Worthing
BOROUGH COUNCIL

Split Decision

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Portland House
Richmond Road
Worthing BN11 1LF

APPLICATION NO. WB/07/0918/TPO

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

Mr J Yeatts
Heene Road Veterinary Practice Ltd
204 - 206 Heene Road
Worthing
West Sussex
BN11 4NT

PROPOSAL: Application for consent under Worthing Tree Preservation Order No. 27/1995 to reduce by 50% one English Oak tree (T1).

LOCATION : 204 - 206 Heene Road Worthing

DATE REGISTERED 2nd August 2007

APPLICANT : Mr J Yeatts

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/27/1995, which accompanied the application, or as subsequently amended prior to consideration, is to

REFUSE CONSENT for the reason(s) that:-

1. The proposed crown reduction of the English Oak tree by 50% would disfigure and be damaging to the natural form, branch structure, health and appearance of the tree which, having regard to its prominence within the street scene and its significant public amenity value and contribution to the appearance of the Shakespeare Road Conservation Area, would be detrimental to the character and visual amenities of the area.

Dated : 17th September 2007

Assistant Director (Planning Services)

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

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APPLICATION NO. WB/07/0918/TPO

TOWN AND COUNTRY PLANNING ACT 1990
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Mr J Yeatts
Heene Road Veterinary Practice Ltd
204 - 206 Heene Road
Worthing
West Sussex
BN11 4NT

PROPOSAL: Application for consent under Worthing Tree Preservation Order No. 27/1995 to reduce one English Oak tree (T1) and crown lift to 3 metres (to comply with Highway Authority's requirements).

LOCATION : 204 - 206 Heene Road Worthing

DATE REGISTERED 2nd August 2007

APPLICANT : Mr J Yeatts

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/27/1995, which accompanied the application, or as subsequently amended prior to consideration, is to

GRANT CONSENT subject to the following conditions:-

1. The extent of remedial crown reduction and crown lifting works to the English Oak tree, T1 under the Worthing Tree Preservation Order No. 27 of 1995, hereby permitted, shall be restricted to the following maximum only, unless otherwise agreed in writing with the Local Planning Authority:

   (i) Crown lift to 5 metres, by the removal of the lower secondary branches to a height of 5 metres above ground level, including where over the public highway, to the bole;

   (ii) Reduce the side branches by up to one metre, to effect an overall reduction in crown spread by up to two metres, to growth points; and

Cont.....

Dated : 17th September 2007

Assistant Director (Planning Services)

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

(iii) Clean out the crown, by the removal of dead branches and snags, to sound wood.

Reason: To ensure that the works are not excessive in relation to the natural form, appearance, health and public amenity value of this established feature of the Shakespeare Road Conservation Area.

2. The approved remedial tree surgery works, to which Condition 1 of this Split Decision consent relates, shall be carried out within a period of ONE YEAR from the date of this consent.

Reason: To save disfigurement of the tree, in the interests of visual amenity.

INFORMATIVES

1. 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 : 1989. A copy of this document is available for viewing at the Planning Section Offices at Portland House, Richmond Road, Worthing, West Sussex BN11 1LF.

2. 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.

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.

4. The applicant is advised to consult the local Highways office of West Sussex County Council at Clapham, near Worthing, before commencing any tree works over the public highway. Telephone 01243 642105, and ask for the Worthing area.

5. The decision to grant planning permission has been taken having regard to the policies and proposals in the adopted Worthing Local Plan 2003 and the adopted West Sussex Structure Plan 2001 – 2016 set out below, and to all relevant material considerations, including Supplementary Planning Guidance:

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WB/07/0918/TPO

Adopted Worthing Local Plan 2003

BE15 - Retention of Trees, Landscaping and Hedgerows

Adopted West Sussex Structure Plan 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.