

DELEGATED DECISION CHECKLIST AND REPORT

APPLICATION NO.	CASE OFFICER	DATE
23/00213/WTTPO	Chelsea Petrillo	20 th April 2023

Address: 16 Kemp Avenue Rochdale OL11 4LR

Proposal: Works to T118 (Beech tree) to include crown lift & crown thin by 20% and removal of deadwood subject to Tree Preservation Order TPO146

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: 16.05.2023

SITE

The application relates to a T118 Beech mature tree (approx.28m in height) with an even spread crown located in the rear garden at 16 Kemp Avenue in the Bamford ward of Rochdale.

PROPOSAL

The proposal seeks consent for a crown lift removing only secondary branches and a crown thin of 20% to allow light to neighbouring properties through lifting the canopy and the removal of any deadwood.

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

13/00163/WTTPO - Crown thin by a maximum of 30% one Beech Tree (T118)
Subject To Tree Preservation Order No. 146. Approved with conditions, 16/04/2013

09/T0043 - Proposed Works To Beech Tree T118 Subject To Tree Preservation
Order Tpo 146. Approved with conditions, 18/06/2009

CONSULTATION RESPONSES

Tree Officer

I would raise no objections to this application.

Any approved works must be carried out in accord with BS 3998:2010

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 16 Kemp Avenue and in the interest of good arboriculture practice.

RECOMMENDATION

GRANT Subject to Standard Conditions

Notes for Applicant:

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

- LOCATION PLAN
- MINI TREE REPORT (DATED 01/03/2023)

Report Author Chelsea Petrillo