

Recommendation Report for Works to Tree(s) on trees subject to a Tree Preservation Order (**REF NO:** FP/102/12/T**LOCATION:** South Lawn
11 Admiralty Road
Felpham**PROPOSAL:** Reduce 2 no. Holm Oak trees by one third.**SITE AND SURROUNDINGS**

DESCRIPTION OF APPLICATION	As above
SITE AREA	N/A
RESIDENTIAL DEVELOPMENT DEN	N/A
TOPOGRAPHY	Predominantly flat
TREES	The Holm Oak trees the subject of this application but various trees within and around the site.
BOUNDARY TREATMENT	Front has flint wall + close boarded fencing approximately 1.8m in height, side boundaries wall + close boarded fencing approximately 1.8m in height.
SITE CHARACTERISTICS	Detached two storey property has front dormers, detached garage on side. The property has cream painted walls, brown tiled roof with white window frames.
CHARACTER OF LOCALITY	Residential comprising detached properties of various styles and designs.

RELEVANT SITE HISTORY

FP/43/99/T	Surgery to 4 Holm Oak trees and fell 1 Holm Oak tree.	Approve Conditionally 11-05-1999
FP/145/05/T	Reduction by one third of 4no. Holm Oak trees.	Approve Conditionally 22-08-2005
FP/108/07/T	Fell and remove roots of 2 No. Holm Oak trees	Approve Conditionally 25-07-2007
BR/603/79/T	Fell one macrocarpa tree	Approve Conditionally 19-09-1979

REPRESENTATIONS**Representations received:**

Felpham Parish Council

No objection

The Tree Warden recommends work should be carried out by a professional Tree Surgeon.

Comments on Representations received:

Noted.

CONSULTATIONS

Council's Arboriculturalist

Consultations responses received:

Council's Arboriculturalist

I have visited the site and inspected the two Evergreen Oak trees. The first (T1) tree nearest the road appears to be windswept, tapering from south to north in line with the direction of the prevailing wind. This has resulted in a smaller crown size on the south side to gradually increase in width and height on the north side. There is a Bay bush/tree growing at its base. The second tree (T2) crown shape appears not to have been influenced by the prevailing wind and has a symmetrical crown shape, smaller in comparison with T1. Reducing 1/3rd from both crowns would adversely alter their natural appearance and it is not recommended. A lesser amount and in sympathy with their current natural shape may be considered.

Comments on Consultation responses:

Noted and agreed.

POLICY CONTEXT

Designation applicable to site:

Built Up Area Boundary

Tree Preservation Order FP/1/92

No Public Sewer

PDR on FP/156/91

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 two Evergreen Oak trees are the subject of Tree Preservation Order FP/1/92. They are readily visible in the street scene and of public visual amenity.

They are overhanging the driveway of the neighbouring property No 13 Admiralty Road, causing excessive shading with bird fouling and the application seeks to reduce the trees by one third. The Council's Arboriculturist has inspected the trees and has recommended that by reducing the crowns by 1/3rd it would adversely alter their natural appearance and is not recommended. A lesser amount and in sympathy with their current natural shape may be considered.

In view of his comments the application is to be refused for the following reason.

RECOMMENDATION

REFUSE

- 1 The trees make a significant contribution to the character of the area and in the absence of any arboricultural justification the proposed surgery would result in excessive reduction of the tree's landscape impact.