



**SOUTH  
KESTEVEN  
DISTRICT  
COUNCIL**

## Planning Committee

3 October 2024



### S24/1150

Proposal:	Application for works to 0JSX (T6) - Fagus Sylvatica - Crown Lift to maximum of 6m, 4m only over driveway and 0JSW (T7) - Fagus Sylvatica Purpurea - Crown lift to a maximum of 3m, bark wound <30%
Location:	Highgrove Gardens, Stamford, PE9 2GR
Applicant:	South Kesteven District Council
Application Type:	Works to TPO trees
Reason for Referral to Committee:	Council owned land
Key Issues:	Impact on the amenity of the area. Justification for the works

#### Report Author

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**Corporate Priority:**

**Growth**

**Decision type:**

**Regulatory**

**Wards:**

**Stamford St John's**

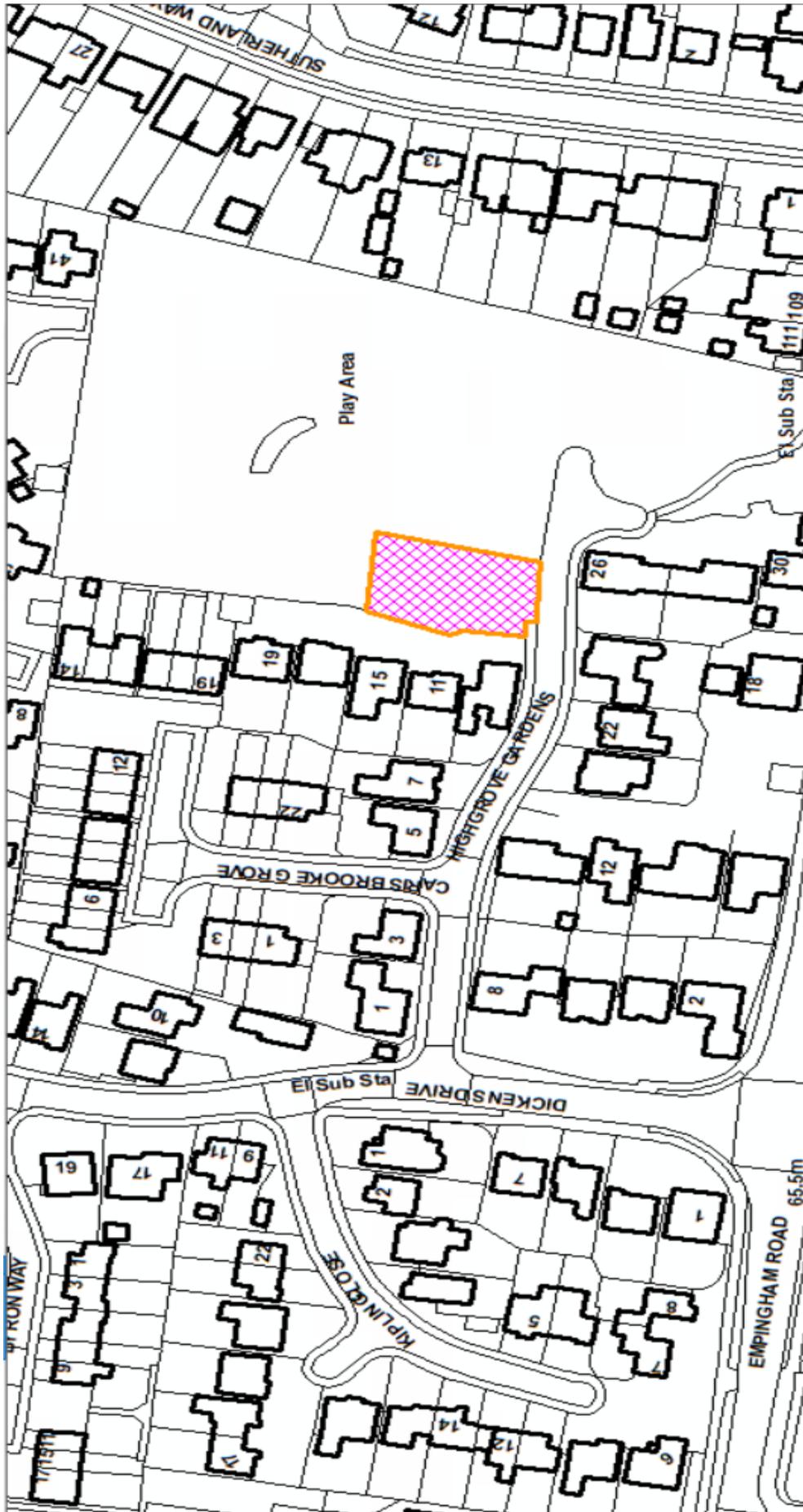
**Reviewed by:**

Phil Jordan, Development Management & Enforcement Manager

24 September 2024

#### Recommendation (s) to the decision maker (s)

To authorise the Assistant Director – Planning to GRANT Consent, subject to conditions.



Key



Application  
Boundary



## **1 Description of Site**

- 1.1 The application site is situated within the SKDC owned park off Highgrove Gardens, which is surrounded by residential development. The trees are protected by Tree Preservation Order number 268.

## **2 Description of proposal**

- 2.1 The proposal is to carry out various tree works to 0JSX (T6) - Fagus Sylvatica - Crown Lift to maximum of 6m, 4m only over driveway and 0JSW (T7) - Fagus Sylvatica Purpurea - Crown lift to a maximum of 3m, bark wound <30%

## **3 Consultation responses**

- 3.1 **Stamford Town Council** – No objections
- 3.2 No objections have been raised by members of the public.

## **4 Relevant Considerations**

- 3.1 South Kesteven District Council (SKDC) has a duty to assess the value of the tree/s subject to this application and the likely impact of the proposal on the amenity of the area. It must consider whether or not the proposal is justified having regard to the reasons put forward in support of it. The council must consider whether any loss or damage is likely to arise if consent is refused or granted subject to conditions and whether it will impact on the amenity of the area. In deciding an application SKDC are not required to have regard to the local development plan. Each application will be treated on its merits.

## **5 Evaluation**

- 5.1 The proposed works are recommended by the arborist, as part of the annual assessment of the trees.
- 5.2 The proposed tree works are a minor, reasonable and are justified. There would not be any harm to the visual amenity of the area as a result of the proposed works that are recommended to be undertaken in the interests of good arboricultural practice.
- 5.3 Subject to the conditions proposed it is considered that the works would not result in any harm to the visual amenity of the area and there would be clear public safety benefits from the proposed works.

## **6 Crime and Disorder**

- 6.1 It is considered that the proposal would not result in any significant crime and disorder implications.

## **7 Human Rights Implications**

- 7.1 Articles 6 (Rights to fair decision making) and Article 8 (Right to private family life and home) of the Human Rights Act have been taken into account in making this recommendation. It is considered that no relevant Article of that act will be breached.

## **8 Conclusion**

- 7.1 Taking the above into account, it is considered that the proposed tree works would be appropriate and would not result in any harm to the trees and amenity of the area and would provide a benefit from a public safety perspective.

## **9 Recommendation**

- 8.1 To authorise the Assistant Director-Planning to GRANT consent, subject to the following conditions:

- (1) Crown lifting shall be to a maximum height above ground level as described in the accompanying paperwork. This work shall involve the removal of low branches to the height specified and result in a tree of balanced appearance. Those branches to be removed shall be cut at their origin and all branch collars shall be left intact. Climbing irons or 'spikes' shall not be used and the works shall have regard to the BS3998 (2010) Tree Work-Recommendations.

Reason: In the interests of visual amenity and tree health and for the avoidance of doubt.

### **Standard Note(s) to Applicant:**

In reaching the decision the Council has worked with the applicant in a positive and proactive manner by determining the application without undue delay. As such it is considered that the decision is in accordance with paras 38 of the National Planning Policy Framework.

# TREE LOCATION PLAN

