

EXETER CITY COUNCIL

**PLANNING COMMITTEE
8 DECEMBER 2008**

**OBJECTIONS TO TREE PRESERVATION ORDER NO. 593
(LAND ADJACENT TO KEW COURT, PYNES HILL, EXETER)**

1. PURPOSE OF REPORT

- 1.1 This report gives details of objections that have been received by the Council to Exeter City Council Tree Preservation Order No. 593 (Land adjacent to Kew Court, Pynes Hill, Exeter). The Committee is requested to determine whether to confirm, modify or refuse to confirm the Order. If an Order is confirmed (with or without modification) the protection that it provides becomes permanent but if it is not confirmed it ceases to have effect.

2. BACKGROUND

- 2.1 Tree Preservation Order No. 593 protects an area of woodland located to the west of Kew Court, Pynes Hill.
- 2.2 Tree Preservation Order No. 593 was made following the coppicing of trees within the area. The trees form an important screen between Ludwell Valley and the offices and other commercial buildings within Pynes Hill.
- 2.3 The Order was signed on 2 September 2008 and remains in force for a period of 6 months. If the Order is confirmed the protection becomes permanent, if the Order is not confirmed it ceases to have effect.

3. POINTS RAISED BY THE OBJECTORS

- 3.1 One letter of objection has been received.
- 3.2 The objection can be summarised as follows:
- The trees are detrimental to the occupational health of residents of adjoining premises resulting in non compliance with minimum standards of light and amenity;
 - The trees may cause damage to the building structure and associated drainage features;
 - The Preservation Order prevents appropriate routine maintenance.

4. OBSERVATIONS

- 4.1 An application for tree work to maintain the current light and amenity levels would be considered sympathetically by the Council and is unlikely to be refused provided the visual amenity of the trees is preserved.
- 4.2 The Council would consider any application to undertake tree pruning or tree removal if it could be shown that the trees were damaging adjacent building or associated drains.

4.3 The Council would consider any application to undertake routine maintenance on its merits and has no fundamental objection to agreeing a long term tree management plan.

5. AREA WORKING PARTY

5.1 Southern Area Working Party raised no issues.

6. RECOMMENDATION

6.1 It is recommended that the Order be confirmed without modification.

**RICHARD SHORT
HEAD OF PLANNING SERVICES**

ECONOMY AND DEVELOPMENT DIRECTORATE

Local Government (Access to Information) Act 1985 (as amended)

Background papers used in compiling this report:

1. Council to Exeter City Council Tree Preservation Order No. 593 (Land adjacent to Kew Court, Pynes Hill, Exeter), 2008.