



This consent applies only to the works described above. Works carried out which do not accord with those specified may render the person responsible liable to prosecution.

If the tree(s) overhang or straddle land in different ownerships you are advised to discuss your proposals with other owners of the tree, and for the avoidance of doubt, this consent does not give you any right to go onto your neighbours land in order to carry out the work.

Nesting birds and bats, their roosts and their access to these roosts are protected under the Wildlife and Countryside Act 1981. Should birds be nesting in the trees concerned it is recommended that felling/surgery should be carried out between September and January for further advice contact Nottinghamshire Wildlife Trust on 0115 9588248. If bats are present you should contact English Nature on 01476 568431.

#### **RIGHTS OF APPEAL**

If the applicant is aggrieved by the decision of the Borough Council to impose conditions on the grant of 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 receiving 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](mailto:environment.appeals@pins.gsi.gov.uk)

# TREE APPLICATION ASSESSMENT FORM

## **TREE/0908/1041**

### **ADDRESS:**

Monks Barn  
The Village  
Dale Abbey  
Derbyshire

### **DESCRIPTION**

FELLING OF ROBINIA TREE

### **SITE AND SURROUNDINGS**

The application relates to a Robinia tree which is situated within the private garden of a dwelling. The property is a converted former barn, which is situated adjacent to Abbey Farmhouse, and which is surrounded by other dwellings. It is located within the Dale Abbey Conservation Area. The property is accessed off the eastern side of The Village.

### **APPLICATION DETAILS**

The proposal is to fell the tree as it is too close to the existing dwelling.

### **CONSULTATIONS**

Tree Consultant – no objection on basis that the tree is in close proximity to adjacent buildings, and it is not an appropriate subject for protection by a TPO.

Site notice put up to publicise application.

### **REPRESENTATIONS**

None received

### **CONSIDERATIONS**

The Robinia tree is in close proximity to adjacent dwellings, and is located in a fairly confined garden area.

It is not readily visible from the public realm, and is not, therefore, of general amenity value.

On this basis the felling of the tree is considered to be acceptable, and it is not considered appropriate to require the planting of a replacement tree, because of the confined garden space.

### **RECOMMENDATION**

APPROVE

Officer:  
Signed:

Mrs P McHugh