SOUTH HOLLAND DISTRICT COUNCIL

FILE COPY

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

Lincolnshire Co-Operative Ltd
Stanley Bett House
15-23 Tentercroft Street
Lincoln
LN5 7DB

9th June 2015

Application for Works to a Protected Tree(s)

Dear Sir/madam,

REFERENCE: **H14-0449-15**

DESCRIPTION: Application for works to trees the subject of Pinchbeck Tree Preservation Order No.8,1990. Reference numbers refer to the Tree Preservation Order plan.
Works proposed: T1,T3-T11 willows.
Re-pollard willow trees and cut ivy. An arboriculturalist who inspected the trees wrote 'most trunks have varying amounts of decay present and regrowth now getting to a point of potential failure'

LOCATION: Former Pinchbeck Diary Pennytoft Lane Pinchbeck 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'.

Please Note

Notes:

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

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

SOUTH HOLLAND DISTRICT COUNCIL

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.

(The application also contains a letter dated 14th May 2015 entitled Former 'Pinchbeck Dairy-Removal of Dead Horse Chestnut Tree'. Consent was granted to remove the horse chestnut T2 of the order on 23rd August 2012. A copy of the consent issued is enclosed, please remember the requirement to replant. The consent mentions that the replacement be a further tree of the Aesculus family. There are many different sorts of Aesculus of varying sizes when mature and with varying resistance to the micro moth infestations which cause horse chestnut leaves to frequently go brown in the summer and other diseases. Modifications may be agreed with the Local Planning Authority concerning the species of tree to be planted).

Yours faithfully,

D.M. Fairchild Fenton

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

SOUTH HOLLAND DISTRICT COUNCIL

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

FOR INFORMATION ONLY. Please send with decision notice

date: 12 May 2004
your reference: TPO/H14/8/1990/2004/1
our reference: DF/TM
ask for: Diane Fairchild (Miss)
email: dfairchild@sholland.gov.uk

Mr N Lumby
C N Tree Services
Cooleys Yard
Drury Lane
Bicker, Boston
Lincs.

Council Offices
Priory Road
Spalding
Lincolnshire PE11 2XE

tel: 01775 761161
fax: 01775 710772
www.sholland.gov.uk

not sure if last time re-pollarded.

Application No:	TPO/H/14/8/1990/2004/1	Date Received: 11 May 2004
Applicant:	Lincoln Co-operative Society Ltd 15-23 Tanners Lane Lincoln LN5 7DB	Agent: Mr N Lumby As above

Description: To re-pollard ten Willows at approximately their previous height.

Location: Within the grounds of Pinchbeck Dairies, Pennytoft Lane, Pinchbeck. The trees grow adjacent to the northern boundary

TOWN AND COUNTRY PLANNING ACT 1990

Pinchbeck Tree Preservation Order No. 8/1990.

Whereas you made application to the District Council for consent to cut down, top, lop or uproot trees which are included in a Tree Preservation Order, as described above,

NOTICE IS HEREBY GIVEN that the District Council has decided as follows:

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

Conditions:

1. That all tree work is carried out in accordance with BSI 3998, 1989, 'Recommendations for Tree Work'.

Please Note

a) Under the Wildlife and Countryside Act 1981 (as amended) all birds, their nests and eggs are protected by law and it is, generally speaking, 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 English Nature on Grantham (01476) 584800.

Contd.

b) 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 trees, or if they are discovered while the works are taking place please inform English Nature on Grantham (01476) 584800 before works proceed.

Director of Rural Services
11 May 2004

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 he is aggrieved by the decision, may by notice appeal to the Office of the Deputy Prime Minister within 28 days from the receipt of the notice of the decision. Forms of appeal may be obtained from: The Office of the Deputy Prime Minister, Government Office for East Midlands, The Belgrave Centre, Stanley Place, Talbot Street, Nottingham, NG1 5GG (0115) 9719971.

Cc Cllr. Douglas Best
Cllr. Christopher Bettinson
Cllr. Tom Bray
Clerk to Pinchbeck Parish Council

Please send with decision notice. DM.

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L C S Property Ltd
Stanley Bett House
15 to 23 Tentercroft Street
Lincoln
LN5 7DB

23rd August 2012

Application for Works to a Protected Tree(s)

Dear Sir/madam,

REFERENCE: **H14-0546-12**

DESCRIPTION: Application to fell a dead horsechestnut identified as T2 of Pinchbeck TPO No. 8 1990.The tree is located on the northern boundary of the former Pinchbeck Dairy site,Pennytoft Lane,Pinchbeck.

LOCATION: Former Pinchbeck Dairy Pennytoft Lane Pinchbeck 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'.

3 The resulting stump of the 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.

Please Note

Notes:

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.

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It is recommended that the tree is replaced with a further tree of the horse chestnut family(Aesculus family) of at least 1.5 metres high on planting, as near as reasonably practicable to the position of the original tree within a period of three years. (The longer time period than the normal year is provided to allow for the replacement to be included in any future development of the site).

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

Terry Huggins Chief Executive
Mark Stokes - Deputy Chief Executive Maxine O'Mahoney - Director of Commissioning

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

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Terry Huggins Chief Executive
Mark Stokes - Deputy Chief Executive Maxine O'Mahoney - Director of Commissioning