Split Decision.

Worthing
BOROUGH COUNCIL

Portland House
Richmond Road
Worthing BN11 1LF

APPLICATION NO. WB/11/0084/TPO

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (TREE PRESERVATION ORDER) REGULATIONS 1969 (AS AMENDED)

Mr Reilly
Benjamin Reilly Tree Surgeon
153 Offington Drive
Worthing
West Sussex
BN14 9PU

PROPOSAL: Application for consent under Worthing Tree Preservation Order No. 63 of 1997 to shorten the scaffolds (excluding live branches) on one English Oak (T2) in rear garden.

LOCATION : 24 Offington Drive Worthing

DATE REGISTERED 2nd February 2011

APPLICANT : Mr Calvert

WORTHING BOROUGH COUNCIL, under the above Act and Order, gives you notice that its decision upon your application described above and in Drawing No. DC/97/0073 September 1997 which accompanied the application, or as subsequently amended prior to consideration, is to

GRANT CONSENT subject to the following conditions:-

1. Before any surgery works to the protected English Oak tree, hereby permitted, are commenced, there shall be submitted to and approved in writing by the Local Planning Authority, details of the following:-

   (i) Details of the extent of shortening the tree's scaffolds, once an assessment of the wood has been made (excluding the live primary limbs) using coronet cuts in accordance with British Standard BS3998 (2010) Recommendations for Tree Works, and details of the programming and phasing of the works.

   Reason: In the interests of visual amenity.

Cont.....

[redacted]

Dated : 4th April 2011

Executive Head of Planning,
Regeneration and Wellbeing

Note: Your attention is drawn to the notes and advice overleaf.

(ii) The tree shall be assessed for the presence of protected species; and the works to which Condition 1 (i) relates, shall take account of seasonal cycles such as nesting birds.

Reason: To protect the tree's ecological and landscape value.

INFORMATIVES

1. This consent under a Tree Preservation Order has been granted subject to the conditions listed above. The Council has a formal procedure for checking compliance with planning conditions and you are advised to ensure that all conditions are fully discharged. Failure to comply with a condition can result in enforcement proceedings, including the service of a Breach of Condition Notice. You are further advised to engage the services of a qualified tree surgeon/arboricultural consultant to ensure that the works are carried out in a competent manner. Should your tree surgeon/consultant wish to have clarification of the extent of the approved works, then please contact Mr H Barnes-Moss on extension 1348 who is the Case Officer for this application, or the Council's Arboriculturist, Mr P Whish on (01273) 263166.

2. The applicant is advised that the tree works hereby approved should be carried out in accordance with the British Standard, "Recommendations for Tree Work", - BS 3998 : 2010. A copy of this document is available for viewing at the Planning Section Offices at Portland House, Richmond Road, Worthing, West Sussex BN11 1LF.

3. The applicant is advised that the cut branches, logs and foliage resulting from the tree works hereby permitted, should be disposed of or recycled in a manner that would not give rise to a loss of amenity to the occupiers of the adjoining and nearby properties, through smell, smoke or dust.

Split Decision

Worthing
BOROUGH COUNCIL

Portland House
Richmond Road
Worthing BN11 1LF

APPLICATION NO. WB/11/0084/TPO

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (TREE PRESERVATION ORDER) REGULATIONS 1969 (AS AMENDED)

Mr Reilly
Benjamin Reilly Tree Surgeon
153 Offington Drive
Worthing
West Sussex
BN14 9PU

PROPOSAL: Application for consent under Worthing Tree Preservation Order No. 63 of 1997 to remove the scaffold limbs on one English Oak (T2) in rear garden and to re-pollard (Reduction by approximately 1.5 metres) one Purple-leaved Plum (T1) in front garden.

LOCATION : 24 Offington Drive Worthing

DATE REGISTERED 2nd February 2011

APPLICANT : Mr Calvert

WORTHING BOROUGH COUNCIL, under the above Act and Order, gives you notice that its decision upon your application described above and in Drawing No. DC/97/0073 September 1997 which accompanied the application, or as subsequently amended prior to consideration, is to

REFUSE CONSENT for the reason(s) that:-

1. The proposed pollarding/reduction by 1.5 metres of the protected Purple-leaved Plum, T1 under the Worthing Tree Preservation Order No. 63 of 1997 would severely disfigure and damage the natural crown form, branch structure and appearance of the tree, which, having regard to the stature and crown spread, good condition and prominence of the tree within the street scene, would be detrimental to the character and visual amenities of the area.

Cont.....

[redacted]

Executive Head of Planning,
Regeneration and Wellbeing

Dated : 4th April 2011

Note: Your attention is drawn to the notes and advice overleaf.

2. The proposed removal of all scaffold limbs from the veteran English Oak (Quercus robur), T2 under the Worthing Tree Preservation Order No. 63 of 1997 would be damaging to the landscape character of the tree and excessive for the purpose of retaining the tree as a habitat for local wildlife, and as such, would be detrimental to the character and visual amenities of the area.

INFORMATIVES

This information is only intended as a summary of the reasons for refusal of planning permission. For further details on the decision please see the application report which is available from the Planning Reception at Portland House, Richmond Road, Worthing.