

# Development Management Delegated Decision Report

B/21/0132



SUMMARY OF APPLICATION			
<b>Application Reference</b>	B/21/0132		
<b>Application Type</b>	Application for works affecting a TPO		
<b>Proposal</b>	Application for works to trees subject to a Tree Preservation Order (Algarkirk & Sutterton No 1) to include:  T1 - Sycamore - trim top 3m and prune sides T2 - Sycamore - trim top 3m and prune sides T3 - Ash - trim top 2m and prune sides T4 - Ash - trim top 3m and prune sides T5 - Ash - trim top 3m and prune sides T6 - Ash - Trim top 3m and prune sides T7 - Ash - trim top 2m and prune sides All - remove ivy and general maintenance (removal of dead wood and broken branches)		
<b>Location</b>	34, Church Mews, Sutterton, Boston, PE20 2LE		
<b>Applicant</b>	Mr John Secker		
<b>Agent</b>			
<b>Received Date:</b>	22-Mar-2021	<b>Consultation Expiry Date:</b>	
<b>Valid Date:</b>	25-Mar-2021	<b>Statutory Expiry Date:</b>	<b>06-May-2021</b>
<b>Date of Site Visit:</b>	26- Apr-2021	<b>Extension of Time Date:</b>	
<b>Objections received?</b>	None		
<b>5 day notification record:</b>	Not applicable		
<b>Councillors notified</b>	<b>Date</b>	<b>Response received – date</b>	<b>Ok to continue</b>
<b>Recommendation</b>	GRANT Consent for these proposed works		
<b>Report by:</b>	Simon Eldred		
<b>Date:</b>	26 <sup>th</sup> April 2021		

## OFFICER REPORT

### SITE AND SURROUNDINGS:

The application concerns seven mature trees (two sycamores and five ash) growing adjacent to the rear garden to 34 Church Mews, Sutterton. These trees are amongst a large number along the southern boundary of the Church Mews development and continuing eastwards towards Algarkirk.



### **DETAILS OF PROPOSAL:**

The proposed works involve:

- the reduction of the trees' heights by between 2m and 3m;
- the removal of malformed, crowded or rubbing branches (none large);
- the removal of dead branches; and
- the removal of ivy.

The works are proposed as general maintenance, and to limit overhanging and shading of the rear garden to 34 Church Mews.

### **RELEVANT HISTORY:**

B/10/0124 – consent was granted for the removal of an overhanging branch from a horse chestnut.

B/15/0091 – consent was granted for works to five sycamore trees.

### **RELEVANT DEVELOPMENT PLAN POLICIES AND DOCUMENTS:**

The trees are protected as part of Group G7 of the Algarkirk and Sutterton Tree Preservation Order No. 1 (1978).

The provisions of the Government's Planning Practice Guidance are of relevance. The Guidance states "in considering an application, the local planning authority should assess the impact of the proposal on the amenity of the area and whether the proposal is justified, having regard to the reasons and additional information put forward in support of it. The authority must be clear about what work it will allow and any associated conditions."

### **CONSULTATION RESPONSES:**

No consultation responses have been received.

### **THIRD PARTY REPRESENTATIONS RECEIVED:**

No third party representations have been received.

### **EVALUATION:**

The trees are all of a significant size, and make a meaningful positive contribution to the character and appearance of their surroundings. All the trees affected by this application have significant public amenity value, although their individual visual importance is reduced by the fact that:

- the area contains large numbers of other trees; and
- views of them from both Church Mews and Park Avenue are somewhat obscured by buildings and other trees.

Some of the proposed works (the removal of dead branches and ivy) do not require the Council's consent. It is considered that the proposed works which require consent will have some adverse impacts upon the trees' public amenity value. However, the scale of these

impacts will be modest, given that no great reductions in their heights are proposed, and no large branches are proposed to be removed. The reasons put forward to justify the proposed works are considered to be robust, and the works essentially represent the repetition of pruning that has previously been approved.

**CONCLUSION:**

Although the proposed works will have some adverse impacts upon the amenity of the area, these impacts will be modest and the works are well-justified.

**RECOMMENDATION:**

GRANT Consent for these proposed works.

<b>INFORMATIVES / NOTES TO BE INCLUDED ON/WITH DECISION NOTICE</b>
<b><u>STATEMENT OF PROACTIVE WORKING:</u></b> In determining this application, the authority has taken account of the guidance in paragraph 38 of the National Planning Policy Framework 2019 in order to seek to secure sustainable development that improves the economic, social and environmental conditions of the Borough.