

**REPORT FROM: PLANNING, BUILDING CONTROL & LICENSING SERVICES
MANAGER**

TO: COLNE AND DISTRICT COMMITTEE

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**APPLICATION FOR WORKS TO PROTECTED TREES
AT HEY ROYD, SKIPTON OLD ROAD, COLNE**

PURPOSE OF REPORT

To grant permission to elected member for work to protected trees.

RECOMMENDATIONS

Grant permission for the works with conditions (see paragraph 7 and 8)

REASONS FOR RECOMMENDATION

- (1) To retain and enhance a historical landscape features (kitchen and woodland gardens).
- (2) To retain the amenity, ecological value of the trees by promoting high standards of tree care.

ISSUE

1. The site of the kitchen garden (marked red on the plan) is dominated by self-seeded sycamore trees that have been allowed to grow out over the years.
2. The owner of the property wishes to restore the site back to a kitchen garden similar to what would have been on site during the Victorian Period.
3. The trees were inspected by the Principal Environment Officer and found to be in reasonable condition although they would not be considered good specimens.
4. During the inspection the Principal Environment Officer found that some trees in the woodland garden area (marked blue on the plan) required work/removal to make them safe.
5. The Principal Conservation Officer is supportive of the proposed works. Which will restore the kitchen garden to its original condition.

6. Colne Town Council made the following comment on the application:

'We support this proposal seeking to restore its natural beauty and heritage feel.'

7. The property belongs to an elected member of the Council and therefore requires the consent of the Area Committee in order to issue a consent notice.

8. Work required to the trees (see attached plan) would be:

Tree Number	Description
T1 – T6	Sycamore: All trees are self-seeders that have been allowed to grow out. Although these trees are large trees and provide some amenity value, they are poor specimens. Removal of these trees and stumps ground out will allow the restoration of the kitchen garden.
T7	Beech: Tree has advanced rot up the main stem through to the heartwood. Tree is a poor, leggy specimen that has become unsafe. Remove tree
T8	Ash: Tree is dead with advanced rot. Top of has already been lost to a height of 2.5 meters. Remaining stump has large scaffold branch protruding that is likely to break off and damage walling. Remove branch and retain stump for wildlife.
T9	Beech: Self-seed tree that is leggy. Dead. Remove tree.
T10	Beech: Tree has some occluded wounds that are showing signs of rot. Tree surgeon to carry out climbing inspection. Clean through canopy to remove any dead branches and those with weak unions. Tree surgeon to contact Principal Environment Officer should tree need removing following results of climbing inspection.

Conditions

9. To mitigate the loss of the two Beech the owner has agreed to plant 2 no. Hazel trees which will improve the diversity of species in the woodland garden, create an understory and have greater benefits of wildlife. This would be conditioned as part of the consent.

10. The consent would include standard conditions:

- The works hereby consented shall consist only of those detailed in the application, as qualified by these conditions, and shall be completed in their entirety.

Reason: To ensure the continued protection of the tree(s).

- All works shall be carried out by an appropriately experienced, qualified and insured tree surgeon.

Reason: To ensure high standards of tree care are maintained, promoting healthy, safe trees that continue to provide amenity and ecological value to the area and/or site.

- All works shall be carried out so as to conform to British Standard 3998:2010, *Tree Works – Recommendations*.

Reason: To ensure high standards of tree care are maintained, promoting healthy, safe trees that continue to provide amenity and ecological value to the area and/or site.

- If, within a period of two years from the completion of the development any of the trees or shrubs or planted in accordance with the Conditions, or any tree or shrub planted as a preplacement for any of those trees or shrubs, is cut down, felled, uprooted, removed, or destroyed, or dies, or becomes, in the opinion of the Council, seriously damaged or defected;
 - a) The Council shall be notified as soon as reasonably practicable;
 - b) Another tree or shrub of the same size and species shall be planted at the same location, at a time agreed in writing by the Council;

Unless the Council agrees in writing to dispense with or vary the requirement.

Reason: To ensure high standards of tree care are maintained, promoting healthy, safe trees that continue to provide amenity and ecological value to the area and/or site.

IMPLICATIONS

Policy:

Pendle Local Plan Part 1: Core Strategy – ENV1, Protecting and Enhancing Our Natural and Historic Environments

Financial:

None

Legal:

None

Risk Management:

Appellant can make a claim for loss, damage or injury caused by the refusal of the Council to grant permission to fell trees that are deemed dangerous.

Health and Safety:

None

Sustainability:

Carrying out work will promote the longevity of both the kitchen and woodland garden. Newly planted trees contribute to the mitigation of climatic change and provides habitat for wildlife.

Community Safety:

Equality and Diversity:

APPENDICES

Appendix 1 – Site plan.

LIST OF BACKGROUND PAPERS