Worthing
BOROUGH COUNCIL

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Split Decision

Portland House
Richmond Road
Worthing BN11 1LF

APPLICATION NO. WB/09/0674/TPO

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

Mr Simon Birkby
Sussex Tree Surgeons
The Complete Garden Service
Erringham Farm
Mill Hill
Shoreham
West Sussex BN43 5FA

PROPOSAL: Application for consent under Worthing Tree Preservation Order No. 32 of 2001 to crown lift and clean out one Yew (T2), re-shape one Holly (T3) and crown lift and reduce overhanging limbs on one Beech (T6).

LOCATION : Skywaves House Ivy Arch Road Worthing

DATE REGISTERED 7th August 2009

APPLICANT : Mrs Gill

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/2001/032 which accompanied the application, or as subsequently amended prior to consideration, is to

GRANT CONSENT subject to the following conditions:-

1. The remedial surgery works to the Yew, Holly and Beech trees, T2, T3 and T6 under the Worthing Tree Preservation Order No. 32 of 2001, hereby permitted, shall be restricted to the following maximum, only, unless otherwise agreed in writing with the Local Planning Authority, namely:-

   (i) T2 - Yew: Crown lift to 4 metres, to growth points; and clean out, to sound wood;

   (ii) T3 - Holly: Minor reduction/re-shaping on east side towards car park, by up to 0.5 metre;

Cont.....

Dated : 14th September 2009

Executive Head of Planning,
Regeneration and Wellbeing

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

(iii) T6 - Beech: Crown lift to 4 metres by the removal of the lower secondary branches to a height of 4 metres above ground level, to growth points, excluding the larger lowest primary branch on the south-east side; and minor reduction of the crown on its northern side, by up to 1 metre, to growth points.

Reason: To safeguard the natural form, stature and prominence of these trees, in the interests of visual amenity.

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

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

3. The approved tree surgery works shall be carried out under the supervision of the Local Planning Authority. The prior arrangements for such supervision shall be made with the Local Planning Authority within a period of not less than 14 days before the 'start date' of the works.

Reason: 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 (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 : 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 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.

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Mr Simon Birkby
Sussex Tree Surgeons
The Complete Garden Service
Erringham Farm
Mill Hill
Shoreham
West Sussex BN43 5FA

PROPOSAL: Application for consent under Worthing Tree Preservation Order No. 32 of 2001 to reduce and re-shape one Holly by 20% (T3) and to crown thin by 20% and reduce overhanging limbs on one Beech (T6).

LOCATION : Skywaves House Ivy Arch Road Worthing

DATE REGISTERED 7th August 2009

APPLICANT : Mrs Gill

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/2001/032 which accompanied the application, or as subsequently amended prior to consideration, is to

REFUSE CONSENT for the reason(s) that:-

1. The proposed crown thinning by 20% and a full reduction of overhanging branches on the Beech tree, T6, and the proposed reduction and re-shaping by 20% of the Holly tree, T3, would be disfiguring and damaging to the natural form, branch structure and appearance of these established trees which having regard to their stature and prominence within the street scene, would be detrimental to the visual amenities of the area.

Dated : 14th September 2009

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.