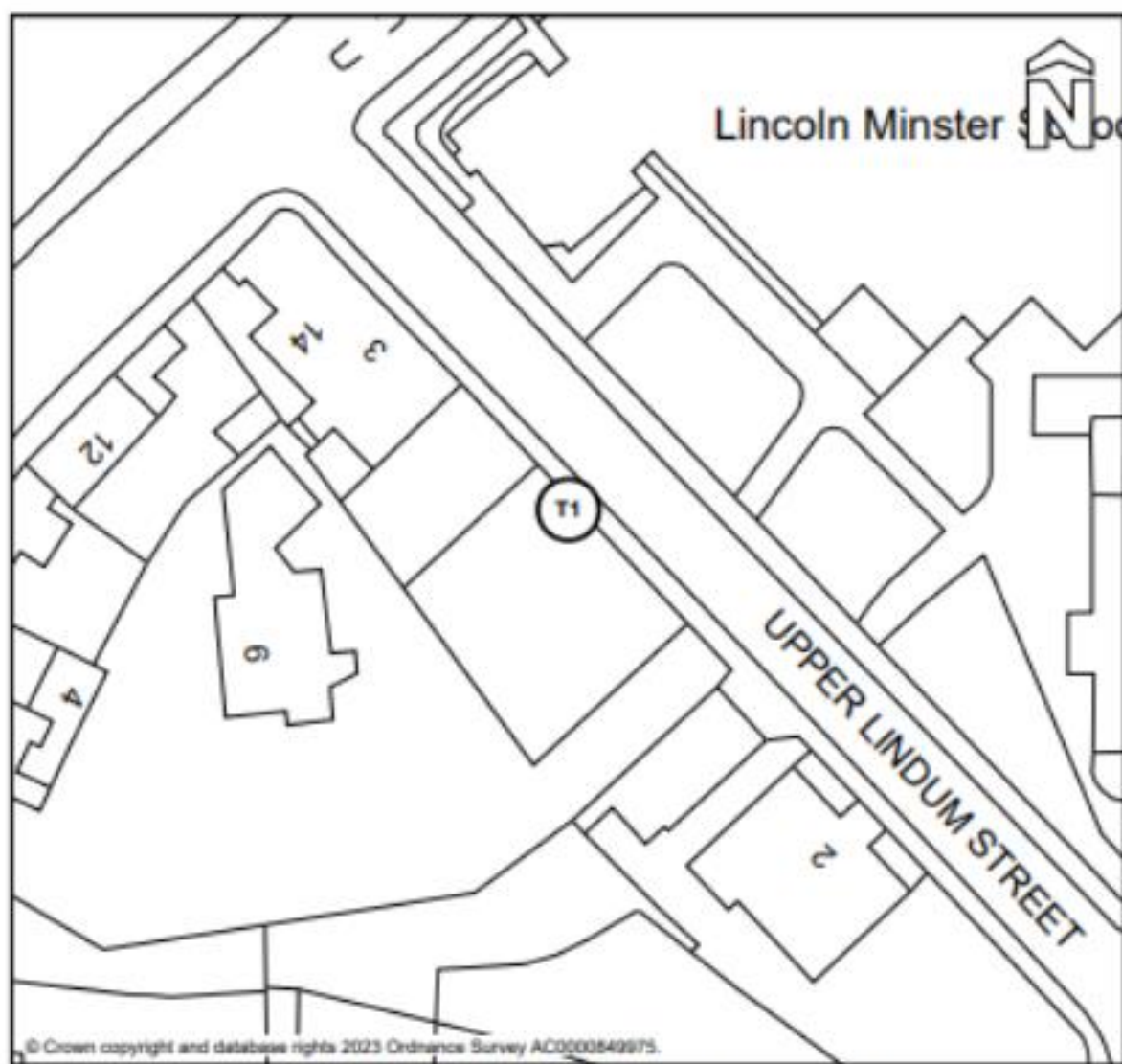
None

List of Background Papers:

None

Lead Officer:

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TOWN AND COUNTRY PLANNING ACT 1990 (as amended)

Upper Lindum Street No.1 Tree Preservation Order 2023

T1 - European Lime