

FG/144/05/T

TREE WORKS TO TPO TREES REPORT

DESCRIPTION/ ADDRESS	- Surgery to one Pine Tree. 5 Green Park, Ferring.
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THE SITE AND ITS SURROUNDINGS

DESCRIPTION OF APPLICATION	As above. The tree is located south of the property, on the edge of the street.
SITE AREA	N/A
RESIDENTIAL DEVELOPMENT DENSITY (NET)	N/A
TOPOGRAPHY	Predominantly flat.
TREES	One Pine Tree approximately 10m high, which forms the subject of this application and is covered by a Tree Preservation Order. One other Pine Tree approximately 10m high outside No. 4, and several other conifers at the western end of the road. Two small fruit trees in the front garden of No. 3.
BOUNDARY TREATMENT	Open grass to the front of the property in the south. Brick wall approximately 4m high to the east and close-boarded fencing approximately 0.8m to the west.
SITE CHARACTERISTICS	Single storey detached property formed of cream painted brick walls and a brown plain tiled hipped roof with a front gable.
CHARACTER OF LOCALITY	Residential cul-de-sac consisting of similar single storey detached bungalows.

RELEVANT PLANNING HISTORY

REFERENCE	DESCRIPTION	DECISION
FG/101/95/T	Remove dead wood and tidy crown of 1 Pine Tree.	Approved Cond. 16-01-1996

REPRESENTATIONS RECEIVED

SOURCE	SUMMARY OF CONTENT
Ferring Parish Council	Awaited <i>No comment</i>
Local Groups	None
Others	None

CONSULTATION RESPONSES

CONSULTEE	SUMMARY OF RESPONSE
Council Arboricultural Officer	No objection.

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POLICY CONTEXT**DESIGNATION APPLICABLE TO SITE**

Within Built-up Area Boundary
Tree Preservation Order (ref. TPO/FG/1/93)

DEVELOPMENT PLAN POLICIES

West Sussex Structure Plan : LOC1, DEV1
Arun District Local Plan : GEN7

PLANNING POLICY GUIDANCE

PPS1 – Sustainable Development
Circular 36/78 DETR TPOs : A Guide to the Law & Good Practise

POLICY COMMENTARY

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

COMMENT ON CONSULTATION RESPONSES

Noted.

COMMENT ON REPRESENTATIONS RECEIVED

~~None~~ Noted.

ASSESSMENT OF PROPOSAL**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

This tree is considered important on the street scene for its positive contribution to the visual amenity and character of the area, hence being covered by a TPO. However, the proposed tree work is considered necessary and acceptable for good husbandry purposes, and is not considered to cause any detrimental impact upon the visual amenity value of the street scene.

It is therefore recommended that the application should be approved, subject to the conditions set out overleaf.

FERRING

FG/144/05/T

Surgery to one Pine Tree

5 Green Park
Ferring**RECOMMENDATION****Approve Conditions**

- 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 policies DEV1 of the West Sussex Structure Plan and 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 policies DEV1 of the West Sussex Structure Plan and GEN7 of the Arun District Local Plan.

- 3 The works hereby approved shall involve only the removal of major dead, diseased and damaged branches of one Pine Tree, including one low damaged limb over the road and one low primary limb over the drive of no. 7. The approved works also include crown lifting to give a 5m clearance from the ground.

All works shall be carried out in accordance with BS 3998: 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 DEV1 of the West Sussex Structure Plan and policy GEN7 of the Arun District Local Plan.

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- 4 **INFORMATIVE:** The applicant should note that under part 1 of the Wildlife & 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 etc. during this period could lead to an offence under the Act.