

TREE WORKS CONSENT REPORT

REF NO: AW/264/11/T

LOCATION: 22 Wyde Feld
Aldwick

PROPOSAL: Remove dead wood and lightly crown/reduce
1 no. Black Poplar tree.

SITE AND SURROUNDINGS

DESCRIPTION OF APPLICATION	As above
SITE AREA	N/A
RESIDENTIAL DEVELOPMENT DEN	N/A
TOPOGRAPHY	Predominantly flat
TREES	The Black Poplar tree the subject of this application but various trees within and around the site.
BOUNDARY TREATMENT	Front boundary has wall under 1m in height, side and rear boundaries close boarded fencing approximately 1.8m in height.
SITE CHARACTERISTICS	Detached two storey dwelling with detached pitched roof garage to front. The property has red brickwork on lower level with wooden cladding on upper level and white window frames.
CHARACTER OF LOCALITY	Residential comprising detached properties of various styles and designs.

RELEVANT SITE HISTORY

None

REPRESENTATIONS

Representations received:

Aldwick Parish Council
Awaited

Comments on Representations received:

None

CONSULTATIONS

Council's Arboriculturalist

Consultations responses received:

Council's Arboriculturalist
The proposed work sounds reasonable. The crown thin should consist in the main of weak and

crossing branches to be removed. Beyond that I see no reason to remove live growth unless they are defective. The tree surgeon needs to provide a parameter of how much he intends to crown reduce. If within 2m and to address the asymmetric crown shape then this would be acceptable.

Comments on Consultation responses:

Comments noted

The applicant has been consulted and is happy to accept the recommendation.

POLICY CONTEXT

Designation applicable to site:

Built Up Area Boundary
Tree Preservation Order
PDR Open Plan Condition

DEVELOPMENT PLAN POLICIES

Arun District Local Plan:

PLANNING POLICY GUIDANCE

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 Black Poplar tree is covered by Tree Preservation Order TPO/AW/131/10 and is sited in the rear garden adjacent to an English Oak tree. It is not readily visible to the front of the site in Wyde Feld but can be seen from the rear in West Park amenity area but not of any significant public visual amenity.

The application seeks to crown/reduce by 15% with the removal of any dead wood. The Council's Arboriculturist has recommended that a crown thin to remove weak and crossing branches and a

crown reduction of no more than 2m would be acceptable which would address the asymmetric crown shape. The applicant has been consulted and is happy to accept this recommendation.

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:

Black Poplar - Crown thin to remove weak and crossing branches & crown reduction to a maximum of 2m. All works shall be carried out in accordance with BS3998:2010 Recommendations for Tree Work.

Reason: In order to ensure a satisfactory standard of tree surgery in the interests of amenity.

- 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.

- 6 INFORMATIVE: The surgery as approved has been agreed by the Council's

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Arboriculturist, Mr Brewster. If you need guidance or clarification regarding this work please contact him direct on 01903-737982.