



TPO CONSENT

TOWN AND COUNTRY PLANNING 1990

TOWN AND COUNTRY PLANNING (TREE PRESERVATION ORDER) REGULATIONS 1969

APPLICATION NO: 2019/0003

To JCA Limited
Unit 80 Bowers Mill
Branch Road
Barkisland
Halifax
HX4 0AD

In pursuance of its powers under the above-mentioned Act and Regulations the Barnsley Metropolitan Borough Council as the Local Planning Authority hereby grants consent for the proposals the subject of the plan(s) and application registered by the Council on the 08 January 2019 and therein described as:- Remove English Oak T2 due to subsidence damage to dwelling and Silver Birch T4 due to poor condition within TPO 7/1990. Roundhills, 32 Redbrook Road, Gawber, Barnsley, S75 2RS.

Consent is subject to compliance with the following conditions:-

- 1 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.
- 2 Not less than five working days notice of the date of the proposed work shall be given in writing to the Local Planning Authority and the tree surgery shall be carried out to the standards set out in BS3998.
Reason: To ensure the work accords with good arboricultural practice.
- 3 Within the first planting season the Oak and the Silver Birch trees to be removed shall be replaced by a new Oak tree (*Quercus robur*) and a new Silver Birch tree (*Betula pendula*). These shall be planted within the garden area of Roundhills, 32 Redbrook Road, Gawber. The new trees shall be Standard trees (stem diameter 10-12cm) and 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 the tree to a radius of 1m. The trees shall be watered immediately after planting then whenever required to ensure successful establishment. A root barrier or other engineered solution shall be installed at the time of planting to minimise the potential for further tree related subsidence as a result of the two new trees. Within two weeks of planting, the Local Authority Tree Officer shall be informed and invited to inspect the new trees. The new trees 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.

Informative(s)

Pursuant to article 31(1)(cc) of the Town and Country Planning (Development Management Procedure) Order 2010 (as amended), the Local Planning Authority have, where possible, made a pre-application advice service available, complied with our Planning Service Charter for Business and otherwise actively engaged with the applicant in dealing with the application.

Please be aware that the Council monitors construction sites and open land within the vicinity such sites in an attempt to prevent fly tipping (i.e. unauthorised deposit of waste on land), which is illegal under the Environmental Protection Act 1990. The penalties for fly-tipping can include:

- *a fine of up to £50,000 and*
- *up to six months imprisonment on conviction*

Therefore, if necessary, please ensure that all demolition waste and waste associated with the construction of the approved development is disposed of via approved methods and that documents are retained to prove this.

- 1 The granting of planning permission does not in any way infer that consent of the landowner is given. Therefore the consent of all relevant landowners is required before proceeding with any development including that of the Council as landowner.

If it should transpire that the applicant does not own any of the land included in this consent then it is the responsibility of the applicant to seek all necessary consents and approvals of the landowner.

- 2 The granting of planning permission does not effect the status of species such as owls and bats which have protection under other legislation. These may be present, and it is the applicant's responsibility to seek advice on how to avoid damaging operations. Further advice can be obtained from the Countryside Unit in the Planning & Transportation Services, on 01226-772576, or directly from www.naturalengland.org.uk

Signed
Joe Jenkinson
Head of Planning and Building Control



Dated 06 February 2019

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.