

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

REF NO: FP/46/14/T

LOCATION: Rosewood
7A The Crescent
Felpham

PROPOSAL: Reduce crown of 1 No Golden Robina tree by 2.5 metres back to the previous pruning points.

SITE AND SURROUNDINGS

DESCRIPTION OF APPLICATION	As above
SITE AREA	N/A
RESIDENTIAL DEVELOPMENT DEN	N/A
TOPOGRAPHY	Predominantly flat
TREES	The Golden Robina tree the subject of this application.
BOUNDARY TREATMENT	The front is partly open with dwarf brick wall then access, west side boundary has close boarded fencing approximately 1.5m in height.
SITE CHARACTERISTICS	Two storey detached property with attached double garage. The property has red brickwork/white rendered walls, tiled hipped roof with white window frames.
CHARACTER OF LOCALITY	Residential comprising detached properties of various styles and designs.

RELEVANT SITE HISTORY

FP/154/96/T	Lop & top 1 Sweet Chestnut, 1 Lime, 1 Golden Robina & 4 Macrocarpa trees	ApproveConditionally 08-11-1996
FP/162/00/T	Fell one Lime Tree and raise canopy of Robinia Tree	ApproveConditionally 22-11-2000
FP/37/07/T	Top and lop 1 no. Golden Robina and lop 1 no. Sweet Chestnut	ApproveConditionally 27-03-2007

REPRESENTATIONS

Representations received:

Felpham Parish Council
Awaited

Comments on Representations received:

None

CONSULTATIONS

Council's Arboriculturist

Consultations responses received:

Counsultant Arboriculturist

Awaited

Comments on Consultation responses:

None

POLICY CONTEXT

Designation applicable to site:

Built Up Area Boundary

No Public Sewer

Tree Preservation Order 5/63

PD Restriction

DEVELOPMENT PLAN POLICIES

Arun District Local Plan 2003:

PLANNING POLICY GUIDANCE

POLICY COMMENTARY

The above policies are general and, other than online Planning Policy Guidance under References ID 36-090-20140306 and 36-091-20140306, 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 interests 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 Golden Robina tree is sited in the front garden and is of a significant height and spread being readily visible within the street scene and of public visual amenity.

The application seeks to reduce crown by 2.5m back to the previous pruning points as it is encroaching on the garage and neighbouring property to the west. Surgery to the tree has been carried out on a regular basis the last application for topping and lopping was approved under FP/37/07/T.

It is considered that the works are for good husbandry purposes and in the absence of any arboricultural objection the application is recommended for approval, subject to conditions.

RECOMMENDATION

APPROVE CONDITIONALLY

- 1 The works hereby approved shall involve:
Golden Robina - Reduce crown by 2.5m back to previous pruning points.
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.

- 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.

- 3 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.

- 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.