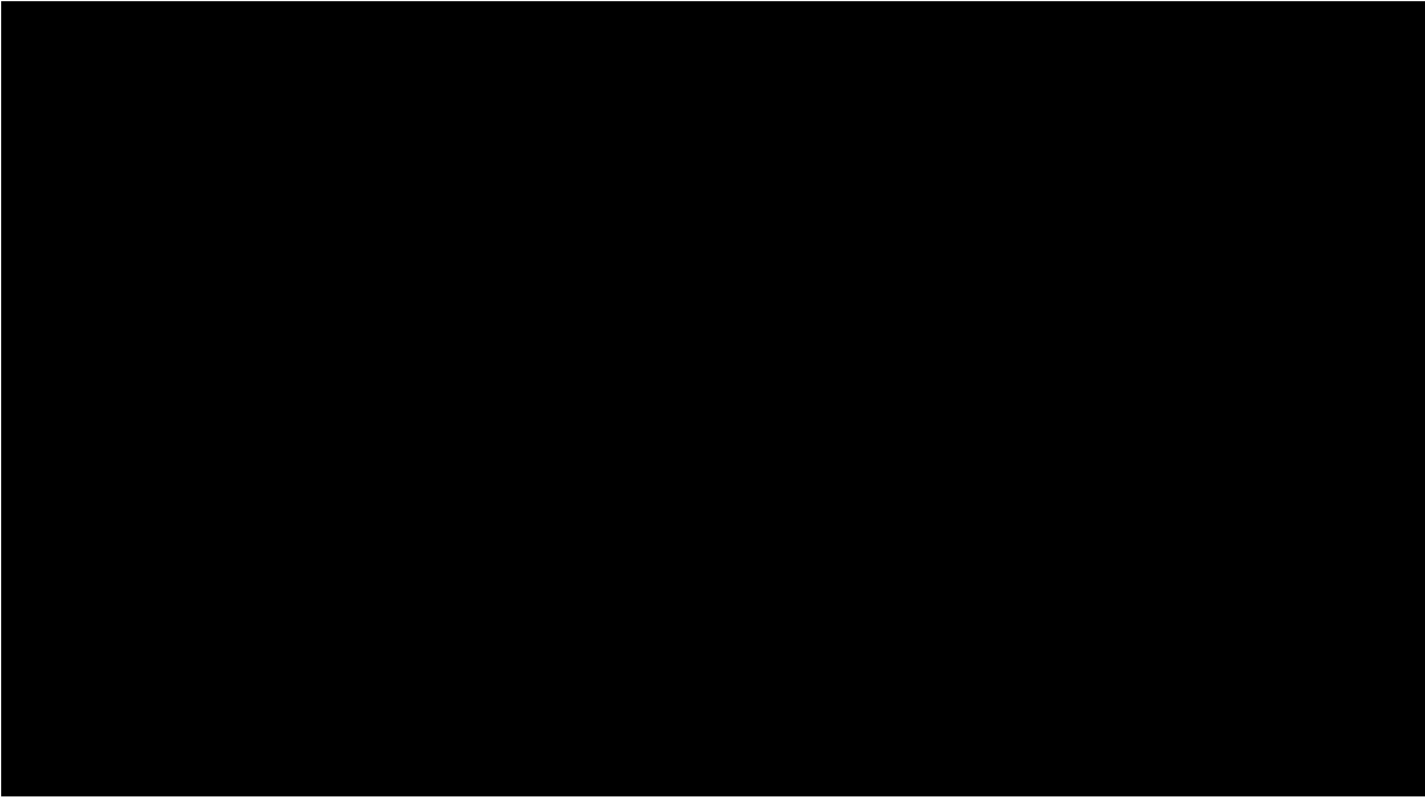




From: Daniel O'Shea (Drew Smith) [REDACTED]
Sent: 25 October 2019 13:10
To: Simon Davis <Simon.Davis@arun.gov.uk>
Cc: Adrian Barker [REDACTED]
Subject: RE: P/70/19/RES

Hi Simon,

Regarding your email to Adrian below. This is extremely frustrating to receive these comments at this late stage. After correspondence I had with Mark Warwick, the Tree Officer, back in April. You will be aware of my two subsequent attempts to contact him (attached), to absolutely no response, or clarification. As such, even though requirements from outline were only to provide mitigation on site in line with the initial tree report. I went on to arrange an updated impact assessment to accompany our application and respective layout anyway. Had Mark have taken the time to make me aware that the constraints to the said trees were going to remain regardless of any report, we could have then amended the layout to accommodate them.

As per Mark's original instruction, the advice I then sought from our Arb specialist resulted in a recommendation to fell what he assessed as being Cat C trees. The layout was then designed on the basis of their removal. The Tree Officer now states he assesses them as Cat B trees, and we are to submit a Method Statement and Tree Protection Plan. If he had stated this requirement back in May when I was attempting to make contact, we could have ensured consideration was given at original application stage, rather than trying to retrospectively alter our layout to accommodate.

We will obviously make the necessary changes, but it is very frustrating when I've proactively attempted to resolve these issues and made a concerted effort to engage on the subject ahead of application.

Obviously not your fault, but I'd like it noted that we did try find an agreeable standpoint before submission was made.

Thanks.

Kind regards,

Daniel O'Shea
Planning Manager

Drew Smith Limited
Drew Smith House, Mill
Court, The Sawmills, Durley
Southampton,
Hampshire SO32 2EJ
www.drewsmith.co.uk



For details of this company's registered number and address please follow this [link >>>](#)

From: Simon Davis <Simon.Davis@arun.gov.uk>

Date: Thursday, 24 October 2019 at 09:41

To: Adrian Barker

Subject: FW: P/70/19/RES

Dear Adrian,

Please see attached comments of our Tree Officer. He recommends the making of an Order in respect of the two Oak trees T03 and T05 and we intend to serve this.

Kind Regards

Simon J Davis MRTPI | Principal Planning Officer, Planning Department, Directorate of Place, Arun District Council |
Location: Planning, First Floor, Arun Civic Centre, Maltravers Road, Littlehampton, BN17 5LF
Internal: 37874 | External: +44 (0) 1903 737874 | E-mail: simon.davis@arun.gov.uk
Please note that I typically work from home on Thursdays when I am unreachable on my work phone

Visit Arun's web site at www.arun.gov.uk



Save the environment - think before you print.

From: Daniel O'Shea (Drew Smith) [REDACTED]
Sent: 10 May 2019 15:22
To: Mark Warwick; Simon Davis
Cc: [REDACTED]
Subject: RE: Planning Consultation on PAA/17/19 - Land N of Summer Lane, Pagham

Hello both,

Regarding my previous correspondence below. I appreciate you are extremely busy, but please can you confirm if my proposed approach is acceptable in line with the outline permission, or would you prefer an updated Tree Survey/Report as part of our upcoming Reserved Matters Application? I would like to avoid duplicating work and consultants' costs where possible. However, if it is deemed necessary as part of the application then I will need to appoint as soon as possible.

Thanks.

Kind regards,

Daniel O'Shea
Planning Manager

Drew Smith Group
Drew Smith House, Mill
Court, The Sawmills, Durley
Southampton, Hampshire
SO32 2EJ
www.drewsmith.co.uk



For details of this company's registered number and address please follow this [link >>>](#)

From: Daniel O'Shea (Drew Smith)
Sent: 01 May 2019 11:43
To: Mark Warwick <Mark.Warwick@arun.gov.uk>
Cc: Simon Davis <Simon.Davis@arun.gov.uk>
Subject: RE: Planning Consultation on PAA/17/19 - Land N of Summer Lane, Pagham

Good Morning Mark,

Following on from my previous correspondence, apologies but I was mixing this up with one of my other projects. I had appointed a Tree Surgeon as opposed to an Arboriculturalist. The reason being that the requirement was to carry forward mitigation measures already established in the attached Tree Survey from outline planning stage, as per the following condition:

Development shall not commence in each respective phase of development (including site clearance), until the mitigation measures detailed in the submitted Tree Survey and Arboricultural Impact Assessment have been implemented in full. The mitigation measures shall be retained in full during the construction phase of each respective phase of development.

Reason: In order to protect existing trees within close proximity of the site

during the construction phase and in accordance with GEN7 of the Arun District Local Plan.

As such, my intention was that the Tree Works company could manage the mitigation strategy on site. Please can you confirm if this is an acceptable proposal, or would you prefer us to appoint an Arboriculturalist also?

I look forward to hearing from you.

Thanks.

Kind regards,

Daniel O'Shea
Planning Manager

Drew Smith Group
Drew Smith House, Mill
Court, The Sawmills, Durley
Southampton, Hampshire
SO32 2EJ
www.drewsmith.co.uk



For details of this company's registered number and address please follow this [link >>>](#)

From: Daniel O'Shea (Drew Smith)

Sent: 17 April 2019 21:20

To: Mark Warwick <Mark.Warwick@arun.gov.uk>

Cc: Simon Davis <Simon.Davis@arun.gov.uk>

Subject: RE: Planning Consultation on PAA/17/19 - Land N of Summer Lane, Pagham

Many thanks for your email Mark. I appreciate you taking the time to visit site to fully assess the situation. I am grateful for your advice. I have already engaged an Arboriculturalist, so I will commission them to make the necessary detailed inspections, prior to proposing any works to yourselves.

Kind regards,

Daniel O'Shea
Planning Manager

Drew Smith Group
Drew Smith House, Mill
Court, The Sawmills, Durley
Southampton, Hampshire
SO32 2EJ
www.drewsmith.co.uk



For details of this company's registered number and address please follow this [link >>>](#)

From: Mark Warwick <Mark.Warwick@arun.gov.uk>

Sent: 17 April 2019 17:19

To: Daniel O'Shea (Drew Smith)

Cc: Simon Davis <Simon.Davis@arun.gov.uk>

Subject: Planning Consultation on PAA/17/19 - Land N of Summer Lane, Pagham

CAUTION EXTERNAL EMAIL: This message originated outside the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Good afternoon Daniel

I write further to recent correspondence between ourselves and my site assessment of yesterday morning.

I assessed the three oak trees which run alongside the recently enhanced drainage ditch, with a view to seeing if they are worthy of retention. This in response to your request for tree removal.

For the record I summarise below the content of our conversation yesterday morning in addition to my inspection outcomes:

1. While I do not have the benefit of being familiar with site conditions prior to groundworks, it is clear that all three oak trees have suffered significant disturbance: Roots have been damaged during mechanised sculpting of the ditch-line and the topsoil has been stripped from the surrounding area. Subsoil/silt deposition close to tree stems has occurred and there is evidence of mechanical damage to main stem and branches. These trees have clearly not been afforded the necessary levels of respect and protection. I understand that recent groundworks such as I describe took place prior to the sites acquisition by the Drew Smith Group.
2. That said, it is evident to me that all three trees retain sufficient vitality and structural integrity to justify their retention at this time. **The trees at either end of the group are to become the subject of an Order (Tree Preservation Order)**, so any future works will now require a formal planning application. The smaller and weaker middle tree (twin stems, one of which is heavily swept from ground level) can be removed if considered necessary to improve the aesthetic. I recommend you take advice from a professional arboriculturist if intending to do any pruning work to the outer two trees. This applies to both above and below ground parts of the trees.
3. You have assured me that drainage improvement work is complete. With some careful soft landscaping to restore/improve the ground conditions around these trees and some general tidying up of broken/dead branches – these trees will have a realistic chance of recovery, to flourish and ultimately add value to the surrounding developments. Again, your retained project arboriculturist will be able to advise on how best to facilitate that.
4. The normal responsibilities and liabilities for these trees reside with the current landowner. If you are concerned about their ongoing health and/or hazard potential, then I recommend you take advice from your project arboriculturist.

I hope the above information will be of assistance and thank you for communicating your intentions to us at this stage. If you require clarification on any of the above points, please do not hesitate to contact me directly.

Kind regards,

Mark Warwick

Mark Warwick | Tree Officer, Greenspace, Arun District Council | Location: Bognor Regis Town Hall, Clarence Road, Bognor Regis, West Sussex, PO21 1LD

Internal: 37974 | External: +44 (0) 1903 737974 | E-mail: mark.warwick@arun.gov.uk

<http://www.arun.gov.uk>

DX 57406 Littlehampton

You can view Arun District Council's Privacy Policy from <https://www.arun.gov.uk/privacy-policy>

Important Notice This e-mail is intended exclusively for the addressee and may contain information that is confidential and/or privileged. If you are not the intended recipient (or authorised to receive it for the addressee), please notify the sender and delete the e-mail immediately; using, copying, or disclosing it to anyone else, is strictly prohibited and may be unlawful. Any views, opinions or options presented are solely those of the author and do not necessarily represent those of Arun District Council. The information in this e-mail may be subject to public disclosure under the Freedom of Information Act 2000, therefore we cannot guarantee that we will not provide the whole or part of this e-mail to a third party. The Council reserves the right to monitor e-mails in accordance with relevant legislation. Whilst outgoing e-mails are checked for viruses, we cannot guarantee this e-mail is virus-free or has not been intercepted or changed and we do not accept liability for any damage caused. Any reference to "e-mail" in this disclaimer includes any attachments.

From: Daniel O'Shea (Drew Smith) [REDACTED]
Sent: 01 May 2019 11:43
To: Mark Warwick
Cc: Simon Davis
Subject: RE: Planning Consultation on PAA/17/19 - Land N of Summer Lane, Pagham
Attachments: Tree Survey & Assessment.pdf

Good Morning Mark,

Following on from my previous correspondence, apologies but I was mixing this up with one of my other projects. I had appointed a Tree Surgeon as opposed to an Arboriculturalist. The reason being that the requirement was to carry forward mitigation measures already established in the attached Tree Survey from outline planning stage, as per the following condition:

Development shall not commence in each respective phase of development (including site clearance), until the mitigation measures detailed in the submitted Tree Survey and Arboricultural Impact Assessment have been implemented in full. The mitigation measures shall be retained in full during the construction phase of each respective phase of development.

Reason: In order to protect existing trees within close proximity of the site during the construction phase and in accordance with GEN7 of the Arun District Local Plan.

As such, my intention was that the Tree Works company could manage the mitigation strategy on site. Please can you confirm if this is an acceptable proposal, or would you prefer us to appoint an Arboriculturalist also?

I look forward to hearing from you.

Thanks.

Kind regards,

Daniel O'Shea
Planning Manager

Drew Smith Group
Drew Smith House, Mill
Court, The Sawmills, Durley
Southampton, Hampshire
SO32 2EJ
www.drewsmith.co.uk



For details of this company's registered number and address please follow this [link >>>](#)

From: Daniel O'Shea (Drew Smith)
Sent: 17 April 2019 21:20
To: Mark Warwick <Mark.Warwick@arun.gov.uk>
Cc: Simon Davis <Simon.Davis@arun.gov.uk>
Subject: RE: Planning Consultation on PAA/17/19 - Land N of Summer Lane, Pagham

Many thanks for your email Mark. I appreciate you taking the time to visit site to fully assess the situation. I am grateful for your advice. I have already engaged an Arboriculturalist, so I will commission them to make the necessary detailed inspections, prior to proposing any works to yourselves.

Kind regards,

Daniel O'Shea
Planning Manager

Drew Smith Group
Drew Smith House, Mill
Court, The Sawmills, Durley
Southampton, Hampshire
SO32 2EJ
www.drewsmith.co.uk



For details of this company's registered number and address please follow this [link >>>](#)

From: Mark Warwick <Mark.Warwick@arun.gov.uk>

Sent: 17 April 2019 17:19

To: Daniel O'Shea (Drew Smith) [REDACTED]

Cc: Simon Davis <Simon.Davis@arun.gov.uk>

Subject: Planning Consultation on PAA/17/19 - Land N of Summer Lane, Pagham

CAUTION EXTERNAL EMAIL: This message originated outside the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Good afternoon Daniel

I write further to recent correspondence between ourselves and my site assessment of yesterday morning.

I assessed the three oak trees which run alongside the recently enhanced drainage ditch, with a view to seeing if they are worthy of retention. This in response to your request for tree removal.

For the record I summarise below the content of our conversation yesterday morning in addition to my inspection outcomes:

1. While I do not have the benefit of being familiar with site conditions prior to groundworks, it is clear that all three oak trees have suffered significant disturbance: Roots have been damaged during mechanised sculpting of the ditch-line and the topsoil has been stripped from the surrounding area. Subsoil/silt deposition close to tree stems has occurred and there is evidence of mechanical damage to main stem and branches. These trees have clearly not been afforded the necessary levels of respect and protection. I understand that recent groundworks such as I describe took place prior to the sites acquisition by the Drew Smith Group.
2. That said, it is evident to me that all three trees retain sufficient vitality and structural integrity to justify their retention at this time. **The trees at either end of the group are to become the subject of an Order (Tree Preservation Order)**, so any future works will now require a formal planning application. The smaller and weaker middle tree (twin stems, one of which is heavily swept from ground level) can be removed if considered necessary to improve the aesthetic. I recommend you take advice from a professional arboriculturist if intending to do any pruning work to the outer two trees. This applies to both above and below ground parts of the trees.
3. You have assured me that drainage improvement work is complete. With some careful soft landscaping to restore/improve the ground conditions around these trees and some general tidying up of broken/dead

branches – these trees will have a realistic chance of recovery, to flourish and ultimately add value to the surrounding developments. Again, your retained project arboriculturist will be able to advise on how best to facilitate that.

4. The normal responsibilities and liabilities for these trees reside with the current landowner. If you are concerned about their ongoing health and/or hazard potential, then I recommend you take advice from your project arboriculturist.

I hope the above information will be of assistance and thank you for communicating your intentions to us at this stage. If you require clarification on any of the above points, please do not hesitate to contact me directly.

Kind regards,

Mark Warwick

Mark Warwick | Tree Officer, Greenspace, Arun District Council | Location: Bognor Regis Town Hall, Clarence Road, Bognor Regis, West Sussex, PO21 1LD

Internal: 37974 | External: +44 (0) 1903 737974 | E-mail: mark.warwick@arun.gov.uk

Visit Arun's web site at www.arun.gov.uk  Save the environment - think before you print.

<http://www.arun.gov.uk>

DX 57406 Littlehampton

You can view Arun District Council's Privacy Policy from <https://www.arun.gov.uk/privacy-policy>

Important Notice This e-mail is intended exclusively for the addressee and may contain information that is confidential and/or privileged. If you are not the intended recipient (or authorised to receive it for the addressee), please notify the sender and delete the e-mail immediately; using, copying, or disclosing it to anyone else, is strictly prohibited and may be unlawful. Any views, opinions or options presented are solely those of the author and do not necessarily represent those of Arun District Council. The information in this e-mail may be subject to public disclosure under the Freedom of Information Act 2000, therefore we cannot guarantee that we will not provide the whole or part of this e-mail to a third party. The Council reserves the right to monitor e-mails in accordance with relevant legislation. Whilst outgoing e-mails are checked for viruses, we cannot guarantee this e-mail is virus-free or has not been intercepted or changed and we do not accept liability for any damage caused. Any reference to "e-mail" in this disclaimer includes any attachments.
