

BHA Trees Ltd
Hazel Lodge
The Hill
Millom
LA18 5HA
FAO Bruce Hatton

Please Contact: Demi Crawford
Officer Tel No: 01946 598413
My Ref: 4/24/2285/TPO
Date: 7 October 2024

Dear Sir/Madam

**FELL ONE ASH TREE AND PRUNE BACK ONE SYCAMORE TREE PROTECTED BY A
TREE PRESERVATION ORDER
1 FLEATHAM GARDENS, HIGH HOUSE ROAD, ST BEES**

I refer to your application of 19/08/2024 under the above Tree Preservation Order for consent to carry out the following work:-

**FELL ONE ASH TREE AND PRUNE BACK ONE SYCAMORE TREE PROTECTED BY A
TREE PRESERVATION ORDER**

I would confirm that there are no objections to the proposal, subject to the following conditions:-

DESCRIPTION OF PROPOSAL

APPLICATION TREE NO.	SPECIES	PROPOSED WORKS
T1 & T2	1x Ash & 1x Sycamore	Fell one Ash tree and prune back one Sycamore tree protected by a Tree Preservation Order.
REASON		
'This application is for: T1 - Remove by felling one Ash (<i>Fraxinus excelsior</i>). The tree is suffering from Ash Dieback and is now 80% defoliated, recovery no longer possible (see photo) T2 - Prune back branches of one Sycamore (<i>Acer pseudoplatanus</i>) to give 3m clearance to front bedroom window.'		

DISCUSSION

The Ash tree is in the mature age class and shows signs of declining health from Ash Dieback disease.

The Sycamore tree is in the mature age class and shows signs of normal health.

The trees are protected by Tree Preservation Order (TPO) No.1:2004 (75)

Given the declining health of the Sycamore tree, it is anticipated that the Ash tree will survive for less than five years. Therefore, it is considered acceptable to fell the tree to avoid branch or trunk failure.

Given the health, age and size of the Sycamore tree, the proposed work are not likely to be detrimental to the health of the tree or impact the local or wider amenity of the area. Therefore, it is considered that the proposed work is acceptable subject to the following conditions:

1. Carry out all work in accordance with BS3998:2010 Tree work – Recommendations section 7.7 ‘Crown reduction and reshaping’.
Reason: In accordance with Section 198 of the 1990 Town and Country Planning Act and in the interest of good arboricultural practice.
2. The felled tree is to be replaced during the first planting season following the work. Plant 1x Birch (Betula species) trees, 6-8cm girth and ‘light-standard’, within 4m of the felled tree it replaces. Alternatively, another size, species, location, or period should be agreed in writing by the Local Planning Authority. If the replacement tree is diseased, dies, or is damaged within 5 years of the date of planting, it must be replaced in the next available planting season by another of a similar size and species.

Reason: To ensure the continuity of amenity in accordance with ‘Policy DM28 – Protection of Trees’ of the Copeland Local Plan 2013-202

Your Right of Appeal

If you disagree with our decision you can appeal to The Planning Inspectorate, Environment and Transport Team, 3/A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN within 28 days from the date you received this decision.

Compensation

If you suffer any loss or damage as a result of a condition attached to this consent, you might be entitled to recover compensation from the Council. If you wish to make a claim you must do so within 12 months from the date of this decision (or, if you appeal to the Secretary of State, within 12 months from the date of this decision). Claims should be made in writing to the Planning Manager, Cumberland Council, The Market Hall, Market Place, Whitehaven, Cumbria, CA28 7JG.

If you have any queries, please do not hesitate to contact the case officer Demi Crawford on 01946 598413

Yours faithfully

A handwritten signature in dark ink, appearing to read 'N. S. Hayhurst' with a stylized flourish at the end.

Nick Hayhurst
Head of Planning and Place
Inclusive Growth and Placemaking