



BARNSLEY
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: 2009/0328

To Mr Philip Atkinson
92 Wood Walk
Wombwell
Barnsley
South Yorkshire
S73 0NF

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 12 March 2009 and therein described as:- Fell Chestnut Tree T1 and Sycamore T29 and removal of Birch Trees T10, T11, T20 and Beech Tree T23 within Tree Preservation Order no. 5/80. at 94 Wood Walk, Wombwell, Barnsley, S73 0NF.

Grant consent for the removal of Birch Trees T10, T11, T20 and T23 and also the removal of the Chestnut Tree, T1 of TPO No. 5/80 is subject to compliance with the following conditions:-

- 1 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 in accordance with Policy GS22 of the adopted Unitary Development Plan and SPG9 (Trees and Hedgerows).

- 2 The proposed tree works should be completed within 2 years of the date of this consent. Replanting should be carried out in the planting season immediately following the tree felling; details of which shall be submitted in writing and approved by the Local Planning Authority.

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.

The reasons for the Council's decision to refuse consent for the removal of the Sycamore Tree T29 within TPO No. 5/80, as the tree is in good physiological and structural condition. is/are:-

- 1 In the opinion of the Local Planning Authority, the removal of the Sycamore Tree T29 within TPO No. 5/80, is not acceptable as the tree is in good physiological and structural condition.

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.