



South Derbyshire District Council

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Mr Stephen Copeland
23 Wallfields Close
Findern
Derby
DE65 6QL

Applicant:
Mr Stephen Copeland
23 Wallfields Close
Findern
Derby
DE65 6QL

Ref. No. 9/2016/0865

Town and Country Planning Act 1990

**DECISION ON AN APPLICATION FOR CONSENT TO CUT DOWN, TOP, LOP,
UPROOT OR OTHERWISE DESTROY A TREE OR TREES PROTECTED BY A
TREE PRESERVATION ORDER (SECTION 198)**

With respect to your application for **THE FELLING OF A SYCAMORE TREE COVERED BY SOUTH DERBYSHIRE DISTRICT COUNCIL TREE PRESERVATION ORDER NUMBER 417 AT 23 WALLFIELDS CLOSE FINDERN DERBY** contained in your application received 18/08/2016, the Council hereby gives notice that its decision is as follows:

CONSENT IS **REFUSED** subject to the following conditions:

1. The sycamore tree is a prominent in the public realm and makes a significant positive contribution to the visual amenity of the area. The removal of the tree would reduce that level of amenity in what is otherwise an urban context, whilst potentially undermining the health of the adjacent tree (of equal stature), given they exist as companions. Despite the reasons given to support its removal, the proposed felling is considered to be unacceptable and contrary to policy BNE4 of the Local Plan 2016, saved policy EV9 of the Local Plan 1998, emerging policy BNE7 of the Local Plan Part 2 and paragraphs 17, 109 and 118 of the National Planning Policy Framework.

You are advised:

Authorised Officer of the Council

Date: 12 October 2016

YOUR ATTENTION IS DRAWN TO THE ATTACHED NOTES



NOTES

Right of Appeal

If you disagree with the Council's decision to grant consent subject to condition(s) you can make an appeal. Your appeal should be made on the relevant Tree Preservation Order appeal form available from the Planning Inspectorate at: www.gov.uk/appeal-decision-about-tree-order.

Where possible appeals should be made electronically and guidance notes to accompanying the appeal form can be found on the above-mentioned webpage.

You may also obtain the relevant form by telephoning or writing to:

Environment Appeals
3/25 Hawk Wing
Temple Quay House
2 The Square
Temple Quay
Bristol
BS1 6PN

Telephone: 0303 444 5584

E-mail: environment.appeals@pins.gsi.gov.uk

The completed appeal form and any supporting documents must be received by the Planning Inspectorate:

- within 28 days of the date of the Council's decision, or any later date set out in it; or
- within 28 days from the date upon which the Council's 8 week determination period expires, or expiry of a longer period which has been agreed in writing, if the Council have failed to issue a notice.