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TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H16-0240-19 **Date of Decision:** 24th April 2019

Applicant: South Holland District Council
Council Offices
Priory Road
Spalding
Lincs
PE11 2XE

Location: 1 - 59 Parkside Crescent Spalding Lincs

Description: Works to Spalding Tree Preservation Order No. 3 1965

Detailed Description:

Application to carry out works to lime trees on the eastern side of Park Road, adjacent to 1-59 Parkside Crescent. The trees are the subject of Spalding Tree Preservation Order No. 3 1965.

Please see the sketch plan which accompanies the application. The T stands for the tree number in the row, starting from the north eastern end of the row and moving along Park Road to the south west, to the Town Centre.

All lime trees to be crown raised. T1,T4,T7,T8,T10,T12,T15,T16,T18,T21,T23,T24 to also have crown reduction of 20 - 25%'. T19 is a stump, to be totally removed (Identified as T24 in the Order).

'Trees are causing excessive shading in Council owned bungalows underneath, excessive debris and leaf fall affecting bungalow roofs and blocking gutters constantly.'

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 lower stump of that to be removed, should be ground out to at least 300mm below ground level, unless otherwise agreed with the Local Planning Authority; to help reduce the risk of the stump harbouring decay fungi which could infect nearby trees.

Notes:

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

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.

With the proposed removal of the stump: T24 of the Tree Preservation Order or T19 as marked on the plan accompanying the Application; 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.

It is recommended that the tree is replaced with a lime of at least 1.5metres high on planting, as near as reasonably practicable to the position of the original tree within a period of twelve months. The young tree to be adequately protected and maintained, (ideally being watered in the first summer or in dry periods) until established.

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 tree(s) 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 adn return it to PiNS electronically via the email address:

environment.appeals@pins.gsi.gov.uk