

Mrs D Denning
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The Raceground
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PE11 3AP

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TOWN AND COUNTRY PLANNING ACT 1990 WORKS TO A PRESERVED TREE

Reference: H16-1049-16 **Date of Decision:** 9th December 2016

Applicant: Mrs D Denning
Goodfellows Hall
The Raceground
Spalding
Lincs
PE11 3AP

Location: Goodfellows Hall The Raceground Spalding

Description: Works to Spalding Tree Preservation Order No 15 1984

Detailed Description:

Application to carry out works to trees in front part of the garden of Goodfellows Hall, The Raceground. The trees are within a group subject to Spalding Tree Preservation Order No.15 1984.

A. Horse chestnut.

(At top of drive - left hand side facing house).

Diseased. 'There are mushroom type things growing around the base and sometimes a liquid comes out of the tree.'

Remove and replace.

Or

Reduce crown by 50% to promote rejuvenation.

B. Contorted willow.

(Towards to front of the house on right hand side).

Remove, no replacement intended as would 'like to "open" up the front a bit.'

'Past its best now-it seems to be mainly branches and little green on it.'

C. Horse chestnut.

(On left facing the house, towards the road).

Remove.

'it was hit by lightening and does not seem to be doing so well now'.

Removal 'would again "open" up the garden', and enable 'grass to grow in that area'.

D and E lime trees

(On frontage.)

'Crown clean'.

To include the removal of dead wood, rubbing branches, crossing ones likely to rub, duplicate branches and any epicormic growth.

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 stump(s) of the tree(s) 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.

Notes:

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

Dead wood may be removed without a formal written application as long as the works are carried out to British Standard 3998 2010. Such works are included in the description of the limes for completeness.

Horse chestnuts should ideally be pruned between leaf fall and February. At other times the bleeding of sap may be a problem, especially in the Spring months.

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.

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

In this instance the duty to replace the horse chestnut which has been split by lightening and the contorted willow is waived to enable the applicant to open up the frontage. The planting of a replacement elsewhere in the grounds is encouraged, a variety of Liquidambar styraciflua would be ideal.

It is recommended that should the horse chestnut described as 'A' be removed, that the tree is replaced with a further tree of the horse chestnut (Aesculus) family or a whitebeam, of at least 1.5 metres in height on planting, to be planted as near as reasonably practicable to the position of the original tree within a period of twelve months.

Modifications to the details may be agreed with the Local Planning Authority.

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 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.

A handwritten signature in black ink, appearing to read 'Paul Jackson', with a stylized flourish at the end.

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