



TPO REFUSAL

TOWN AND COUNTRY PLANNING ACT 1990

TOWN AND COUNTRY PLANNING (TREE PRESERVATION ORDER) REGULATIONS 1999

APPLICATION NO. 2022/0901

To Mr Gary Howell
1 Pogmoor Lane
Pogmoor
Barnsley
S75 2LQ

In pursuance of its powers under the above-mentioned Act and Regulations the Barnsley Metropolitan Borough Council as the Local Planning Authority hereby **refuses consent** for the proposals the subject of the plan(s) and application registered by the Council on the 11/10/2022 and therein described as:- 25% reduction in height for 1 Beech and 1 Silver Birch as shown on plan within TPO 4/2004. 1 Pogmoor Lane, Pogmoor, Barnsley, S75 2LQ.

The reason(s) for the Council's decision to refuse planning permission is/are:

- 1 In the opinion of the Local Planning Authority, the works proposed do not comply with best practice as per BS3998:2010 in that the 25% reduction in height or topping would result in a significant loss of leafing material and would physically damage the trees and their long-term sustainability, and as such is unacceptable.

Pursuant to article 35 (2) of the Town and Country Planning (Development Management Procedure) Order 2015 (as amended), the Local Planning Authority have, where possible, made a pre-application advice service available, and otherwise actively engaged with the applicant in dealing with the application in a positive and proactive manner.

Signed

Dated: 7 July 2023

A handwritten signature in dark ink, appearing to read 'JM Jenkinson', written in a cursive style.

Joe Jenkinson
Head of Planning, Policy and Building Control

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.