

Report

Report to:	Planning Committee
Date of Meeting:	24 January 2023
Report by:	Executive Director (Community and Enterprise Resources)

Subject:	Tree Preservation Order – Chestnut Walk and Dunavon Avenue, Strathaven
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1. Purpose of Report

1.1. The purpose of the report is to:-

- ♦ seek approval for the making of a Tree Preservation Order (TPO) on 28 trees at Chestnut Walk and Dunavon Avenue, Strathaven which fall within the boundary shown on the accompanying plan

2. Recommendation(s)

2.1. The Committee is asked to approve the following recommendation(s):-

- (1) that a Provisional Tree Preservation Order is promoted under the terms of Section 163 (Provisional Tree Preservation Order) of the Town and Country Planning (Scotland) Act 1997 on the area identified on the attached plan; and
- (2) that this Provisional Tree Preservation Order be confirmed within six months from the date of this Order, should there be no objections.

3. Background

3.1. The trees that are subject to the proposed TPO are a group of trees located at:-

1 Chestnut Walk (**1 tree** – 1 Lime)

12 Chestnut Walk (**1 tree** – 1 Lime)

Opposite 1-20 Chestnut Walk (**7 trees** – 5 Lime, 1 Horse Chestnut, 1 Sycamore)

Between 3 and 5 Dunavon Avenue (**13 trees** 12 Lime, 1 Sycamore)

Rear of 3-5 Chestnut Walk and 1 Dunavon Avenue (**6 trees** – 1 Horse Chestnut, 1 Red Oak, 2 Lime, 1 Sycamore, 1 Holly)

The trees are considered to contribute to the character, amenity and sense of place of Chestnut Walk, Dunavon Avenue and surrounding area. Branches of some trees overhang the boundaries of several houses in the area, and, as such, there is the potential that certain works could be undertaken to the trees by all the householders. In addition, work is proposed by the factor of the houses within the development. The promotion of a TPO would not stop maintenance works being undertaken to the trees, but it would require such works to be agreed in advance with the Council to ensure that no inappropriate work takes place.

4. Policy History

- 4.1. The site is identified in the adopted South Lanarkshire Local Development Plan as being within a designated residential area with Commercial Road running along the front of the site to the north.
- 4.2. The promotion of a TPO would not stop maintenance works being undertaken to the trees, but it would require such works to be agreed in advance with the Council to ensure that no inappropriate work takes place.

5. Grounds for Making the TPO

- 5.1. The reason for making the TPO is that the trees are considered to contribute to the character, amenity and sense of place within the local area. The trees are notably visible in the area by virtue of their size, form and siting throughout the development encompassing Chestnut Walk and Dunavon Avenue. To ensure that only appropriate maintenance is undertaken, in consultation with the Council, and to ensure the future retention of the trees, the promotion of a TPO is considered necessary.

6. Employee Implications

- 6.1. None.

7. Financial Implications

- 7.1. None.

8. Climate Change, Sustainability and Environmental Implications

- 8.1. There are no significant implications for climate change, sustainability or the environment in terms of the information contained in this report.

9. Other Implications

- 9.1. There are no significant implications for risk in terms of the information contained in this report.

10. Equality Impact and Consultation Arrangement

- 10.1. Consultations have taken place with the Council's Arboricultural Manager who has recommended that a Tree Preservation Order be placed on the trees in question.
- 10.2. There was no requirement to carry out an impact assessment in terms of the proposals contained within this report.

David Booth

Executive Director (Community and Enterprise Resources)

13 January 2023

Link(s) to Council Values/Priorities/Outcomes

- ◆ Good quality, suitable and sustainable places to live

Previous References

- ◆ None

List of Background Papers

- ◆ None

Contact for Further Information

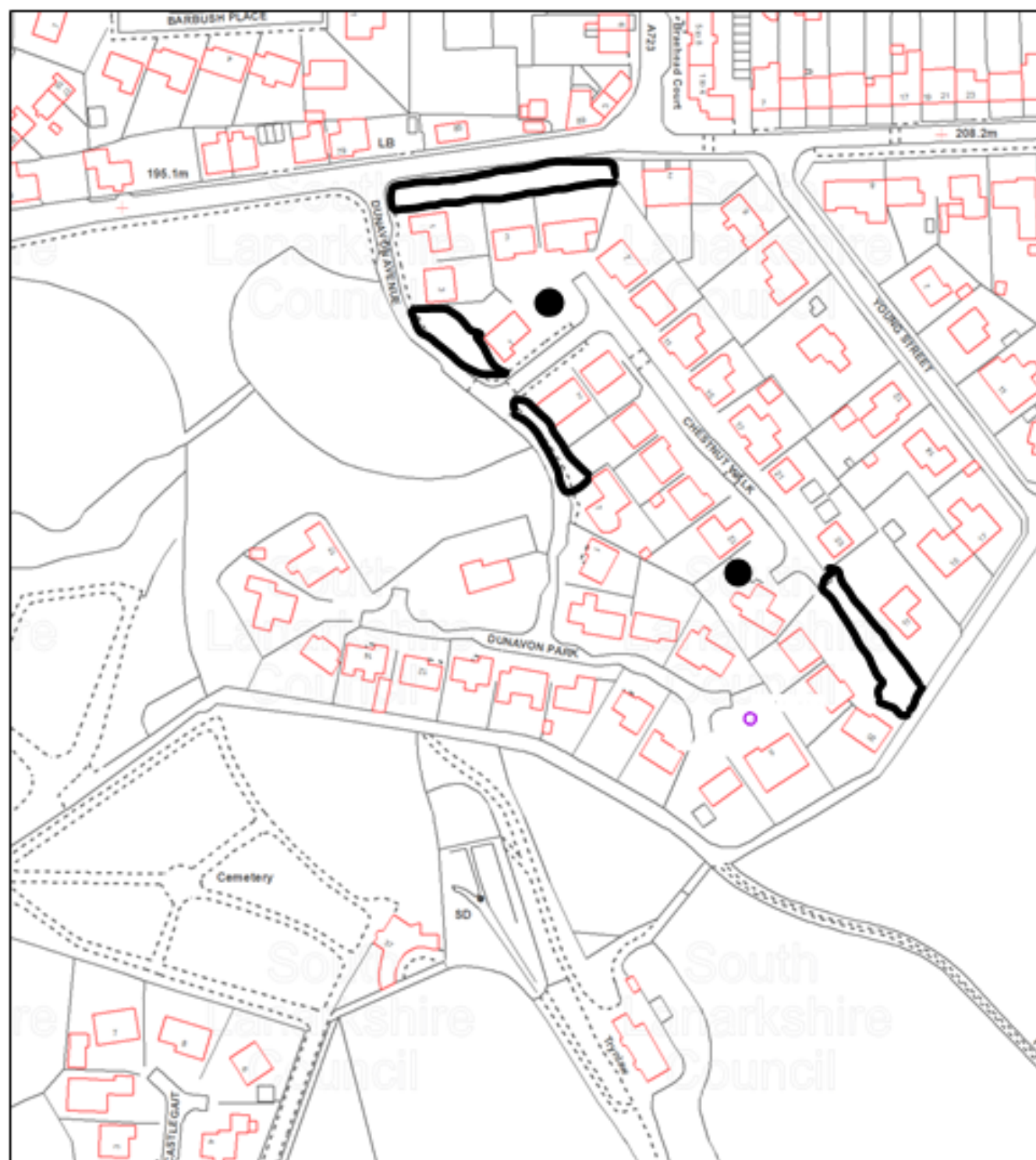
If you would like to inspect the background papers or want further information, please contact:-

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PROPOSED TREE PRESERVATION ORDER – Chesnut Walk/Dunavon Park, Strathaven



Outline of Area of Proposed TPO -

Planning & Regulatory Services
Community and Enterprise Resources

Date: January 2023

Scale: 1:2,000



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