73 The Green
Southwick
BN42 4FX

Planning Services Manager
Adur & Worthing Councils
Portland House
Richmond Road
Worthing BN11 1HS

ADUR & WORTHING
28 SEP 2018
PLANNING SERVICES

25 September 2018

Dear Sir,

YOUR REFERENCE AWDM/1171/18
WORTHING TREE PRESERVATION ORDER NO. 1 OF 2017
CLEEVE, THE COTSWOLDS, SOUTHWICK.

I write to comment on the proposal notified in your letter of 17 September 2018.

The application, the subject of your letter, was not made by the owner of the tree in question nor of the land on which the tree stands. I have original papers establishing ownership of both the tree and the land. I have cared for and maintained the land and the tree for over 20 years. I was responsible for getting the tree protected by the TPO as a result of a threat made by the applicant to cut down the tree and despite written opposition to the TPO made by the present applicant.

THE APPLICATION IDENTIFIES THE WRONG TREE
Section 5 requires the tree to be identified and shown in a sketch plan attached to the Application.
Section 5 and the sketch plan both ***wrongly*** identify the tree as **T1.**
The correct identity is **T2.**

THE APPLICATION STATES THE WRONG POSITION AND LOCATION OF THE TREE
Section 1 requires the tree location and ***wrongly*** states it to be Cleeve.
Section 5 requires the tree location in the sketch plan and ***wrongly*** states it is in the "*Front Garden*" of Cleeve.
Section 6 requires the sketch plan to show the position of the tree and states this "*MUST be provided*". The sketch plan shows a ***wrong*** position; it also clearly **wrongly** shows the location to be inside the boundary of the Cleeve Title.
The correct position is near the centre of the verge both north/south and east/west.
The correct location is <u>outside the Cleeve Title and inside The Cotswolds Title</u>.
I have documentary evidence showing the legal holder of The Cotswolds Title.

THE APPLICATION STATES THE WRONG OWNER OF THE TREE
Section 2 states the applicant and Section 7 ***wrongly*** states the applicant is the owner.
I have documentary evidence proving the true owner.

THE APPLICATION GIVES REASONS FOR THE WORK WITH FALSE CLAIMS

Section 5 states "*Works are to facilitate and in conjunction with the construction of a new driveway, which has been agreed with the tree officer from BHCC*".

The owners of the land have given no permission for a new driveway.

THE OWNERS OF THE TREE AND THE LAND ON WHICH IT STANDS **HAVE AGREED NOTHING WITH ANYONE TO DO ANYTHING TO THE INTENDED TREE OR THE LAND ON WHICH IT STANDS.**

THE APPLICATION CONTAINS SIGNIFICANT FALSE DECLARATIONS OF FACT THROUGHOUT

The Declaration in Section 10 of the Application made on 1 August requires "*facts stated are true and accurate*".

THE APPLICANT HAS GIVEN UNTRUE INFORMATION ABOUT:

- The identity of the tree.
- Its position on the sketch plan
- Its location
- Its ownership
- The reasons for the work requested

These faults in the Application are so fundamental <u>the Application should be rejected from consideration by Development Management.</u>

Irrespective of what the Council may decide to do about this application, no work will be allowed on the tree or the land on which it stands without the permission of the owner.

<u>Relevant reasons for opposing any similar future application:</u>

- **Design, appearance, materials, character:** any such work will change unnecessarily the appearance and subsequent character of the mature Whitebeam tree to a more formal manicured structure; the tree will lose its present informal shape and form.
- **Effect on trees:** any such work will change the general appearance of the Whitebeam tree both in itself and in the contrast of styles there will then be with the other trees in the Close covered by TPOs.
- **Effect on Listed Buildings and Conservation Area:** A Character Appraisal published by ADC has described The Cotswolds cul de sac as "a rural lane-type setting". Manicuring the Whitebeam tree will drastically reduce this impression which is much admired and valued by local residents.

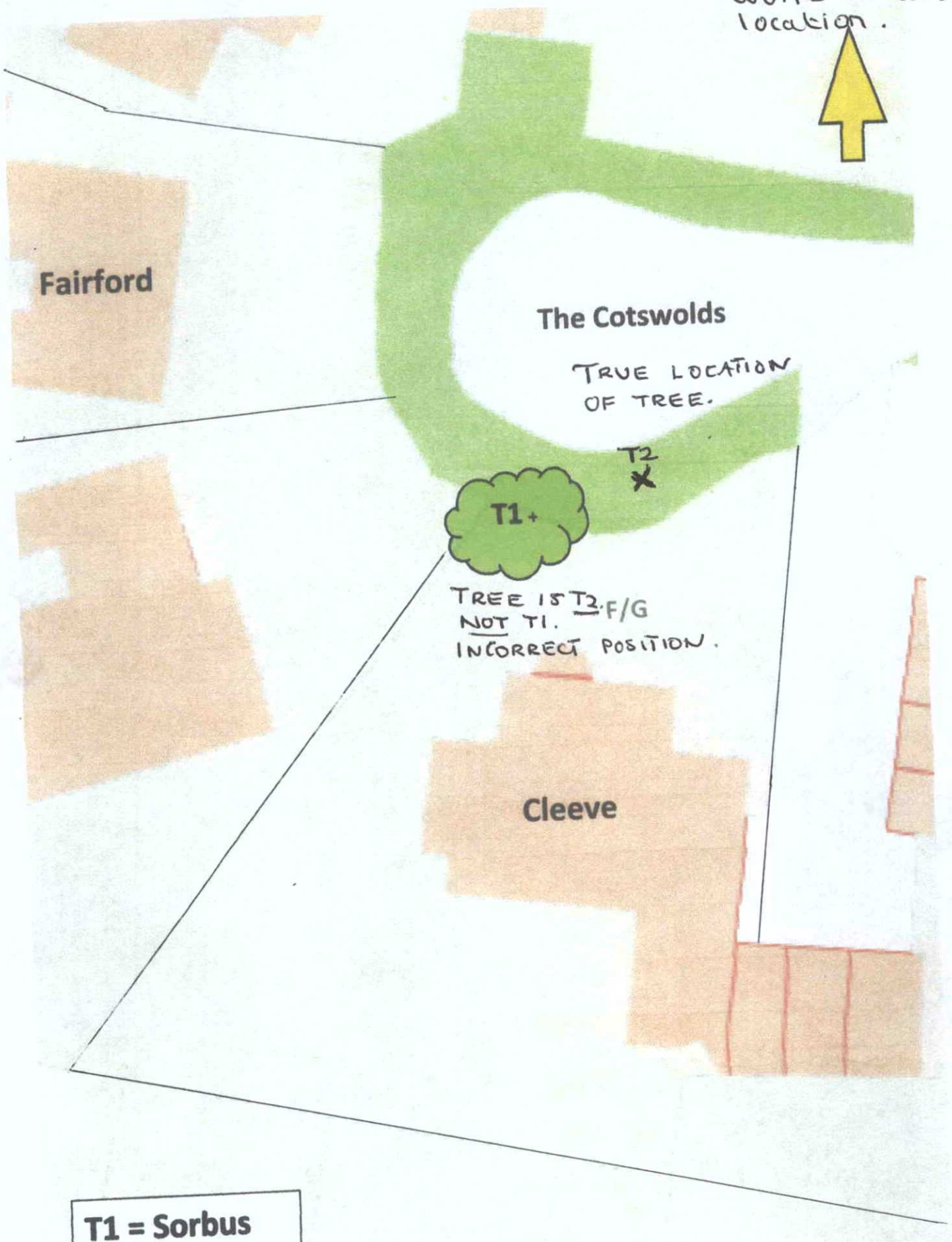
Yours faithfully

[redacted]

K. Bridle. (Mr.)

Encs. Applicant's sketch plan and TPO plan showing **true** location and number of tree.

APPLICANTS SKETCH PLAN COPY. Shows tree for works in wrong location.



T1 = Sorbus

Adur District Council Tree Preservation Order No.1 of 2017
The Cotswolds Southwick

Scale 1:1250

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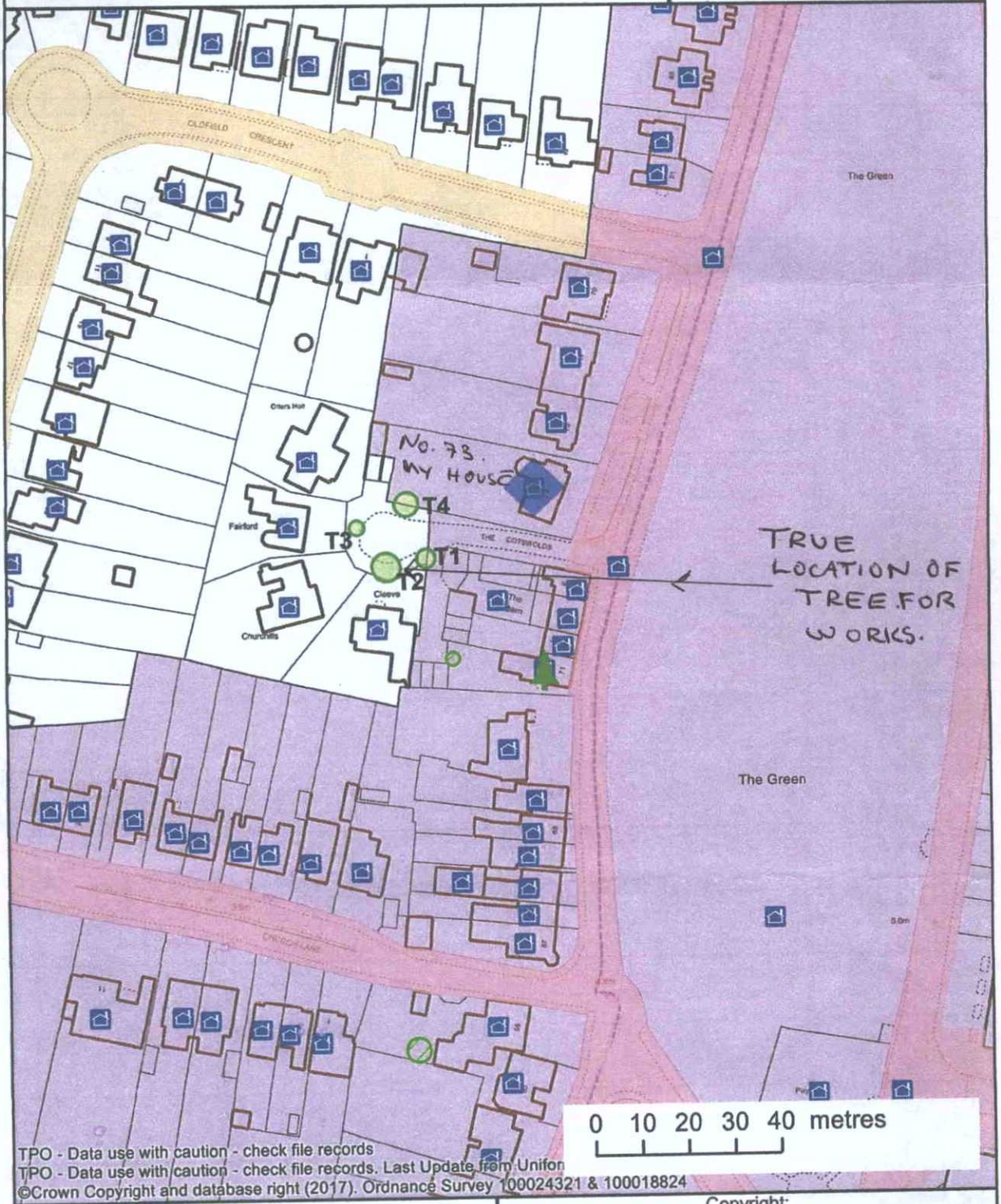

TPO - Data use with caution - check file records
TPO - Data use with caution - check file records. Last Update from Unifon
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T1 Pear T2 Whitebeam
T3 Acer T4 Whitebeam

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