
Site Address: 5 Brent Court, Emsworth, PO10 7JA
Proposal: Fell 1No Horse Chestnut (T1), subject to TPO 0689.
Application No: APP/19/01063 Expiry Date: 19/12/2019
Applicant: Mrs S Hamblin
Agent: Mr M Reed Case Officer: Maria Stewart
 M Reed & Co Ltd
Ward: Emsworth

Recommendation: **GRANT TPO CONSENT**

1 Site Description

5 Brent Court, Emsworth, PO10 7JA

2 Planning History

02/58972/003 - Demolition of existing garage and utility room, erection of two storey side extension to south elevation incorporating integral garage, and erection of conservatory., PERM,26/03/2002
01/58972/002 - Crown reduce by 15% and crown thin by 15% a Horse Chestnut tree (T1) at 5 Brent Court subject to TPO 689., PERM,23/10/2001
94/58972/000 - Raise crown by 3m (max); thin crown by 10% & reduce selected limbs projecting beyond crown profile. Remove limb over adjacent garage on H Chestnut covered by TPO 689, PERM,05/04/1994

3 Proposal

Fell 1No Horse Chestnut (T1), subject to TPO 0689.

4 Policy Considerations

National Planning Policy Framework

Havant Borough Local Plan (Core Strategy) March 2011

DM8 (Conservation, Protection and Enhancement of Existing Natural Features)

Havant Borough Local Plan (Allocations) July 2014

Listed Building Grade: Not applicable.

Conservation Area: Not applicable.

5 Statutory and Non Statutory Consultations

Councillor Julie Thain-Smith

Councillor Lulu Bowerman

Councillor R Kennett

6 Community Involvement

This application was publicised in accordance with the Council's Code of Practice for Publicity of Planning Applications approved at minute 207/6/92 (as amended), as a result of which the following publicity was undertaken:

Number of neighbour notification letters sent: 9

Number of site notices: 1

Statutory advertisement: Not applicable.

Number of representations received: 1

Comment	Officer Comment
I am the adjoining property owner and the most affected by the existing tree . I wish to support the TPO application proposal. I have noticed in recent years the declining and deteriorating health of the tree with consequent concerns as to the possible danger to my own property.	Comments noted.

7 Planning Considerations

7.1 Having regard to the relevant policies of the development plan it is considered that the main issues arising from this application are:

- Whether the degree of pruning works requested would undermine the amenity value of these trees and whether this could also be harmful to their ongoing health and vitality.

7.2 My inspection related specifically to assessing the proposed works rather than generally inspecting the tree's health and condition in any great detail. I visually inspected the tree from ground level and the following report deals with the relevant issues that have been raised on site, in the application form and from my site observations.

- 7.3 This application to undertake work to a tree protected by a Tree Preservation Order relates to the proposed felling of one mature Horse Chestnut tree located in the rear garden of the applicant's property.

The application to fell is based on the trees health. Upon inspection, the tree appears to be in decline, and suffering from bleeding canker. Bark is peeling away throughout the crown and main stem.

Given its size and position in close proximity to houses and gardens, it has reach a time where felling and replacement is the most appropriate course of action.

No objections to the application have been received.

8 **Conclusion**

The work proposed is considered appropriate and justified and therefore permission should be granted.

9 **RECOMMENDATION:**

That the Head of Neighbourhood Support be authorised to **GRANT TPO CONSENT** for application APP/19/01063

(A)

(B) for the following reasons/subject to the following conditions

- 1 The tree works for which consent is hereby granted shall not be carried out otherwise than in full accordance with all relevant content of BS 3998 (2010).

Reason: In the interests of tree health and safety.

- 2 In the first planting season following the date of felling; 1 replacement tree is planted. The tree should be a minimum 1.5 metres tall at the time of planting and should comply with BS3936:Part 1:1992. It should be planted within 2 metres of the tree to be felled. It should also be selected from the following species:

1. *Ginkgo biloba*
2. *Quercus robur* 'fastigiata'

or such other size, species, location or period of time as may be agreed in writing with the Council.

If within a period of three years any tree planted as a replacement is cut down, felled, uprooted, removed, or die, or becomes in the opinion of the Council seriously damaged or defective:

- a) the Council shall be notified as soon as is reasonably practicable; and
- b) another tree of the same species and size shall be planted in the same location at a time agreed in writing with the Council unless the Council agrees to dispense with or vary the requirement.

Reason: To conserve and safeguard the visual amenities of the locality.