Worthing
BOROUGH COUNCIL

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Portland House
Richmond Road
Worthing BN11 1LF

APPLICATION NO. WB/08/0598/TPO

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

Mr Shane Jones
Mr Tree
35 West Avenue
Worthing
West Sussex
BN11 5LT

PROPOSAL: Application for consent under Worthing Tree Preservation Order No. 38 of 2002 to fell one Flowering Cherry (T1) and reduce top branches by up to 1 metre, reduce branches growing towards house by up to 1 metre and raise crown to 2.5 metres, to one Silver Birch (T2)

LOCATION : 25 Goring Way Worthing

DATE REGISTERED 3rd June 2008

APPLICANT : Mrs K Braisby

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/TPO/2002/038 which accompanied the application, or as subsequently amended prior to consideration, is to

GRANT CONSENT subject to the following conditions:-

1. During the next planting season following the felling of the Flowering Cherry tree, T1 under the Worthing Tree Preservation Order No. 38 of 2002, hereby permitted, a replacement tree of a species and maturity and in a position to be approved in writing by the Local Planning Authority shall be planted. In the event that any such tree dies within 5 years following such planting, it shall be replaced by a similar tree in a similar position during the next planting season.

   Reason: In the interests of visual amenity.

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Dated : 28th July 2008

Executive Head of Planning,
Regeneration and Wellbeing

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

2. The remedial pruning of the Silver Birch, T2 under the Worthing Tree Preservation Order, hereby permitted, shall be restricted to the following maximum only, unless otherwise agreed in writing with the Local Planning Authority:

   (i) Reduce the top branches by up to 1 metre, to suitable growth points, maintaining the natural form of the tree;

   (ii) Reduce branches growing towards the house by up to 1 metre, to growth points; and

   (ii) Crown lift to 2.5 metres, to growth points.

   Reason: In the interests of visual amenity.

3. The felling and replanting for the Flowering Cherry, along with the approved remedial pruning of the Silver Birch, T2, to which Conditions 1 and 2 of this consent relate, shall be completed within a period of TWO YEARS from the date of this consent.

   Reason: To safeguard the visual amenities of the area.

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 extension 1117.

2. This planning permission 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. Any conditions which should be discharged prior to the commencement of development and/or which require specialist or technical data and information to be provided should be dealt with promptly. Failure to comply with a condition can result in enforcement proceedings, including the service of a Breach of Condition Notice. If you have any queries on the requirements of the conditions then please contact Mrs H Barnes-Moss on 01903 221348 who is the Case Officer for this application.

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.

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4. The decision to grant planning permission has been taken having regard to the saved policies and proposals in the West Sussex Structure Plan 2001 – 2016 set out below, and to all relevant material considerations, including Supplementary Planning Guidance:

Saved West Sussex Structure Plan Policies 2001 – 2016

CH1 - Character

This information is only intended as a summary of the reasons for grant 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.