

Recommendation Report for Works to Tree(s) on trees subject to a Tree Preservation Order (

REF NO: BR/28/12/T

LOCATION: 35 Tennyson Road
Bognor Regis

PROPOSAL: Reduce back by approx 4m to previous pollard calluses 1 no. Sycamore tree

SITE AND SURROUNDINGS

DESCRIPTION OF APPLICATION	As above
SITE AREA	Approximately 412 sq metres
RESIDENTIAL DEVELOPMENT DEN	N/A
TOPOGRAPHY	Predominantly flat
TREES	The tree the subject of this application.
BOUNDARY TREATMENT	Low brick wall and brick pillars to front boundary and 3 metre high conifer trees on rear boundary.
SITE CHARACTERISTICS	Detached two storey dwelling faced in white pebbledash and brick.
CHARACTER OF LOCALITY	Residential road comprising two storey pitch roof detached chalet style dwellings of similar character and design.

RELEVANT SITE HISTORY

BR/407/74	Additional & conversion of one room into garage	Approve 03-07-1974
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REPRESENTATIONS

Representations received:

Bognor Regis Town Council

No objection, subject to the approval of the Arboricultural Officer at ADC. It is recommended, if approved, that no work should be carried out if any birds or bats are nesting.

Comments on Representations received:

Comments noted. Informatives are attached to advise the applicant that no works are to be undertaken if birds are nesting or bats are roosting.

CONSULTATIONS

Council's Arboriculturalist

Consultations responses received:

Aboriculture: The tree is located to the rear garden of the above property. The reduction to the

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lopped points is acceptable and should create a balanced crown within the confines of the rear garden without detriment to its health. Side branch growth needs to be treated sympathetically and it is recommended that a maximum of 1.5 metres is removed from those lateral growths to retain a flowing crown shape. I consider the above work appropriate considering the tree's previous pruning history and resultant multiple vertical 'drawn up' and branch-less primary growth.

Comments on Consultation responses:

Comments noted

POLICY CONTEXT

Designation applicable to site:
Tree Preservation Order

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 Sycamore Tree is located within the rear garden of no. 35 Tennyson Road. It is a mature tree with large spreading canopy that is visible from public vantage points along Tennyson Road, Nelson Road and Crescenta Walk.

It is proposed to reduce the crown by approximately 4 metres to previous pollard calluses.

The Council's Arborist has inspected the tree and considers the work appropriate given the tree's previous pruning history and resultant multiple vertical 'drawn up' and branchless primary growth. The reduction to the lopped points will create a more balanced crown within the confines of the

rear garden, without harming the health of the tree. The Arborist recommends that side branch growth is treated sympathetically and that a maximum of 1.5 metres is removed from lateral growths, in order to retain a flowing crown.

It is therefore recommended that consent is granted, subject to the conditions outlined below.

RECOMMENDATION

APPROVE CONDITIONALLY

- 1 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.

- 2 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.

- 3 The pollarding cut is only applicable for vertical growths in the upper crown from the 'lopped' points. The individual pollard branch must be shortened to a suitable side branch or leaving a 200mm length live stub. The final pruning cut must be clean, smooth and perpendicular to the direction of the pollard branch.

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

- 4 The reduction of the lateral branch growth is applicable for the lower crown and must not exceed the removal of branch lengths greater than 1.5 metres. The branch removals should leave healthy substantial leaf bearing side branches. All side branches to be retained should be at least one third in diameter of the removed branch. Pruning cuts must be flat and smooth, kept as small as possible by cutting at an optimum angle and should not exceed 100mm in diameter.

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

- 5 **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.

- 6 **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.