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TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H09-1232-19 **Date of Decision:** 27th January 2020

Applicant: The Order of St John Care Trust
Eynes Court
Whisby Way
Lincoln
LN6 3LLQ

Location: Patchett Lodge Arthurs Avenue Holbeach Spalding

Description: Works to Holbeach Tree Preservation Order No. 10 1986

Detailed Description:

Application to carry out works to trees in the grounds of Patchett Lodge. The trees are within Holbeach Conservation Area and are also within Area One of Holbeach Tree Preservation Order No.10 1986.

Please see the annotated aerial photograph accompanying the application for the position of the trees.

'T1 Oak. Wound in trunk 4m. from ground level. Reduction and reshape of crown by 2m. relieve stress from storm damage.

T2 Maple. Squirrel damage. Poor specimen. Remove to ground level.

T3 Lawson cypress. Crown reduction and re-shape by maximum of 5m. relieve stress in crown.

T4 Ash. Remove excess weight, cut back by 3m max on East and West side. Maintenance.

T5 Ash. Cut back on North side by 2m. clearance.

T6 Ash. Cut back by maximum 3m on East and South West side by maximum 3m to suit. For maintenance.'

South Holland District Council hereby give notice that this application has been GRANTED (or equivalent) subject to the following condition(s):

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'.

3 The resulting stump of the maple tree should be ground out to at least 300mm below ground level, unless otherwise agreed with the District Council, to help reduce the risk of the stump harbouring decay fungi which could infect nearby trees.

4 The maple tree to be felled shall be replaced by a further maple of at least 1.5 m. in height on planting within a period of twelve months from the date of felling. The replacement shall be on the site of the tree to be felled or in the immediate vicinity. Modifications such as the species of the replacement tree, may be agreed with the Local Planning Authority, for example some species may be less susceptible to squirrel damage than others.

5 If within a period of five years from the date of planting, the tree (or any other tree planted in replacement for it) is removed, uprooted or destroyed or dies, another tree of the same size and species shall be planted at the same place, or in accordance with any variation for which the Local Planning Authority give their written consent.

Notes:

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

Conifers such as Leyland/ Lawson cypress should ideally only be heavily pruned (or topped) in July. The optimum time for annual trimming works is between July and August. Works in the late autumn, winter and early spring months should be avoided. It is often not appropriate to prune at the ideal time due to the presence of nesting birds.

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 on Tel: 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 on Tel: 03000 603900 before works proceed.



Phil Norman
Planning and Building Control Manager
South Holland District Council

RIGHTS 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 PiNS within 28 days of the Council's decision. The appeal should be made on the relevant TPO (consents) appeal form which can be obtained from PiNS. The form can be found on the Planning Portal website at:

www.planningportal.gov.uk/planning/appeals/otherappealcasework/treepreservation

Alternatively a form can be obtained by writing to The Environment Team, Room 3/25 Hawk Wing, Temple Quay House, 2 The Square, Bristol, BS1 6PN or telephone on 0117 3728192

If you visit the Planning Portal web site you will be able to complete the appeal form and return it to PiNS electronically via the email address:

environment.appeals@pins.gsi.gov.uk