Mrs A Workman
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TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H14-0742-21 **Date of Decision:** 1st September 2021

Applicant: Mrs A Workman
18 Maple Grove
Spalding
PE11 2LE

Location: 39 Independence Drive Pinchbeck Spalding

Description: Works to Pinchbeck Tree Preservation Order No 9 1992

Detailed Description:

Application to carry out works to trees in the grounds of 39 Independence Drive. The trees are within Group One of Pinchbeck Tree Preservation Order No.9 1992.

'Tree work 39 Independence Drive.

(Rear garden).
Reduce the following trees to previous reduced height.
3 x Horse chestnut.
2 x Lime trees.
1 x Field maple.
1 x Cherry

Remove dead tree to ground level.
Remove a wind blown lime tree to ground level.
Remove a limb off a cherry tree growing towards the house.
Reduce the side of' an 'ornamental growing' over the garden to prevent obstruction. (amended following discussion with Tree Surgeon 27/08/2021).

'(Front garden)
Reduce back tree growing over garage.
Crown raise a fir tree.
Reduce a sycamore tree to a previous reduced height.'

South Holland District Council hereby give notice that permission 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 stumps of the trees to be removed, should be ground out/ removed to at least 300mm below ground level, unless otherwise agreed with the District Council, to help reduce the risk of the stumps harbouring decay fungi which could infect nearby trees. Take care not to damage the roots of any adjacent trees.

Notes:

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

Avoid pruning horse chestnuts in the spring months directly prior to and immediately after bud opening as bleeding of sap from pruning cuts may be a problem. Ideally prune between leaf fall and February.

Other than the removal of dead wood lime trees should preferably be pruned in late July and August or alternatively in the autumn months. Avoid pruning from the end of January onwards, as the bleeding of sap may be a problem.

Pruning of sycamores and maples should take place in late summer or early autumn. All pruning works should be completed by mid-January to avoid problems of sap bleed.

Pruning works to species of Prunus (cherry/plum) should be carried out after flowering but before mid-July to reduce the chance of infection by the fungi known as silver-leaf.

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 to replace each of those removed.

It is recommended that a replacement tree is planted to replace the dead tree to be removed; it is suggested that the species of replacement is one of the the same as already present in Group One of the Order (ideally like for like); either a cherry, horse chestnut, lime , Norway maple or willow depending on its location; 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 twelve months. It is also strongly recommended that the lime tree which was blown down is replaced with a further lime tree as above.

Please inform the Local Planning Authority as soon as replanting has taken place and indicate the position of the replacement tree(s). 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 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