



## Decision Notice

# LICENSING & APPEALS SUB-COMMITTEE

Site visit made on 06<sup>th</sup> July 2022

Councillors Andrew Statham, Mark Wakeman and Stuart Lees

Decision date 06<sup>th</sup> July 2022

<b>Appeal</b>	<b>TREE PRESERVATION ORDER No. 193</b>	<b>TREES ON LAND NORTH OF ASHLEIGH HOUSE, CROMFORD ROAD, WIRKSWORTH</b>
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- This hearing by the Licensing and Appeals Sub Committee was, in accordance with the Council's constitution, to consider and determine objections made against Tree Preservation order No 193 as it was not been possible to reach agreement between the objectors and the authority.
- The hearing was to determine whether Tree Preservation Order should be confirmed, with or without modification or whether the Order should not be confirmed.
- A TPO 193 was made 14 April 2022 to ensure the trees forming the group are retained in the long term because they are considered by the Council to provide significant amenity to the local area.
- The Order included a group of trees referenced G1 within the order
- Within the order was a notification that any objections to the order was to be received in writing no later than 30<sup>th</sup> May 2022.
- Any objection was to be Regulation 6 of the Town and Country Planning Act (Tree Preservation (England) Regulation 2021) compliant and a copy of Regulation 6 was appended to Order 184.
- Two letters of objection were received within the consultation period detailing their reasons for objection

- The Sub Committee was presented with the evidence as follows.
    - Written report from the Council with 4 Appendices
      - Tree Preservation Order Notice and associated plan for TPO 193.
      - Completed TEMPO form.
      - Objection from Glyn Thomas of Cheshire Woodlands, acting as agent for Thompson Tree Services, dated 28 April 2022
      - Objection from Carter Jonas, acting as agent for Will Bridges of Tarmac, dated May 2022.
    - Oral Statements from Council Officers Dr Chris Payne (Trees & Landscape Officer) and Chris Whitmore (Development Control Manager)
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## Decision

1. The Sub-Committee considered that the group of trees made a significant contribution to the areas' public amenity and required protection due to risk of potential harm from proposed development
  2. In the Sub Committee's opinion, these trees do have a considerable landscape value in the local area and without the TPO one or more of the trees could be in danger of being felled or damaged.
  3. The Sub-committee considered the objections and determine that the **appeal is dismissed.**
  4. Tree Preservation Order number 193, 2022 is to be confirmed without modification
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