

DN22 Trees and Landscapes
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TOWN AND COUNTRY PLANNING ACT 1990 WORKS TO A PRESERVED TREE

Reference: H16-0061-19 **Date of Decision:** 12th March 2019

Applicant: Country Court Care
Millenium House
Dukesmead
Werrington
Peterborough
PE4 6ZN

Location: Former Goodfellows School Spalding Common Spalding

Description: Works to Spalding Tree Preservation Order No 68 2005

Detailed Description:

Application for proposed tree works at the Former Goodfellow's school, Spalding Common.
The trees are subject of Spalding Tree Preservation Order No 68 2005.

Please see the plan attached to the application for the position of the trees.

T1 Swedish Whitebeam: Crown clean.
Cherry next door to the above: Remove limb encroaching into T1.

T2 Elm: Clear limb above T3, and adjacent limb to balance.
Reduce limb to west to good wood.
Reduce high limbs to clear new building.

T3 Swedish whitebeam: Deadwood.

T4 Ash: Remove, dead.

T5 Ash: Reduce limb to the west back to the fork. Crown clean.

T6 Ash: Reduce limb over proposed conservatory. Investigate wound.

T7 to T15: Deadwood and crown clean.

T16 Ash (Rowan): Gone.

T17 Ash: Reduce lower limb 1.5 mts. Remove lower branches to facilitate installation of acoustic fencing.

T18 Ash: Reduce to fork limb to the east. Remove lower branches to facilitate installation of acoustic fencing.

T19 Cherry: Deadwood.

T20 Silver Birch: Investigate large wound and cut back to good wood. Remove rubbing branches.

T21 Cherry: Remove ivy and inspect.

T22 Cherry: Gone.

T23 Silver Birch: Remove Ivy and inspect.

Next to the above tree (T23) is a dead Cherry. Remove.

The remaining trees on site will be cleared of any deadwood or rubbing branches.

All saplings on site below 6" (150mm) to be removed, with the exception of a small stand of juvenile Silver Birch.

These to be used to replant for any trees removed and elsewhere on site, as per the proposed plan.'

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 stumps of any trees to be removed 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 stumps harbouring decay fungi which could infect nearby trees.

Notes:

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

Please note that the removal of dead wood can be carried out without the need to submit a formal application for works, as long as the works are to British Standard 3998 2010 and due regard is taken of any protected species that may be present. The removal of dead wood is included in the description for completeness.

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

Ideally silver birches should be pruned in late summer and autumn as bleeding of sap from pruning works can be a problem at other times of the year.

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

It is recommended that the ash T4 is replaced with a silver birch tree of at least 1.5metres high on planting, transplanted from elsewhere on site, or alternatively an alder, as near as reasonably practicable to the position of the original tree within a period of twelve months.

It is recommended that T16 a rowan which is missing, is replaced with a further rowan or a silver birch tree of at least 1.5metres high on planting, transplanted from elsewhere on site; to be planted as near as reasonably practicable to the position of the original tree within a period of twelve months.

It is recommended that T22 a cherry which is missing, is replaced with a further cherry or silver birch tree of at least 1.5metres high on planting, transplanted from elsewhere on site; to be planted 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 trees. Section 207 of the Town and Country Planning Act 1990 empowers this Authority to issue a Notice formally requiring replacement trees to be planted to replace those removed.

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