

TPCOMRPT 04/00036/TPORDR

Agenda Item No:08



---

<b>REPORT TO:</b>	<b>Area No 2 Development Control Committee</b>
<b>DATE:</b>	<b>26 October 2004</b>
<b>REPORTING OFFICER:</b>	<b>Director of Technical Services (Mrs J Lurcuck – Senior Planner)</b>
<b>SUBJECT:</b>	<b>Tree Preservation Order 36 / 2004</b>
<b>WARDS AFFECTED:</b>	<b>Spofforth With Lower Wharfedale</b>
<b>FORWARD PLAN REF:</b>	<b>-</b>

---

## **1.0 PURPOSE OF REPORT**

1.1 To request the confirmation of a provisional Tree Preservation Order.

## **2.0 RECOMMENDATIONS**

2.1 That (1) the Committee find it expedient in the interests of amenity to confirm the Tree Preservation Order on the trees at Sicklinghall House, Longlands Lane, Sicklinghall, Near Wetherby.

2.2 (2) The Director of Administration be authorised to take appropriate action to secure confirmation.

2.3 (3) The order be confirmed as The Council of the Borough of Harrogate Tree Preservation Order No. 36 / 2004.

## **3.0 REPRESENTATIONS**

3.1 No letters of representation received.

#### **4.0 THE REPORT**

- 4.1 The original Provisional Tree Preservation Order was initiated following a complaint that unauthorised works were being carried out adjacent to the bridleway at Sicklinghall House. These works included excavation to form a vehicular access, which threatened the health and safety of the trees.
- 4.2 An Order under Provisional Tree Preservation Order 11 / 2003 was made on the 20 March 2003, this was considered by Area 2 Development Control Committee on 19 August 2003 who moved to Confirm the order, but due to an administrative error the Order was never Served. The protection given under Provisional Tree Preservation Order 11 / 2003 has now lapsed.
- 4.3 This new Tree Preservation Order 36 / 2004 seeks to protect the trees original covered by Order 11 / 2003, a site visit was made on the 7 September 2004 and the health and condition of the trees reassessed, the Provisional Tree Preservation Order was made on 8 September 2004.
- 4.4 The Order covers eight Horse Chestnuts, a Beech and a Lime, which form a line of trees adjacent to the bridleway which runs adjacent to Sicklinghall House.
- 4.5 The Arboricultural Officer has confirmed that although there are a number of inclusions present on all the trees, these inclusions are not a concern at this time due to the age of the trees. As healthy mature trees in an open location, the trees have the potential to last a further 100 years plus.
- 4.6 Adjacent to the bridleway and visible from long distance views across the landscape, the trees have high amenity value and contribute significantly to the character and amenity of the countryside, the immediate setting and approach to Sicklinghall House. The loss of these trees would have a detrimental affect on the general and visual amenity of the area.

#### **5.0 CONCLUSION**

- 5.1 The trees are healthy and mature specimens of considerable amenity value and are under threat. An Order is considered appropriate to ensure their retention and to preserve the amenity of the area.
- 5.2 The trees, which are the subject of this order, are felt to be of considerable amenity value and an Order is considered appropriate to ensure their retention particularly as they have no other protection such as that pertaining to Conservation Areas.

#### **Background Papers**

**None**

**OFFICER CONTACT:** Please contact Mrs J Lurcuck, Planning Officer, if you require any further information on the contents of this report. The officer can be contacted at Department of Technical Services by telephone on 01423 556548 FAX 01423 556620 or

### SUSTAINABILITY ASSESSMENT/POLICY CONSIDERATIONS

		Implications are		
		Positive	Neutral	Negative
A	Economy		/	
B	Environment	/		
C	Social Equity		/	
i)	General			
ii)	Customer			
	Care/People with			
	Disabilities			
iii)	Health			
	Implications			
D	Crime and		/	
	Disorder			
	Implications			

If all comments lie within the shaded areas, the proposal is sustainable.



TPSCHEDL 04/00036/TPORDR

3 September 2004

**TREE PRESERVATION ORDER**  
**TPO NO 36 / 2004**  
**Sicklinghall House, Longlands Lane, Sicklinghall**  
**Nr Wetherby, West Yorkshire**

**FIRST SCHEDULE**

**TREES SPECIFIED INDIVIDUALLY**

(encircled in black on the map)

Ref on Map	Description	Situation
T1	Horse Chestnut	434449 447349
T2	Horse Chestnut	436669 447360
T3	Horse Chestnut	436670 447373
T4	Horse Chestnut	436670 447387
T5	Horse Chestnut	436670 447402
T6	Horse Chestnut	436669 447416
T7	Horse Chestnut	436668 447431
T8	Horse Chestnut	436666 447445
T9	Beech	436656 447322
T10	Lime	436656 447306

**GROUPS OF TREES**

(within a broken black line on the map)

Ref on Map	Description (including number of trees)	Situation
None	-	-

**WOODLANDS**

(within a continuous black line on the map)

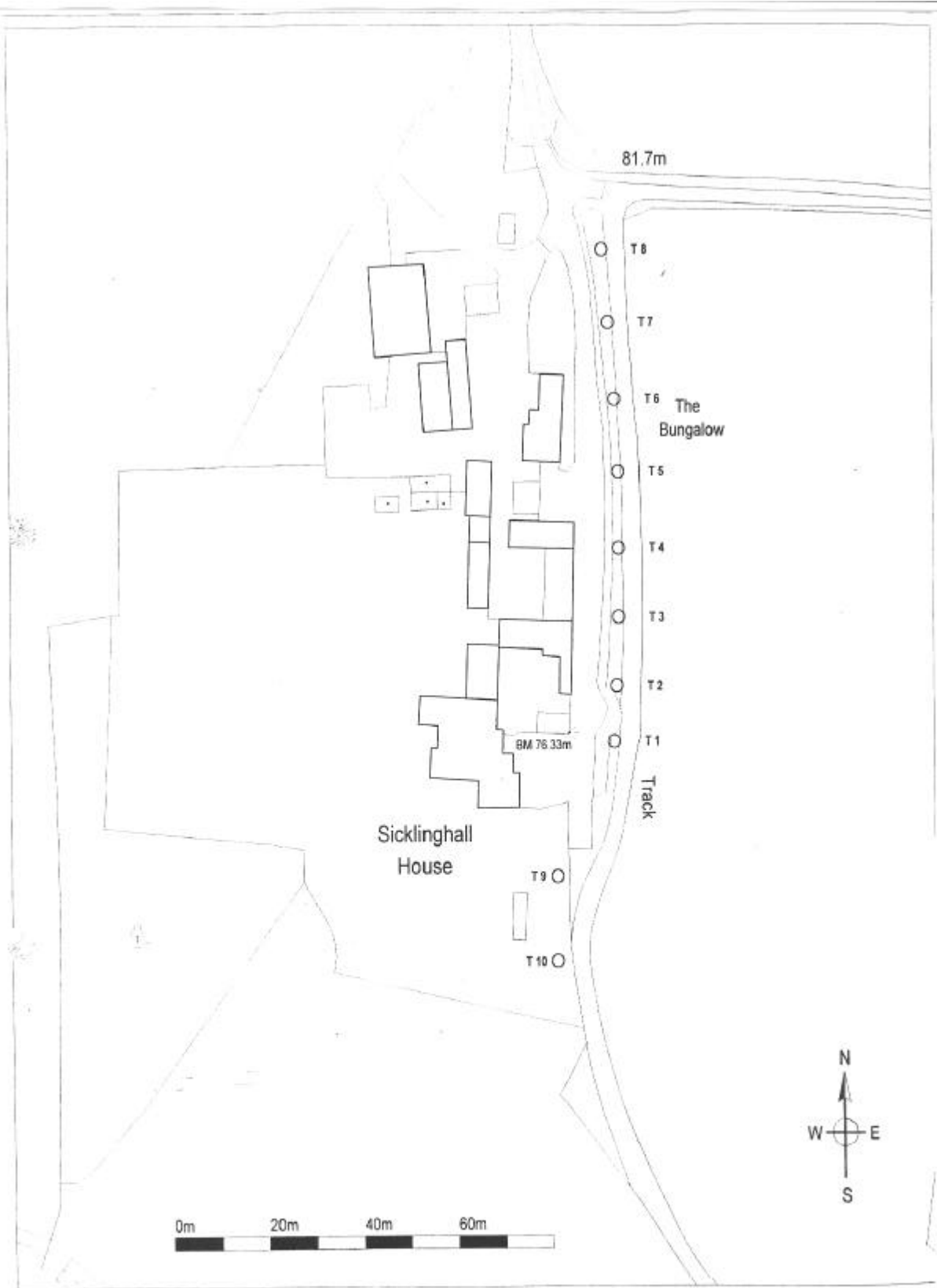
Ref on Map	Description	Situation
None	-	-

**TREES SPECIFIED BY REFERENCE TO AN AREA**

(within a dotted black line on the map)

Ref on Map	Description	Situation
None	-	-





TPO No 36, 2004, SICKLINGHALL HOUSE, LONGLANDS LANE, SICKLINGHALL

SCALE: 1:1000  
DATE: 20th March 2003

