

TREE WORKS CONSENT REPORT**REF NO:** **AW/245/10/T****LOCATION:** Kingswood
 62 The Drive
 Aldwick**PROPOSAL:** Raise crown to 3m and remove dead wood from 2 No Holm Oaks and 2 No Oaks; fell 1 No Holly tree and remove dead wood and reduce height of 1 Oak tree**SITE AND SURROUNDINGS**

DESCRIPTION OF APPLICATION	As above
SITE AREA	N/A
RESIDENTIAL DEVELOPMENT DEN	N/A
TOPOGRAPHY	Predominantly flat
TREES	The trees the subject of this application but various trees within and around the site.
BOUNDARY TREATMENT	Front boundary has hedging approximately 1.8m in height, side boundaries mixture of close boarded fencing + hedging approximately 1.8m-2m in height.
SITE CHARACTERISTICS	Detached two storey property with steps leading up to entrance porch, integral double garage with gravel driveway. The property has cream painted walls, brown window frames with a slate roof.
CHARACTER OF LOCALITY	Within the Craigweil House Conservation Area. Private residential estate comprising detached properties of various styles and designs on large plots.

RELEVANT SITE HISTORY

AW/70/92/T	Reduction and reshaping of 7no.oaks and 1no.sycamore.	Approve Cond 13-05-1992
AW/111/99/T	Felling of one Sycamore tree and remedial works to 10 Oak trees including reshaping and removal of dead or dying wood	Approve Cond 19-08-1999
AW/231/04/T	Removal of major dead and diseased wood from nine English and two Ilex Oak trees, light pruning of lower canopy of of one Ilex and light pruning of one Sycamore tree.	Approve Cond 05-11-2004

BR/203/81/T

To prune 50 trees

Approve Cond

15-04-1981

REPRESENTATIONS

Representations received:

Aldwick Parish Council

Members voted in favour of supporting this application. Councillor Poland abstained from the vote.

Comments on Representations received:

None

CONSULTATIONS

Council's Arboriculturalist

Conservation Officer

Conservation Area Advisory Com

Consultations responses received:

Council's Arboriculturalist

I have no objection to the proposed surgery to the two Holm Oak trees, two English Oak trees, 1 Oak tree and felling of the Holly tree.

Conservation Officer

Awaited

Conservation Area Advisory Committee

No comment

Comments on Consultation responses:

Noted

POLICY CONTEXT

Designation applicable to site:

Within the Built Up Area Boundary

Within the Craigweil House Conservation Area

Tree Preservation Order 2/58

No Public Sewer

DEVELOPMENT PLAN POLICIES

Arun District Local Plan:

[GEN2](#)

[GEN7](#)

[GEN28](#)

[AREA2](#)

Built-up Area Boundary

The Form of New Development

Trees and Woodlands

Conservation Areas

PLANNING POLICY GUIDANCE

PPS1

PPS5

Delivering Sustainable Development

Planning for the Historic Environment

SUPPLEMENTARY POLICY GUIDANCE

XXX1

Circular 36/78

XXX2

DETR TPO's A guide to Law and Good Practice

POLICY COMMENTARY

The above policies are general and, other than Circular 36/78 and DETR TPOs, are not specific to trees.

DEVELOPMENT PLAN AND/OR LEGISLATIVE BACKGROUND

Section 198 of the Town and Country Planning Act 1990 states:

"If it appears to a Local Planning authority that it is expedient in the interest of amenity to make provision for the preservation of trees.... they may for that purpose make an order"

The works to the trees are to be judged having regard to amenity.

OTHER MATERIAL CONSIDERATIONS

It is considered that there are no other material considerations to warrant a decision otherwise than in accordance with the Development Plan and/or legislative background.

CONCLUSIONS

The property is sited to the rear of the site and there are a variety of trees to the front of the site sited each side of the driveway and readily visible in the street scene being of a significant height and spread.

The application seeks to carry out surgery to the two Holm Oak and two English Oak trees which are sited on the east side of the driveway with the removal of a Holly tree. The Oak tree is sited to the west of the driveway. The proposed surgery is to raise crown to 3m with removal of dead wood to the Holm Oak and English Oak trees. The proposed surgery to the Oak tree is for the removal of dead wood and removal of dying tips back to sound growth to retain as much of the trees active branch structure.

The Council's Arboriculturist has been consulted and has raised no objection to the proposed surgery and it is therefore recommended to approve the application, subject to the following conditions.

RECOMMENDATION

APPROVE CONDITIONALLY

- 1 The work hereby approved shall be undertaken under the supervision of the Local Planning Authority who shall be notified in writing, not less than 7 days before the work commences.

Reason: In order to ensure a satisfactory standard of tree surgery in the interests of amenity in accordance with policy GEN7 of the Arun District Local Plan.

- 2 The burning of materials obtained by site clearance or from any other source shall not take place within 6 metres of the furthest extent of the canopy of any tree or group of trees to be retained on the site or on land adjoining.

Reason: To protect trees and vegetation from fire damage in the interests of the visual amenities of the locality in accordance with policy GEN7 of the Arun District Local Plan.

- 3 The works hereby approved shall involve:
Raise crown to a maximum of 3m and remove dead wood to 2 no. Holm Oak and 2 no. English Oak trees.
Fell 1 no. Holly tree.
Remove dead wood and dying tips back to sound growth of 1 Oak tree.
All works shall be carried out in accordance with BS3998: 1989 Recommendations for Tree Work.

Reason: In order to ensure a satisfactory standard of tree surgery in the interests of amenity in accordance with policy GEN7 of the Arun District Local Plan.

- 4 INFORMATIVE: The applicant should note that under Part 1 of the Wildlife and Countryside Act 1981, with only a few exceptions, it is an offence for any person to intentionally take, damage or destroy the nest of any wild birds while the nest is in use or being built. Birds nest between March and September and therefore removal of dense bushes, ivy or trees or parts of trees etc. during this period could lead to an offence under the act.
- 5 INFORMATIVE: This notice does not give authority to destroy or damage a bat roost or disturb a bat. Bat species are protected under Section 39 of the 1994 Conservation (Natural Habitats etc) Regulations (as amended), the 1981 Wildlife and Countryside Act (as amended) and the 2000 Countryside and Rights of Way Act. It is illegal to damage or destroy any bat roost, whether occupied or not, or disturb or harm a bat. If you are aware that bats roost in a tree(s) for which work is planned, you should take further advice from Natural England (via the Bat Conservation Trust on 0845 1300228) or an ecological consultant before you start. If bats are discovered during the work, you must stop immediately and contact Natural England before continuing.