



**BARNLSLEY**  
Metropolitan Borough Council

**TPO SPLIT DECISION (Partial Grant and Partial Refusal of Consent)**

TOWN AND COUNTRY PLANNING 1990

TOWN AND COUNTRY PLANNING  
(TREE PRESERVATION ORDER)  
REGULATIONS 1969

APPLICATION NO: 2010/0271

**To** Mrs Margaret Crofts  
Delmargeo  
45 Rectory Lane  
Thurnscoe  
Rotherham  
South Yorkshire  
S63 0RS

In pursuance of its powers under the above-mentioned Act and Regulations Barnsley Metropolitan Borough Council as the Local Planning Authority hereby **partially grants consent and partially refuses consent** for the proposals subject of the plan(s) and application registered by the Council on the 15 March 2010 and therein described as:- Fell two Sycamore trees within Tree Preservation Order No. 10/1996 at 45 Rectory Lane, Thurnscoe, Rotherham, South Yorkshire, S63 0RS.

**Grant** consent for for the felling of the small multi-stemmed Sycamore tree within TPO 10/1996 is subject to compliance with the following conditions:-

*Stephen Moralee*

Signed

Assistant Director, Planning and Transportation

Dated 04 May 2010

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Planning and Transportation Service  
PO Box 604, Barnsley, S70 9FE

Telephone: 01226 - 772000  
Fax: 01226 - 772591

- 1 Within the first planting season the multi-stemmed Sycamore shall be replaced by a new Alder (*Alnus glutinosa*). This shall be planted within 2m of the felled tree and to the following specification

Specification: Standard trees (stem diameter 8-10cm, height 2.75-3m) shall be planted and affixed (with flexible tree ties) to a tanalised tree stake (minimum diameter 75mm) at a height of no more than 1m above ground level. In order to aid establishment a suitable mulch shall be applied (e.g. semi-composted woodchip to a minimum depth of 75mm) around each tree to a radius of 1m. The tree shall be watered immediately after planting then whenever required to ensure successful establishment. Within two weeks of planting the Local Authority Tree officer shall be informed and invited to inspect the new tree. The new tree shall be subjected to a Tree Preservation Order in replacement of the felled tree. Any tree which fails to become established within 5 years from planting shall be replaced with another tree of the same original specification.

**Reason: In the interests of the visual amenities of the locality.**

- 2 The proposed tree works should be completed within 2 years of the date of this consent.

**Reason: To ensure that adequate notice is given for the works to be inspected and approved by the Local Planning Authority.**

#### **Reason(s) for Granting Consent**

- 1 Trees - Policy GS22 The proposed application is acceptable maintenance work within Policy: GS22 - Woodlands, Hedgerows and Trees and SPG9 - Trees and Hedgerows.



Signed

Assistant Director, Planning and Transportation

Dated 04 May 2010

The reasons for the Council's decision to refuse consent for the felling of the large single stemmed Sycamore tree within TPO 10/1996 is/are:-

- 1 In the opinion of the Local Planning Authority, the proposed felling of the tree which is subject to a Tree Preservation Order (TPO No.10/1996) would be harmful to the visual amenity of the area, contrary to UDP Policy GS22.

**Notes:-**

If the applicant is aggrieved by the decision of the Local Planning Authority to grant consent subject to conditions, he may appeal to the Secretary of State for the Environment, Transport and Regions in accordance with Section 198 of the Town and Country Planning Act 1990, within 28 days of receipt of this notice. Appeals must be made on a form which is obtainable from The Planning Inspectorate, Room 3/24 Hawk Wind, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.