SOUTH HOLLAND DISTRICT COUNCIL

Council Offices
Priory Road
Spalding
Lincolnshire
PE11 2XE

contacts:
admin: 01775 764723
dc officers: 01775 764703
s/board: 01775 761161
facsimile: 01775 762937
planningadvice@sholland.gov.uk
www.sholland.gov.uk

FILE COPY

Mr Anthony Schweikhardt
1 Park Close
Gosberton
Spalding
Lincolnshire
PE11 4FA

13th August 2015

Application for Works to a Protected Tree(s)

Dear Sir/madam,

REFERENCE: **H08-0706-15**

DESCRIPTION: Application to remove a semi mature oak tree in the grounds of 1 Park Close, Gosberton, (directly adjacent to the northern boundary and the neighbouring house at 96 High Street) located within Area One of Gosberton Tree Preservation Order No. 13 1988, which is also within Gosberton Conservation Area.

The tree is dead, the buds formed during last years growth never opened this Spring.

LOCATION: 1 Park Close Gosberton Spalding

Further to your application as detailed above NOTICE IS HEREBY GIVEN that the District Council has decided as follows:

That consent be **GRANTED**, subject to any conditions set out below:

1 That the proposed work is carried out within two years of the date of this decision unless otherwise agreed with the District Council.

2 Work is to be carried out in accordance with BSI 3998 : 2010, 'Recommendations for Tree Work'.
(Particular care being taken to disinfect equipment used, to help prevent spread of disease should it be present,consideration should also be given with regard to the disposal of arising's to help prevent spread of any disease should it be present).

3 The resulting stump of the tree should be ground out to at least 300mm below ground level to help reduce the risk of the stump harbouring decay fungi which could infect nearby trees.

Please Note

Notes:

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The necessary consent of all other interested parties should be obtained before the works proceed.

In this case the duty of the landowner is to plant another tree, of an appropriate size and species, at the same place and as soon as reasonably possible.

It is recommended that the tree is replaced with either a further tree of the oak (Quercus) family (oaks are high water demand so it would be prudent to situate it as far as possible from any built structure), or a tree of the sycamore/maple (Acer) family (which on maturity will grow to be at least 6.0 metres in height); the young tree to be at least 1.5 metres in height on planting, the tree to be situated as near as reasonably practicable to the position of the original tree within a period of twelve months.

Please inform the Local Planning Authority as soon as replanting has taken place and indicate the position of the replacement tree. Section 207 of the Town and Country Planning Act 1990 empowers this Authority to issue a Notice formally requiring replacement trees to be planted.

Under the Wildlife and Countryside Act 1981 (as amended) all birds, their nests and eggs are protected by law and it is an offence to damage or destroy the nest of any wild bird while it is in use or being built. In the event of query please contact Natural England at their Lincoln office on 03000 603900.

Bats are protected species under the Wildlife and Countryside Act 1981 (as amended) and in the event that bats are living in any cavities in the tree(s), or if they are discovered while the works are taking place, please inform Natural England at their Lincoln office on 03000 603900 before works proceed.

Yours faithfully,

D.M. Fairchild Fenton

Diane Fairchild Fenton
Tree Preservation Officer
01775 764483
dfairchild@sholland.gov.uk

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RIGHT OF APPEAL

Where an application is made to the Authority for consent and that consent is refused or is granted subject to conditions, the applicant, if aggrieved by the decision, may appeal to the Planning Inspectorate (PINS). Appeals must be received by the Planning Inspectorate within 28 days of the Council's decision. Your appeal should be made on the relevant TPO (consents) appeal form obtained from the Planning Inspectorate (PINS). You can find the form on the Planning Portal web site at: www.planningportal.gov.uk/planning/appeals/otherappealscasework/treepreservation You may also obtain a form by telephoning or writing to PINS at:

Environment Team, Room 3/25 Hawk Wing, Temple Quay House, 2 The Square, Bristol. BS1 6PN. tel: 0117 372 8192

If you visit the Planning Portal web site, you will be able to complete the appeal form and return it to the Planning Inspectorate electronically by e-mail to: environment.appeals@pins.gsi.gov.uk