
MEETING: PLANNING CONTROL COMMITTEE

DATE: 18 JANUARY 2005

SUBJECT: TREE PRESERVATION ORDER
283 NO. 100 DUNDEE LANE RAMSBOTTOM

REPORT FROM: BOROUGH PLANNING & ECONOMIC DEVELOPMENT
OFFICER

CONTACT OFFICER: KD HOTHAM, LANDSCAPE PRACTICE MANAGER

TYPE OF DECISION:

REPORT STATUS: For Publication

PURPOSE/SUMMARY: Recommendation for the confirmation of the Metropolitan Borough of Bury (100 Dundee lane, Ramsbottom) Tree Preservation order 2004.

OPTIONS AND RECOMMENDED OPTION (with reasons): The order may be confirmed to secure its permanent status or allowed to lapse after its provisional six month period. It is recommended that the order is confirmed to maintain the Authority's policy under the LA21 strategy.

IMPLICATIONS -

**Financial Implications and
Risk Considerations**

Corporate Aims/Policy Framework:

Do the proposals accord with the Policy Framework? Yes

Are there any legal implications? Yes

Considered by Monitoring Officer:

**Statement by Director of Finance
and E-Government:** No financial implications

Staff time will be required to administer the

Staffing/ICT/Property: order and respond to applications for consent to carry out work on the trees

Wards Affected: Ramsbottom
Scrutiny Interest: N/A

TRACKING/PROCESS

DIRECTOR:

Chief Executive/ Management Board	Executive Member/ Chair	Ward Members	Partners
Scrutiny Panel	Executive	Committee	Council

1.0 BACKGROUND

- 1.1 On the 05Th November 2004 the council made the Metropolitan borough of bury (100 Dundee Lane, Ramsbottom) Tree Preservation order 2004 under section 201 of the town and country planning Act. This requires the order to be confirmed within six months to assure permanence.
- 1.2 The tree preservation order was initiated in response to the land owners concern for the future safety of a mature horse chestnut, due to pressure from a neighbouring resident to remove the tree.

2.0 ISSUES

- 2.1 An objection to the making of the order has been lodged by Mr & Mrs W&B.A Taylor, 93 Dundee Lane, Ramsbottom and Mr & Mrs Bliss of 96 Dundee Lane, Ramsbottom.
- 2.2 Mr and Mrs A bliss claim that the tree will not be well maintained and that the canopy is growing towards telephone wires. They also claim the tree contributes to a great deal of mess, and overshadows their property. Also children gather conkers from the tree which is near to Dundee Lane raising concerns about safety.
- 2.3 The collection of conkers is an activity pursued in all situations where horse chestnut trees are accessible to children and is not particular to this one location. The activity is also only restricted to a short period of time in the autumn season. It is therefore not considered that this activity should result in the loss of a significant tree of high amenity value.
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2.4 The imposition of a tree preservation order dose not prevent necessary maintenance work being carried out to the tree. However it will ensure any such work is carried out with the council's prior consent and to acceptable arboricultural standards.

3.0 CONCLUSION

3.1 The preservation order was initiated in response to a legitimate concern for the future of the tree that provides an amenity value, and which could be put at risk from the threatening nature of local residents. It is recommended therefore that the preservation order is confirmed to give permanent status.

**BRIAN DANIEL
BOROUGH PLANNING & ECONOMIC DEVELOPMENT OFFICER**

List of Background Papers:

Letter from Mrs Sheila Barnes 100 Dundee Lane, Ramsbottom
Letter from Mr & Mrs Taylor, 93 Dundee Lane, Ramsbottom
Letter from Mr & Mrs A. Bliss 96 Dundee Lane, Ramsbottom
Tree Preservation Order 100 Dundee Lane Ramsbottom. File ref.TP283

Contact Details:

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