

**RESOURCES DIRECTORATE
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TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION FOR WORKS TO TREES PROTECTED BY A TREE PRESERVATION ORDER

**PROPOSED WORKS TO PROTECTED LIME TREE INCLUDING CROWN
REDUCTION AND CROWN THIN TO 30%**

**at 17 HASLEMERE ROAD, LONG EATON, DERBYSHIRE, NG10 4AG FOR MR
KEITH HALL**

TREE/0710/1153 submitted on 21 July 2010

Erewash Borough Council having considered an application for the above tree works, and in pursuance of their powers under the above-mentioned Act, hereby

REFUSE CONSENT

Reason (s) for Refusal:

- 1 *The tree which is the subject of this consent is considered to be of significant amenity value and the proposed works are considered inappropriate to the tree and as a consequence the proposed works are considered unacceptable and contrary to Policy EV14 - Protection Of Trees And Hedgerows of the Erewash Borough Council Saved Policies Document (July 2008).*

Date 2 September 2010

Signed _____
Interim Head of Planning

ATTENTION IS CALLED TO THE NOTES OVERLEAF

Notes to Applicant

Your attention is drawn to the rights of Appeal set out on the attached sheet.

RIGHTS OF APPEAL

If the applicant is aggrieved by the decision of the Borough Council to refuse consent, then he or she may appeal to the Secretary of State under Section 78 of the Town and Country Planning Act 1990 within twenty eight days of date of this notice.

Appeal forms can be obtained from The Environment Appeals Team, The Planning Inspectorate, Trees and Hedges, Room 4/04 Kite Wing, Temple Quay House, 2 The Square, Bristol, BS1 6PN, telephone 0117 372 6382 or 8812, e mail: environment.appeals@pins.gsi.gov.uk

COMPENSATION

If you suffer any loss or damage as a result of this refusal of consent, you may be entitled to recover from the Council compensation. If you wish to make a claim you must do so within 12 months from the date of this decision (or, if you appeal to the Secretary of State, within 12 months from the date of his decision). Claims should be made in writing to [name and address of relevant officer of the Council].

TREE APPLICATION ASSESSMENT FORM

TREE/0710/1153

ADDRESS:

17 Haslemere Road
Long Eaton
Derbyshire

DESCRIPTION

PROPOSED WORKS TO PROTECTED LIME TREE INCLUDING CROWN REDUCTION AND CROWN THIN TO 30%

SITE AND SURROUNDINGS

The site of the tree is a residential detached bungalow and the tree is located adjacent to the present driveway entrance/exit.

APPLICATION DETAILS

The applicant has applied for consent to carry out crown reduction and thinning by 30% for a Lime Tree which is covered by a Tree Preservation Order.

CONSULTATIONS

Erewash Borough Council Tree Officer has objected on the grounds that the proposed work would leave the tree out of proportion as it has previously been crown lifted in a severe way. It is also considered that the proposed works are not considered to protect or enhance the health of the tree and therefore are counter-productive.

REPRESENTATIONS

Site Notice posted - No objections.

CONSIDERATIONS

The main consideration in this instance is the impact of the proposed works to the health and overall amenity which is provided by the tree. With reference to the comments received from the Council's tree officer, it is considered that the proposed works would be harmful to the health and the amenity that the Lime tree currently provides and therefore this application for consent should be refused.

RECOMMENDATION

REFUSE

REASONS

The tree which is the subject of this consent is considered to be of significant amenity value and the proposed works are considered inappropriate to the tree and as a consequence the proposed works are considered unacceptable and contrary to Policy EV14 - Protection Of Trees And Hedgerows of the Erewash Borough Council Saved Policies Document (July 2008).

Officer: Kenny Dhillon
Signed:
Date: 27/08/2010

Checked By:
Date: