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Tanglewood (Lincs) Ltd
2 Endeavour Park
Boston
Lincs
PE21 9TQ

TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H16-0083-17 **Date of Decision:** 9th March 2017

Applicant: Tanglewood (Lincs) Ltd
2 Endeavour Park
Boston
Lincs
PE21 9TQ

Location: Cedar Falls Care Home Little London Spalding

Description: Works to Spalding TPO No. 46, 1991

Detailed Description:

Application to remove two silver birch trees in the grounds of Cedar Falls Care Home, Little London, Spalding. The trees are in Group One of Spalding Tree Preservation Order No 46 1991, located immediately to the south of the main building, 'end elevation' adjacent to the footpath on the south side of the driveway, which runs in front 'of the first set of bungalows'.

'Works will include the full removal of both trees by a qualified tree surgeon.'

The applicant 'Will replace both trees with new young silver birch trees in and around the same location,'

An extract from the application states:
'both trees appear to have birch polypore. A large branch fell from one of the trees' which 'has become unsafe, and did not produce any leaves in the summer. The second tree is showing distinctive signs of the same.'

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 the trees 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.

In this case the duty of the landowner is to plant two trees to replace those removed, of an appropriate size and species, at the same place and as soon as reasonably possible.

It is recommended as stated on the application that the tree(s) are replaced with: two 'silver birch trees'; to be of at least 1.5 metres high on planting, to be planted as near as reasonably practicable to the position of the original trees 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.

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.



Paul Jackson
Place 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 adn return it to PiNS electronically via the email address:

environment.appeals@pins.gsi.gov.uk