

Town and Country Planning Act 1990
Notification of decision in respect of proposed work to tree(s)

DECISION ON PROPOSAL TO CARRY OUT WORK TO TREE(S) PROTECTED BY A TREE PRESERVATION ORDER

Name and Address of Applicant
Mr Martin Bunney
6 Ward Close
Barwell
Leicester
Leicestershire
LE9 8ND

Name and Address of Agent (if any)

Part I - Particulars of Application

Date of Application	**Application No.**
22 April 2009	09/00303/TPO

Particulars and location of proposed work:

FELLING OF 9x HOLLY TREES AND 1x RED HORSE CHESTNUT TREE.

6 Ward Close Barwell Leicester Leicestershire LE9 8ND

Part II

The tree(s) affected by the proposed work is protected by the BARWELL – The Cedars, 138 Shilton Road, Barwell; Tree Preservation Order 2003.

Part III - Particulars of decision

The Hinckley and Bosworth Borough Council hereby consents to some of the work proposed in the application referred to in Part 1 hereof in accordance with the application form and plans submitted, subject to the following conditions :-

In respect of the five Holly Trees marked closest to 6 Ward Close on the submitted plan.

1. Work is to be limited to the removal of the five Holly trees shown on the plan closest to the house and to the south of the Red Horse Chestnut.

2. The five Holly trees shall be replaced with three trees under planted with shrubs. Within one month of the date of this permission a replacement landscaping scheme shall be submitted and approved in writing by the Local Planning Authority. Replacement trees are to be planted during the next planting

season following removal.

3. All works hereby approved shall be carried out in accordance with BS 3998 'Recommendation for Tree Works'.

The reasons for the conditions are:-

1. To maintain the visual amenity of this area.

2. To maintain tree coverage along this boundary.

3. To ensure the works are carried out in a satisfactory manner.

The Hinckley and Bosworth Borough Council hereby refuses consent for some of the work proposed in the application referred to in Part 1 hereof in accordance with the application form and plans submitted for the following reason(s) :-

In respect of one Horse Chestnut and the four Holly trees shown closest to Shilton Road on the submitted plan.

1. The trees are in good condition and clearly visible from the public highway and their removal would be detrimental to the visual amenity of this area.

NOTES TO APPLICANT :-

1. Suitable replacement tree species would be:
   Pyrus calleryana Chanticleer
   Prunus Umineko
   Malus trilobata
   Betula pendula Fastigiata
   Fagus sylvatica Dawyck

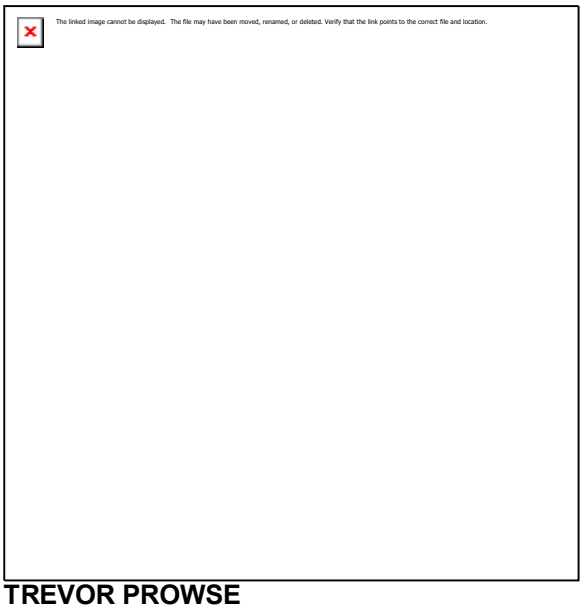
2. The Red Horse Chestnut is currently in a healthy condition however it may have sustained some root damage during building of the neighbouring extension. If the applicant wishes to pursue the felling of this tree a specific report by an appropriately qualified aboriculturist should be provided along with a new application.

3. The Lawson Cypress is not covered by the TPO but is protected by the landscape scheme dated March 2005 submitted to comply with one of the conditions of application 04/00543/FUL.

4. Retention of a full canopy of branches on the variegated Hollies is important but it may be appropriate to be trimmed very lightly with a hedge trimmer to retain their shape.

5. It is a criminal offence to damage or destroy a bat roost. Therefore, if the tree is mature and has hollow cavities and / or is covered with ivy, or has suitable places in which bats might roost, we recommend that it be surveyed for bats before any work is carried out to the tree. All birds, their nests and eggs are protected by the Wildlife and Countryside Act. We recommend that work to trees is done outside the bird-nesting season - i.e. between the end of August and beginning March. If work to the tree is to be undertaken during the bird breeding season, we recommend that a suitably qualified ecologist surveys the tree for nesting birds. If nesting birds are present, work must be postponed until the young have left the nest.

Date :- 2 June 2009



TREVOR PROWSE
PROPER OFFICER OF THE COUNCIL