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TOWN AND COUNTRY PLANNING ACT 1990

WORKS TO A PRESERVED TREE

Reference: H16-0851-17 **Date of Decision:** 30th October 2017
Applicant: Cley Hall Spalding Ltd
22 High Street
Spalding
Lincs
PE11 1TX

Location: Rear Garden: Cley Hall Hotel 22 High Street Spalding
Description: Works to Spalding TPO No. 2, 1964

Detailed Description:

Application to carry out works to a false acacia tree identified as T24 of Spalding Tree Preservation Order No. 2 1964, also notification of works to trees within Spalding Conservation Area . The trees concerned are located in the rear garden of Cley Hall Hotel. Please see sketch plan submitted as part of the application form.

'T24 tree Acacia remove overhanging branch from neighbours garden.
Reduce height of cypress by 2 metres - reduce overhang into next door property.
Remove branches from hornbeam tree overhanging next door property
Remove yew tree adjacent to car park.
Complete work to cypress fir by removing branch stumps.'

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 The resulting stump of the yew tree should be ground out/removed to at least 300mm

below ground level to help reduce the risk of the stump harbouring decay fungi which could infect nearby trees.

- 3 Work is to be carried out in accordance with BSI 3998 : 2010, 'Recommendations for Tree Work'.

Notes:

Please read 'Conditions' as 'Recommendations ' with regard to trees within the Conservation Area but not subject to a Tree Preservation Order.

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

It may be advisable to obtain the opinion of a qualified arboriculturist regarding the potential effect that the removal of the yew tree could have on nearby built structures.

False acacias should be pruned in the mid to late summer period, as bleeding of sap from pruning cuts can be a problem at other times of the year.

Conifers such as Leyland cypress should ideally only be heavily pruned (or topped) in July. The optimum time for annual trimming works is between July and August. This coincides with the bird nesting season so conifers are rarely able to be pruned at the ideal time. Works in the late autumn, winter and early spring months should be avoided.

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 and return it to PiNS electronically via the email address:

environment.appeals@pins.gsi.gov.uk