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|-----------------|---------------------------------------------------|---------------|---------------|
| Site Address:   | Fair Acre, Church Lane, Hayling Island, PO11 0SB  |               |               |
| Proposal:       | Fell 1No. Austrian Pine (T8) subject to TPO 0567. |               |               |
| Application No: | APP/14/00049                                      | Expiry Date:  | 21/03/2014    |
| Applicant:      | Mrs M Dalton-Harrison                             | Team:         | Team 1        |
| Agent:          |                                                   | Case Officer: | Jamie Gargett |
| Ward:           | Hayling East                                      |               |               |

Recommendation: **GRANT TPO CONSENT**

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## **1 Site Description**

Front garden to a residential dwelling.

## **2 Planning History**

00/000000/000

## **3 Proposal**

Fell 1No. Austrian Pine (T8) subject to TPO 0567.

## **4 Policy Considerations**

Core Strategies 2011 forming part of the HBLDF  
DM8 (Conservation, Protection and Enhancement of Existing Natural Features)

Listed Building Grade: Not applicable.  
Conservation Area: St Peters

## **5 Statutory and Non Statutory Consultations**

Conservation Officer no objections  
Landscape Team no objections

## **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: 5

Number of site notices: 1

Statutory advertisement: Not applicable.

Number of representations received:

**Summary:**

1. The tree is leaning. We have spoken to the tree surgeon named in the application. He has said that the roots have lifted. Whether this is the case or not, the tree is not leaning to any marked degree. There have been ferocious storms over the past few weeks and so far as can be seen the tree has not moved. We would support the application if it was in imminent danger of toppling over. This does not appear to be the case.
1. There is no danger of the tree toppling onto our neighbour's property. This can be seen from the drawing submitted with the application. If the tree does fall, it will do so in a south easterly direction, away from the house frontage. Further, it does not appear to affect any other property.
1. This is a tree which has grown to huge proportions. It is unlikely therefore that it is simply going to fall over even if the roots have lifted. The roots will be embedded deeply in the soil.
1. Rather than destroy the entire tree, it may be prudent to trim the tree and remove a number of the larger branches.

**Comment:** The root plate of this tree has moved and as such the tree is now at the point where it could at any given time fail - the tree is not sustainable and poses a health and safety risk which is unreasonable for the owners to live with.

**Summary:** We support the felling as it is a health and safety risk.

**Comment:** 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:

HBC Arb visited the site on 3/2/14 and noticed that the root plate on the pine appeared to have shifted in recent history - he contacted the tree surgeon Mike Reed who has advised on this application and stated that the tree can be removed for safety grounds under DD exemption.

The tree will be removed either under DD or application depending on this wishes of the owner - Mike Reed stated that at his site visit the customer was adamant that she wanted to apply rather than invoke DD exemption. This is her choice as the duty holder.

## **8 Conclusion**

Recommend permission.

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## **9 RECOMMENDATION:**

That the Executive Head of Planning and Built Environment be authorised to **GRANT TPO CONSENT** for application APP/14/00049

(A)

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

- 1      The tree to be felled shall be replaced by a Pine to be planted in the first planing season following removal of the tree to be felled in a position as near as practicable to the position of the tree to be felled and at a height of at least 2 metres when such replacement planting is carried out.

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