
Delegated report Officer: Julie Marson

Application ref. DMOT/2021/1328

The pruning of ash tree at 2 Coton Road, Walton On Trent, Swadlincote, DE12 8NL

Valid date: 23/11/2021

Consults expired: 16/12/2021

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

9/2004/0147/TC Works to 2 Ash trees & removal of 1 Conifer tree - App STC 23.3.04
9/2015/0476 The felling and pruning of Trees - No Objection to works

Responses to consultations and publicity

Tree Officer - No objection - No issues with the notified crown reduction. Note: A crown reduction will not improve tree health or reduce damage by Ash Dieback, unless the tree is suffering from advanced decay.

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:

Walton on Trent 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 are 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 tree to which this application relates is located within Walton on Trent Conservation Area. The proposed works are to crown reduce an Ash tree as seen in the photograph supplied. It is considered the tree has amenity value. The tree is located in the side garden of the property and can be seen from the public realm. There are a number of trees within the immediate area and they have amenity value. The Ash tree has had previous works and it is considered that the crown reduction works are acceptable.

It is considered that the pruning works to the tree would not damage the long term health of the tree

and is tree management, therefore it is considered that the tree is not under threat as a result of the proposed works.

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:	22/12/2021
Report agreed:	24/12/2021
Authorised officer:	Emma Palmer-Barnes
