



REPORT TO: Area No 2 Development Control Committee

DATE: 21 June 2005

DEPARTMENT: Development Services

REPORTING OFFICER: Mr M Parkes

SUBJECT: Tree Preservation Orders Nos. 8/2002 and 14 / 2002 – Cedar Croft, Main Street, Great Ouseburn

WARD/S AFFECTED: Ouseburn

FORWARD PLAN REF:

1.0 PURPOSE OF REPORT

1.1 To request that two provisional Tree Preservation Orders are not confirmed

2.0 RECOMMENDATION/S

2.1 That (1) the Committee find it unnecessary to confirm these Tree Preservation Orders at Cedar Croft, Main Street, Great Ouseburn.

2.2 (2) The Head of Legal and Democratic Services be authorised to undertake the necessary procedural arrangements.

3.0 THE REPORT

3.1 A Tree Preservation Order was provisionally made on 8 March 2002 at Cedar Croft, Main Street, Great Ouseburn. That Order gave protection to a tree for which a Section 211 notice (works to a tree in a conservation area) had been received on 6 February 2002 that proposed its felling. The tree, a Cherry, was incorrectly identified as a Whitebeam on that provisional order.

3.2 A further Section 211 notice was received on 18 March 2002 in respect of another tree which is a Whitebeam and a Tree Preservation Order in respect of this tree and the Cherry was provisionally made on 29 April 2002.

3.3 The provisional Order lapsed on 8 September 2002 and 29 November 2002 respectively and were not confirmed. The trees however remained extant and, as Section 211 notices are only valid for a period of 2 years from the original date of notice, have now regained protection by virtue of their location within a Conservation Area. A Tree Preservation Order is therefore not necessary.

3.4 A formal decision by the Committee is however necessary for both Tree Preservation Orders to be recorded as unconfirmed.

4.0 REPRESENTATIONS

4.1 Representations were received from the property owner on the basis that the trees were damaging drains, however as noted above the trees remain extant and no representations have been received since October 2002.

5.0 CONCLUSION/S

4.1 The trees that are the subjects of these Orders have adequate protection by virtue of their location within a Conservation Area and therefore these Orders should not be confirmed.

Background Papers –

None

OFFICER CONTACT: Please contact Mr M Parkes, Planning Officer, if you require any further information on the contents of this report. The officer can be contacted at the Department of Development Services by telephone on 01423 556553 or by Email – dds@harrogate.gov.uk

SUSTAINABILITY ASSESSMENT / POLICY CONSIDERATIONS

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

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

**TREE PRESERVATION ORDER
TPO NO 8/2002****Cedar Croft, Main Street, Great Ouseburn Harrogate District North Yorkshire****FIRST SCHEDULE****TREES SPECIFIED INDIVIDUALLY**
(encircled in black on the map)

Ref on Map	Description	Situation
T1	Whitebeam	444909 461740

GROUPS OF TREES
(within a broken black line on the map)

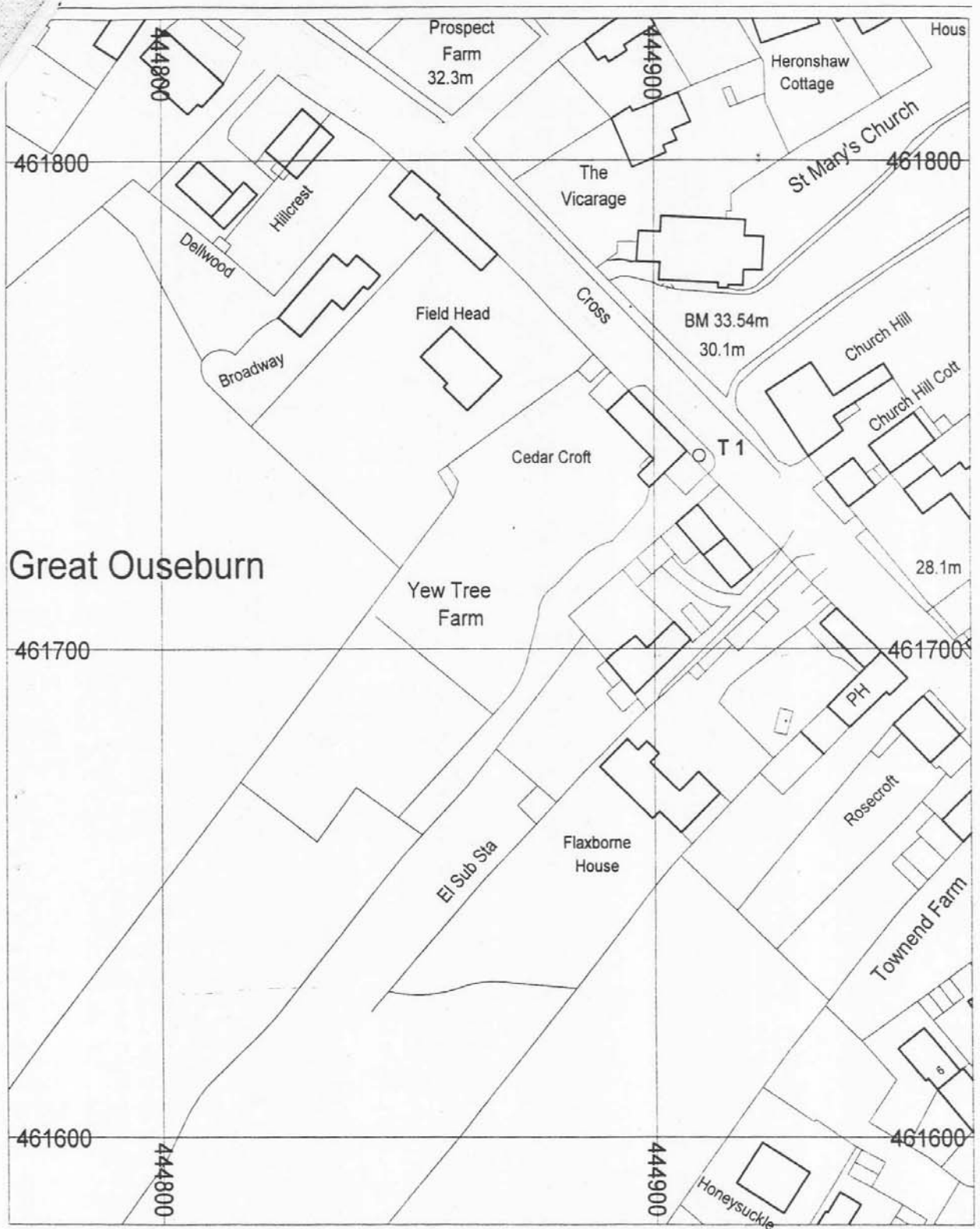
Ref on Map	Description (including number of trees)	Situation
None		

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		



Great Ouseburn

TPO No 8, 2002 CEDAR CROFT, MAIN STREET, GREAT OUSEBURN



SCALE: 1:1000	DESIGN BY:	DATE: 20th February 2012
Originating Group:		PH/6012CW

This map is based upon Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office. © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Ordnance Survey Grant LA 879/08

TPSCHEDL 02/00014/TPORDR

29 April 2002

TREE PRESERVATION ORDER

TPO NO 14 2002

Cedar Croft, Main Street, Great Ouseburn Harrogate District North Yorkshire

FIRST SCHEDULE

TREES SPECIFIED INDIVIDUALLY

(encircled in black on the map)

Ref on Map	Description	Situation
T1	Cherry	444909 461739
T2	Whitebeam	444892 461757

GROUPS OF TREES

(within a broken black line on the map)

Ref on Map	Description (including number of trees)	Situation
------------	---	-----------

WOODLANDS

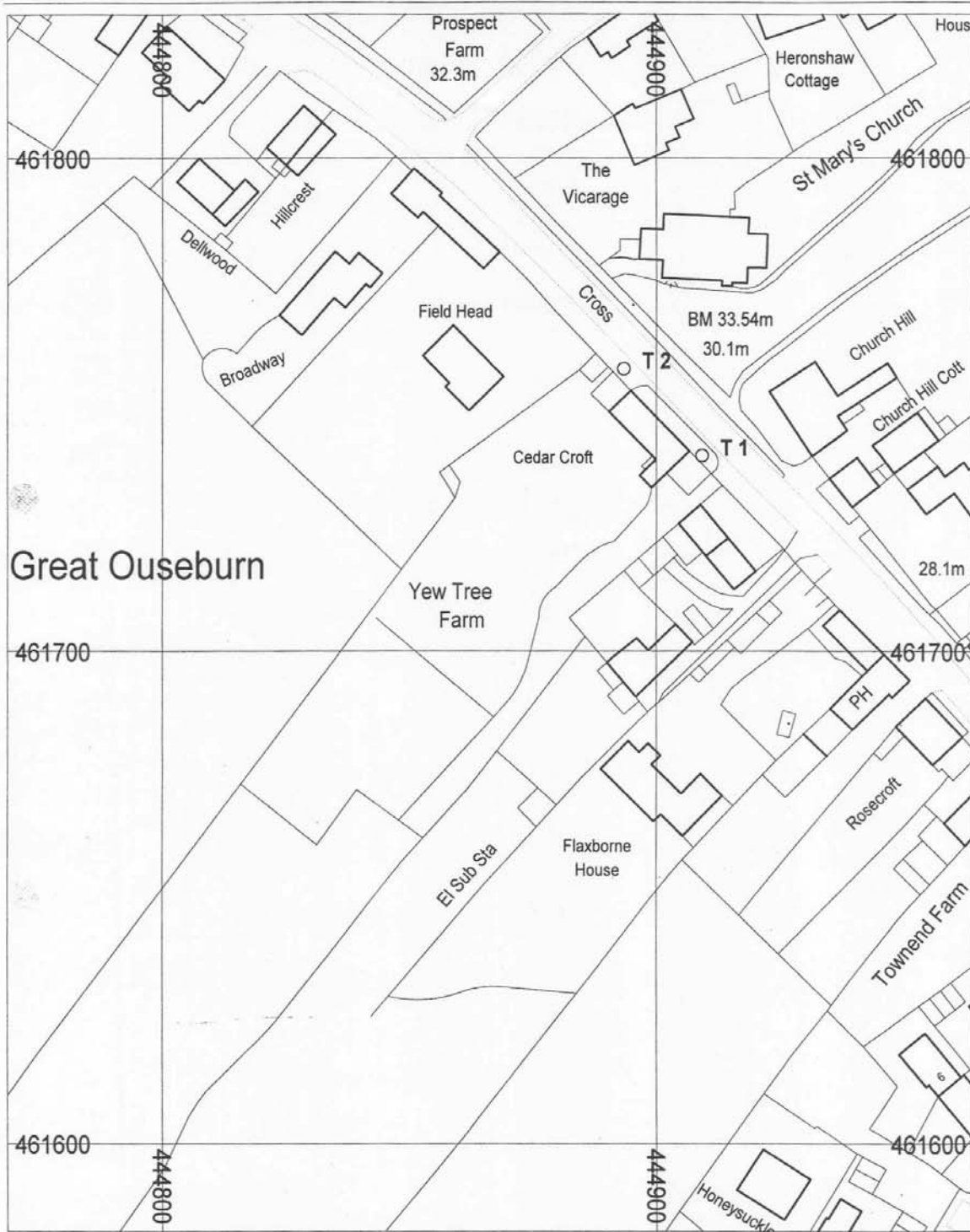
(within a continuous black line on the map)

Ref on Map	Description	Situation
------------	-------------	-----------

TREES SPECIFIED BY REFERENCE TO AN AREA

(within a dotted black line on the map)

Ref on Map	Description	Situation
------------	-------------	-----------



Great Ouseburn



TPO No 1/2002 CEDAR CROFT, MAIN STREET, GREAT OUSEBURN

SCALE: 1:1000

DRAWN BY:

DATE 26th February 2002

Originating Group:

TPO0062.ECW

This map is based upon Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office. © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Hampshire Borough Council, LA 07138.