Council Offices
Priory Road
Spalding
Lincolnshire
PE11 2XE
Admin 01775 764723
DC Officers 01775 764703
facsimile 01775 762937
planningadvice@sholland.gov.uk
www.sholland.gov.uk

T A C Architects
14 Old Fendyke Road
Weston Hills
Spalding
Lincs
PE12 6DD

TOWN AND COUNTRY PLANNING ACT 1990
WORKS TO A PRESERVED TREE

Reference: H17-0935-18 **Date of Decision:** 15th November 2018

Applicant: ILA Developments
3 The Mallards
Peakirk
Peterborough
Cambs

Location: Walnut Tree Field Coalbeach Lane South Surfleet Spalding Lincs

Description: Works to Surfleet TPO No. 10 1996

Detailed Description:

Application to carry out works to trees in 'Walnut Tree Field', Coalbeach Lane South, Surfleet. Two of the walnut trees are subject to Surfleet Tree Preservation Order No.10 1996. All of the trees are protected under Planning Condition No.5 of Outline Application No:H17-0063-15.

Tree Numbers in the description refer to the plan submitted with the application.

Tree Number 1, walnut, over mature.
Physiological Condition, FAIR - leaves and fruit showing signs of blight throughout the crown, leaves slightly chlorotic.
Structural Condition, POOR - root damage on N side has some adaptive growth, cavity at 2 metres is 250mm wide and 300mm deep, upper primary branch has large cavity and advanced dead wood (branch is 500mm in diameter, 100mm of live wood remaining behind cavity) areas of advanced decay through this branch, bark cracks through the whole crown, low vitality, woodpecker damage, beetle damage, squirrel damage.
Recommendations: Fell tree to ground level.
Work priority: 3-6 months.

Tree Number 2, (Identified as T4 of TPO) walnut, mature.

Physiological Condition, GOOD.
Structural Condition, GOOD.
Recommendations: Lift crown to 3 metres from ground level and reshape extended branch on N side to form an even crown following crown lift.
Work priority: 3-6 months.
Inspection Frequency: 18 months.

Tree Number 3, (Identified as T5 of TPO) walnut, mature.
Physiological Condition, FAIR - leaves and fruit showing signs of blight throughout the crown.
Structural Condition, GOOD.
Recommendations: Lift crown to 3 metres from ground level.
Work priority: 3-6 months.
Inspection Frequency: 18 months.

Tree Number 4, ash, early mature.
Physiological Condition, GOOD.
Structural Condition, FAIR - tree has insufficient space to reach maturity.
Recommendations: Fell tree to ground level.
Work priority: 3-6 months.

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'.

Notes:

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

Walnuts should only be pruned in late July and early August when they are in full leaf. If they are holding their leaves well this period may be extended into September and very exceptionally into October. If pruned at other times of the year a walnut tree can bleed sap profusely; which could damage the tree.

Ideally the resulting stumps of the trees to be felled should be ground out/removed to at least 300mm below ground level, to help reduce the risk of the stumps harbouring decay fungi which could infect nearby trees. This may not be possible with regard to the ash without causing damage to the roots of the walnut, if this is the case aim at the maximum removal without damage.

In this case as the mature walnut Tree Number One on the plan was to be retained within the approved development and has subsequently been found in poor condition and

requires removal; there is a requirement to plant another tree of an appropriate size and species, at the same place and as soon as reasonably possible to act as an eventual replacement. (As also recommended in the tree report supporting this application).

It is recommended that the walnut Tree number One on the plan is replaced with a further walnut (Juglans regia), or a hornbeam (Carpinus betulus) of at least 1.5 metres in height on planting as near as reasonably practicable to the position of the original tree within a period of twelve months.

Modifications to the species of replacement tree may be made with the agreement in writing of 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.

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. Apparently woodpeckers were regularly nesting in the walnut tree to be removed. Ideally an appropriate nest box for green or great spotted woodpeckers should be installed using a non invasive fixing method to one of the remaining trees.

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.

It is strongly recommended that the walnut tree to be removed is inspected for nesting birds if the appropriate season and roosting bats at the time immediately prior to the proposed felling; to ensure that the requirements of the Wildlife and Countryside Act 1981(as amended) are complied with. Should nesting birds or roosting bats be present, works can not proceed until appropriate practical and procedural advice is gained from Natural England.



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