

# Development Management Delegated Decision Report

B/21/0421



SUMMARY OF APPLICATION			
<b>Application Reference</b>	B/21/0421		
<b>Application Type</b>	Notification to carry out works on trees		
<b>Proposal</b>	Notification of works to Trees subject to a Tree Preservation Order Skirbeck No.1 to include:  T1 - Horse Chestnut - Fell		
<b>Location</b>	1, Skirbeck Gardens, Boston, Lincolnshire, PE21 0DH		
<b>Applicant</b>	Mr Gyula Weil		
<b>Agent</b>	Mr Greville Bray, East Coast Access		
<b>Received Date:</b>	09-Sep-2021	<b>Consultation Expiry Date:</b>	
<b>Valid Date:</b>	15-Sep-2021	<b>Statutory Expiry Date:</b>	<b>27-Oct-2021</b>
<b>Date of Site Visit:</b>	16-Sep-2021	<b>Extension of Time Date:</b>	
<b>Objections received?</b>			
<b>5 day notification record:</b>			
<b>Councillors notified</b>	<b>Date</b>	<b>Response received – date</b>	<b>Ok to continue</b>
<b>Recommendation</b>	GRANT Consent for the proposed works.		
<b>Report by:</b>	Peter Udy		
<b>Date:</b>	16-Sep-2021		

## OFFICER REPORT

### SITE AND SURROUNDINGS:

The site is located on Skirbeck Gardens and has a frontage with Fishtoft Road. The trees are a group in the street scene which is fairly densely developed. There is another open area to the east around the Kingsway junction.

### DETAILS OF PROPOSAL:

The proposal is to fell a Horse Chestnut that is close to the Fishtoft Road frontage.

### RELEVANT HISTORY:

B/15/0054 application for works to trees in a conservation area – granted.

B/15/0055 application for works to trees protected by a tree preservation order – Granted.

B/15/0495 application for works to trees in a conservation area – granted.



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

The trees are protected by the Skirbeck Tree Preservation Order No.1 (1953). 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 owner contacted the department in May 2021. The county arborist looked at the trees owing to their proximity to Fishtoft Road. His comments were:

*I viewed the trees from the footpath opposite, there are two trees a Horse Chestnut and a Sycamore. The Sycamore is of good condition though it shares a co-dominant crown with the horse chestnut. The horse chestnut is in decline, crown dieback and deadwood is evident. I would suggest there are 2 courses of action, my preferred action is underlined.*

- 1 – Horse Chestnut – Fell, Sycamore - crown reduce 4-5m in height.  
2 – Horse Chestnut – Crown reduce by 25%, Sycamore – No action.

The owner has decided to fell the tree but to carry out no action on the sycamore.

The top left photo shows that the Horse Chestnut and Sycamore are as one canopy. The Sycamore is bigger and dominates the Horse Chestnut. The top right photo shows the scar from when the branch fell off earlier in the year and the bottom left shows damage to the garage roof.





The bottom two photos also show that there is not a lot of space for a new tree to be planted. There is some in front of the tree beyond the Ford Ka and there would be some as a result of the Horse Chestnut being removed. However, the new tree would be shaded quite a lot and would grow to lean over the road or the garage. The sycamore that dominates the Horse Chestnut is also near another Sycamore. Neither have very wide trunks and are therefore quite young. The removal of the Horse Chestnut may allow them to spread.

It is therefore considered that replacing the tree may not be worthwhile as it is going to be compromised by the existing trees.

### **RECOMMENDATION:**

GRANT Consent for the proposed works.

<b>INFORMATIVES / NOTES TO BE INCLUDED ON/WITH DECISION NOTICE</b>
<p data-bbox="134 1361 754 1395"><u>STATEMENT OF PROACTIVE WORKING:</u></p> <p data-bbox="134 1433 1453 1579">In determining this application, the authority has taken account of the guidance in paragraph 38 of the National Planning Policy Framework 2021 in order to seek to secure sustainable development that improves the economic, social and environmental conditions of the Borough.</p>