

Record of officer decision

Decision title:	Provisional Tree Preservation Order: TPO 583 Avenue of Lime trees on Kings Acre Road, Hereford
Date of decision:	14 th June 2019
Decision maker:	Acting Assistant Director for Regulatory, Environment and Waste
Authority for delegated decision:	The Economy & Place Directorate's functions scheme of the constitution where it concerns: ' <i>Powers relating to the protection of important hedgerows and preservation of trees</i> '.
Ward:	Kings Acre, Whitecross and Credenhill
Consultation:	Consultation with relevant Herefordshire Council ward members, Hereford City Council ward members, Breinton Parish Council and Herefordshire Tree Forum
Decision made:	To serve a provisional Tree Preservation Order on the 63 Lime trees that comprise the 'Lime Avenue' on Kings Acre Road (between Huntsman Drive and 229 Kings Acre Road), Hereford
Reasons for decision:	The avenue of Lime trees along Kings Acre Road is a historic landscape feature on a main approach to Hereford City and has high public amenity value. There is potential for some of these trees to be removed to accommodate new development, should planning permission be granted. To add weight to their material consideration within the planning process it is considered expedient to serve a tree preservation order on the trees.
Highlight any associated risks/finance/legal/equality considerations:	If the trees are protected the risks are: High Court challenge against the serving of a TPO with associated cost of staff resource in defending the challenge and payment of compensation if a challenge is successful and costs are awarded against the council. This risk is mitigated by obtaining necessary technical evidence, following correct procedures and keeping the relevant ward member(s) and other key parties updated.
Details of any alternative options considered and rejected:	Not to serve a TPO could lead to the potential loss of amenity and biodiversity value.
Details of any declarations of interest made:	NONE

Signed..... Acting Assistant Director for Regulatory, Environment and Waste Date: 14/06/2019