

Delegated Report

Business Manager Lead: Lisa Hughes – Planning Development

Lead Officer: Sean Davies - Trees/Landscape Officer.

Report Summary			
Application Number	23/00083/TWCA		
Proposal	1no Lime Tree - fell to ground level due to excessive basal rot 1no Rowan Tree - fell to ground level due to decline (works to be undertaken under 5 day exemption).		
Location	Burgage Green Burgage Southwell		
Applicant	Southwell Town Council	Agent	
Registered	17th January 2023	Target Date	28th February 2023
Recommendation	No objection to notice		

1.0 **The Site**

Located in the southeast central Southwell conservation area. Burgage Green strongly historically characterised by lime tree avenues, significant in the charter of the conservation area.

2.0 **Relevant Planning History**

Regarding previous works to trees (section 211), electronic records indicate previous notifications to various trees on site, associated with the ongoing management.

3.0 **The Proposal**

1no Lime Tree – fell and 1no Rowan Tree – fell.

3.0 **Consultations**

A Section 211 notice (Tree works in Conservation Area Notification) or notification by a statutory undertaker does not need to be publicised, however we may if necessary, consult the Local Authority’s Trees and Landscape Officer. A summary of comments received will be included within the appraisal below.

4.0 **Assessment**

1 Lime Tree – major cavity to tree base, southeast stem, approximately 500mm wide, extending 3m up main stem, extending to a depth of 700mm. Likely target for whole tree failure adjacent listed building. Urgent removal is suggested as reasonable.

1 Rowan Tree - area of necrotic bark at approx. 2-3m extending 70% around the stem. Likely target for failure adjacent limited use highway. Removal is suggested as reasonable.

Both trees form part of the avenue of tree on the periphery of the green, replacement planting is strongly suggested as important to the character of the conservation area.

5.0 **Implications**

In writing this report and in putting forward recommendation's officers have considered the following implications: Data Protection, Equality and Diversity, Financial, Human Rights, Legal, Safeguarding, Sustainability, and Crime and Disorder and where appropriate they have made reference to these implications and added suitable expert comment where appropriate.

6.0 **Conclusion**

No objection to notice.

7.0 **Conditions/Reason for Refusal**

Not applicable.


Trees in a conservation area that are not protected by an Order are protected by the provisions in section 211 of the Town and Country Planning Act 1990. These provisions require people to notify the local planning authority (LPA) of certain work to such trees unless an exception applies. The work may go ahead before the end of the 6-week period if the LPA gives consent. This notice period gives the authority an opportunity to consider whether to make a Tree Preservation Order (TPO) on the tree. It is important to note, a Section 211 notice is not an application for consent under TPO, so the authority cannot:

- refuse consent; or
- grant consent subject to conditions.

Note:

On undertaking any works, it is recommended these are in accordance with BS3998 2010. It is expected that all vegetation control is carried out in accordance with best arboricultural practice and care taken not contravene the provisions of legislation protecting plants and wildlife.

Please refer to the following website for a brief guide to tree work terminology and definitions (including crown lift or crown raising and crown thin): www.trees.org.uk/Help-Advice/Public/A-brief-guide-to-tree-work-terminology-and-definit

Officer	Sean Davies	Manager	
Date	18th January 2023	Date	19th January 2023

In signing the above I have checked, if applicable, that the conditions and reasons shown within the report match those within the back office UNIFORM system.