

Mr James Roberts
112 Queen Street
Whitehaven
CA28 7QD

Please Contact: Nick Hayhurst
Officer Tel No: 01946 598331
My Ref: 4/24/2321/TPO
Date: 18 November 2024

Dear Sir

**CUT BACK CANOPY AND TOP A HAWTHORN TREE SITUATED WITHIN A
CONSERVATION AREA
LAND TO REAR OF 112 QUEEN STREET, WHITEHAVEN**

I refer to your application of 26/09/2024 under the above Tree Preservation Order for consent to carry out the following work:-

DESCRIPTION OF PROPOSAL

SPECIES	PROPOSED WORKS
1x Hawthorn	Cut back canopy and top a Hawthorn tree situated within a Conservation Area.
REASON	
'The tree in question is a Hawthorn tree that is as high as the second floor of the flats. The trunk is approximately 1.5m away from the back wall of flats 112 and 112a, the canopy has therefore spread to the extent that is blocking light and applying pressure to the windows. It is suggested that the canopy is cut back and the tree topped to an acceptable and manageable height. The tree is located in a courtyard behind the flats, it cannot be seen from the road, but it does spread above garages located in an adjacent courtyard.'	

DISCUSSION

The tree is in the mature age category and show signs of normal vitality.

The site falls within the Whitehaven Town Centre Conservation Area. A Tree Preservation Order (TPO) does not protect the tree.

The works detailed in the application are considered to be reasonable to prevent the tree from becoming a nuisance.

A TEMPO assessment was carried out which shows that this tree does not merit a TPO

Decision

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

It is suggested that the canopy is cut back and the tree topped to an acceptable and manageable height

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 Nick Hayhurst on 01946 598331

Yours faithfully



Nick Hayhurst
Head of Planning and Place
Inclusive Growth and Placemaking