
Delegated report Officer: Julie Marson

Application ref. DMOT/2021/1554

The felling and crown reduction of trees at 147 Main Street, Ticknall, Derby, DE73 7JF

Valid date: 08/10/2021

Consults expired: 09/11/2021

EIA development? No

Section 106 agreement? Not required

This decision is delegated to officers under the terms of the current Scheme of Delegation.

Relevant planning history

9/2013/0390 Application for various tree works - No objection to works 01.07.2013

Responses to consultations and publicity

Neighbour - They are in support of the application as they believe the silver birch are diseased and beyond their normal life span. They also believe that their property is at risk if these trees are not felled.

Relevant policy, guidance and/or legislation

The relevant Development Policies are:-

- Local Plan Part 1 (LP1): S1 (Sustainable Growth Strategy); BNE3 (Biodiversity), BNE4 (Landscape Character and Local Distinctiveness)
- Local Plan Part 2 (LP2): BNE7 (Trees, Woodland and Hedgerows)

The relevant local guidance is:

- Ticknall Conservation Area Character Statement

The relevant national policy and guidance is:-

- National Planning Policy Framework (NPPF)
- Planning Practice Guidance (PPG)

The relevant legislation is:

- The Town and Country Planning (Tree Preservation) Regulations 2012

Planning considerations

In taking account of the submitted documents and individual site circumstances, the main issues central to the determination of this application is whether the proposed works are appropriate, given the Conservation Area situation and whether public amenity offer is compromised, to the point where a Tree Preservation Order (TPO) is required.

Planning assessment

The silver birch trees are quite prominent within the public view, but the trees have moderate quality and as they are growing in a regimental line which has caused them to become drawn and leggy. This has an overall affect of a low value amenity level overall of the silver birch trees and with their poor stem tapers and poor crown forms with sparse lateral branch formation. With the plantation of the conifer trees this could have suppressed lower sections and have maybe added to the silver birch trees poor stem tapers. The reduction of the cypress by 4 meters of the crown will clear the neighbours roofs and they will still form a barrier between the property boundaries.

The Sycamore trees to be pruned by 2 meters would be pruned away from the neighbouring property and this would be acceptable and would only be of a short term impact.

With the removal of the Hawthorn tree this has low amenity value and with the other trees and woodland within the vicinity which have a higher amenity value, the site will not be left barren.

Overall the loss of the silver birch trees will be more on the street scene but are of limited value and

would not be worthy of a TPO. The other trees are of higher amenity value and it is considered the pruning works would not damage the long term health of the trees and is necessary tree management for the overall area.

Recommendation

No Objection

None of the other matters raised through the publicity and consultation process amount to material considerations outweighing the assessment of the main issues set out above, noting that conditions or obligations have been attached where meeting the tests for their imposition. Where relevant, regard has been had to the public sector equality duty, as required by section 149 of the Equality Act 2010 and to local finance considerations (as far as it is material), as required by section 70(2) of the Town and Country Planning Act 1990 (as amended), as well as climate change, human rights and other international legislation.

Recommendation made:	19/11/2021
Report agreed:	19/11/2021
Authorised officer:	Steffan Saunders
