

**PROPOSED:** CARRY OUT ROUTINE HEALTH AND CONDITION WORKS, REMOVAL OF CROSSING BRANCHES AND DEADWOOD AND TO PROVIDE LEGAL CLEARANCES OVER ROAD AND FOOTPATH AT 494 OUNDLE ROAD - 1 LIME TREE TPO REF 1991\_01

**REFERRED BY:** HEAD OF PLANNING, TRANSPORTATION & ENGINEERING.

**REASON:** APPLICANT IS EMPLOYED BY PCC AND MANAGES PCC TREE WORKS VIA ENTERPRISE PETERBOROUGH.

**CASE OFFICER:** JOHN WILCOCKSON

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**1 SUMMARY/OUTLINE OF THE MAIN ISSUES**

Application to carry out works to a Lime Tree protected by a Tree Preservation Order.

**2 DESCRIPTION OF SITE AND SURROUNDINGS**

Detached property with gardens fronting onto Oundle Road.

**3 CONSULTATIONS/REPRESENTATIONS**

**INTERNAL**

No internal consultations required

**EXTERNAL**

No comments received

**NEIGHBOURS**

No comments received

**COUNCILLORS**

No comments received

**4 REASONING**

Applicant is concerned for his liability with regards to the tree and wishes to carry out standard maintenance works as advised by the Planning Service.

**5 CONCLUSIONS**

It is the opinion of the Case Officer that the works should be granted consent for the following reasons:-

- The applicant sought advice from the Case Officer as to what works were required and appropriate.
- The works are deemed to be appropriate, will not affect the health of the tree nor detract from the visual amenity value that the tree currently provides. The works also demonstrate that the applicant is addressing his Duty of Care under Common law.
- The removal of deadwood is considered an exemption under the regulations and the provision of the legal clearances over the road (5.2m) and footpath (2.4m) cannot be reasonably be denied as these are a legal requirement.

The following 2 Conditions would be applied to any consent granted:-

- *The above treework, to which this permission relates, must be completed no later than the expiration of two years beginning with the date of this decision notice.*
- *All works shall be carried out to conform to British Standard 3998:2010, Recommendations for Tree Works.*

## **6 RECOMMENDATION**

The Head of Planning, Transport & Engineering recommends that this application be granted consent in terms of the above works.