Adur District Council

Planning, Regeneration and Wellbeing

Mr Alan Agate
Shoreham Vehicle Auctions
65 Chartwell Road
Lancing Business Park
Lancing
West Sussex
BN15 8TU

SPLIT DECISION UNDER TREE PRESERVATION ORDER

TOWN AND COUNTRY PLANNING ACT 1990
TOWN & COUNTRY PLANNING (TREES) REGULATIONS 1999 (AS AMENDED)

APPLICATION NUMBER: AWDM/1411/13

In pursuance of their powers under the above-mentioned Act and Order, the Council hereby PART REFUSE CONSENT and PART CONSENT to the following works that is to say:

Application for consent under Worthing Tree Preservation Order No. 13.53/1/94 (L) to fell one Prunus tree (T7) and one Whitebeam tree (T6).

65 Chartwell Road Lancing Business Park Lancing West Sussex

to be carried out in accordance with Plan and Application No. AWDM/1411/13 (as modified by the under-mentioned conditions, if any) submitted to the Council on 07/11/2013 subject to compliance with the conditions specified hereunder.

James Appleton
Executive Head of Planning, Regeneration and Wellbeing

Date:03/01/2014

ADUR DISTRICT COUNCIL

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Ref: AWDM/1411/13

SCHEDULE

Reasons for Refusal

01. The proposed felling of the Whitebeam Tree T6 which is a prominent tree, and an established feature of the Area, would be detrimental to, and would not preserve or enhance, the character and visual amenities of the area. The tree is healthy and in good condition, and there is no overriding reason to fell this protected tree.

Reasons for Granting Permission

Conditions

01. The proposed felling of the Prunus tree T7 and the replanting shall be carried out in full within two years from the date of this consent and in accordance with details of the size and species of the replacement tree planting to be agreed in writing with the Local Planning Authority.

    Reason: *In the interest of visual amenity*.

02. If within five years following replanting, any of the replacement trees die or become seriously diseased, another tree of the same size and species shall be planted in a similar position during the next planting season following the removal of the replaced tree, unless the Local Planning Authority gives written approval to any variation.

    Reason: *In the interest of visual amenity.*

Notes to Applicant

01. You are strongly advised to ensure that the tree surgeon carrying out the work is made aware of the above conditions. Should the works carried out exceed that which is permitted, then it may be open to the Local Planning Authority to take prosecution action against the owner of the tree(s) and the tree surgeon. If the applicant is unclear about any aspect of the specification for works, they are strongly advised to contact the Council's Arboricultural Officer prior to the commencement of the works.

02. The applicant's attention is drawn to the provisions of the Countryside & Rights of Way Act 2000. Under the Act, it is an offence both to intentionally or recklessly destroy a bat roost, regardless of whether the bat is in roost at the time of inspection. All trees should therefore be thoroughly checked for the existence of bat roosts prior to any works taking place. If in doubt, the applicant is advised to contact the Bat Conservation Trust at 15, Cloisters, 8, Battersea Park Road, London, SW8 4BG. Their telephone number is 020 7627 2629.