

DELEGATED DECISION CHECKLIST AND REPORT

APPLICATION NO.	CASE OFFICER	DATE
23/00381/WTTPO	Chelsea Petrillo	17/08/2023

Address: 381 Bury And Rochdale Old Road Heywood Rochdale OL10 4AT

Proposal: Application for works to (T1- Ash Fell) withing Tree Preservation Order TPO 030

PUBLICITY	Weekly list expired?	N/A	Site notice expired?	N/A
	Neighbour letters expired?	N/A	Press Notice expired?	N/A

DELEGATION	Significant departure from local plan?	N	Contrary to national policy?	N
	Applicant a Council Member or officer?	N	Contrary to previous decision?	N
	Major with 10 or more objections and recommending approval?	N	Called in or Planning Panel objection?	N

COMMENTS	Planning Panel comments received?	N
	Neighbour comments received?	N

EIA	Screening opinion completed and saved to Onbase?	N
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CONDITIONS	Pre-commencement conditions proposed?	N
	Pre-commencement conditions agreed (or notification period expired)?	N/A

RECOMMENDATION	GRANT Subject to Standard Conditions
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CHECKED AND SIGNED OFF BY: TH **DATE:** 18/08/2023

SITE

The application relates to a Ash (T1) tree located in the rear garden of 381 Bury and Rochdale Old Road within the Bamford ward of Rochdale.

PROPOSAL

The proposal seeks consent for the felling of the T1 Ash tree due to excessive weight on co-dominant stems together with ash dieback disease.

RELEVANT PLANNING POLICY

National Guidance

National Planning Policy Framework (NPPF)

National Planning Practice Guidance (NPPG)

Adopted Rochdale Core Strategy (CS):

G7 – Increasing the value of biodiversity and geodiversity

RELEVANT SITE HISTORY

08/T0019 Proposed Works to Norway Maple Tree T1, Hawthorn Tree T2, Silver Birch T3, and Purple Beech Tree T4 Subject to Tree Preservation Order TPO 030
Granted October 2008

CONSULTATION RESPONSES

Tree Officer

I have looked at the above application, the tree is clearly suffering from Ash die-back and will continue to decline and become unsafe. Although the disease is at a relatively early stage I consider that it would be best to remove the tree now, before it becomes dangerous to climb / dismantle. Removal is therefore justified in the interests of good arboriculture practice, tree health and public safety.

It is a prominent tree in a sylvan landscape, so replacement planting should be sought. I'd recommend a Maple.

REPRESENTATIONS

In accordance with council policy on neighbour notification for this type of application, no letters of notification were sent to neighbouring properties.

ANALYSIS

In considering applications for works to protected trees, Government advice in paragraph 90 of the NPPG states:

"When considering an application the authority is advised to:

- assess the amenity value of the tree or woodland and the likely impact of the proposal on the amenity of the area;*
- consider, in the light of this assessment, whether or not the proposal is justified, having regard to the reasons and additional information put forward in support of it;*
- consider whether any loss or damage is likely to arise if consent is refused or granted subject to conditions;*
- consider whether any requirements apply in regard to protected species;*
- consider other material considerations, including development plan policies where relevant; and*
- ensure that appropriate expertise informs its decision."*

In considering whether there has to be an arboricultural need for proposed works to a TPO, paragraph 91 of the NPPG states:

“In general terms, it follows that the higher the amenity value of the tree or woodland and the greater any negative impact of proposed works on amenity, the stronger the reasons needed before consent is granted. However, if the amenity value is lower and the impact is likely to be negligible, it may be appropriate to grant consent even if the authority believes there is no particular arboricultural need for the work.”

With regard to the above, the main considerations in respect of this application are whether the proposal for works to the tree is justified in light of the assessment of the amenity value of the tree and whether the reasons for works are of sufficient standing to warrant the granting of consent.

To assess the acceptability of the proposal against the above considerations, the Council’s Tree Officer has been consulted. The Officer raised no objections to the application on Arboriculture grounds. The works are justified on the grounds of avoidance of harm to 381 Bury and Rochdale Old Road and in the interest of good arboriculture practice subject to the replacement planting of the tree, as conditioned below.

RECOMMENDATION

GRANT Subject to Standard Conditions

1. The tree works hereby approved shall not commence until details of the proposed replacement tree planting have been submitted to, and approved in writing by, the Local Planning Authority. The details shall specify species (native), planting sizes, spacing and numbers of trees (including tree pit specifications where appropriate), and must include a maintenance programme detailing all operations to be carried out in order to allow successful establishment of planting.

Planting shall be carried out in accordance with the approved details within the next planting season of the planning permission or in accordance with a timetable agreed in writing with the Local Planning Authority, following completion of the approved tree works. Any replacement trees which, within a period of 5 years from the date of planting, die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species, to be agreed in writing by the Local Planning Authority.

Reason: Insufficient information is contained within this submission and in the interest of ensuring that the replacement tree planting positively impacts on the significance of the non-designated heritage asset and the conservation area in accordance with Policies P2 and DM1 of the Rochdale Core Strategy.

Notes for Applicant:

For the avoidance of doubt, this Decision Notice relates to the following drawings / document(s):-

- LOCATION PLAN
- Photo T1 (Dated 14.04.2023)
- Photo T1 (Dated 14.04.2023)

Report Author Chelsea Petrillo