SPLIT DECISION

Worthing
BOROUGH COUNCIL

Awarded for excellence

Portland House
Richmond Road
Worthing BN11 1LF

APPLICATION NO. WB/08/0638/TPO

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

Mr Peter Cox
371 Tarring Road
Worthing
West Sussex
BN11 5JR

PROPOSAL: Application for consent under Worthing Tree Preservation Order No.9 of 1999 to crown lift to 4 metres 1 Holm Oak adjacent to rear boundary of No. 3 Cleveland Copse (part of G1) and to remove lowest limb of Holm Oak (T2) in rear garden of 2 Cleveland Copse overhanging No.3.

LOCATION : 3 Cleveland Copse Worthing

DATE REGISTERED 13th June 2008

APPLICANT : Mr Alan Boxhall

WORTHING BOROUGH COUNCIL, under the above Act and Order, gives you notice that its decision upon your application described above and in the 1:1250 site plan dated 13th June 2008 which accompanied the application, or as subsequently amended prior to consideration, is to

GRANT CONSENT subject to the following conditions:-

1. The remedial tree surgery works, to which this Split Decision consent relates, shall be restricted to the following maximum only, unless otherwise agreed in writing with the Local Planning Authority:

   (A) Holm Oak adjacent to the rear boundary of No. 3 Cleveland Copse - part of Group G1

   Crown lift to 4 metres above ground level, to growth points; and

Cont.....

Dated : 4th August 2008

Executive Head of Planning,
Regeneration and Wellbeing

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

(B) Holm Oak, rear garden of No. 2 Cleveland Copse, overhanging the northern boundary of No. 3 Cleveland Copse - T2

Remove lowest limb, south side, overhanging the boundary with No. 3 Cleveland Copse, to growth points.

Reason: In the interests of visual amenity.

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

Reason: To safe disfigurement of the trees, in the interests of visual amenity.

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. 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.

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 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

Cont.....

WB/08/0638/TPO

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.

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APPLICATION NO. WB/08/0638/TPO

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

Mr Peter Cox.
371 Tarring Road
Worthing
West Sussex.
BN11 5JR

PROPOSAL: Application for consent under Worthing Tree Preservation Order No.9 of 1999 to reduce by 30% 1 Holm Oak adjacent to rear boundary of No. 3 Cleveland Copse (part of G1).

LOCATION : 3 Cleveland Copse Worthing

DATE REGISTERED 13th June 2008

APPLICANT : Mr Alan Boxhall

WORTHING BOROUGH COUNCIL, under the above Act and Order, gives you notice that its decision upon your application described above and in the 1:1250 scale site plan dated 13th June 2008 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 Holm Oak tree at No. 3 Cleveland Copse by 30% would have an adverse effect upon the appearance, amenity and landscape value of the tree, as a result of disfiguring its natural form and branch structure and reducing its prominence as a feature of Cleveland Copse. As such, these tree works would be detrimental to the character and visual amenities of the area.

Dated : 4th August 2008

Executive Head of Planning,
Regeneration and Wellbeing

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.

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