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KIRKLEES COUNCIL - RESPONDING TO THE RECESSION VALIDATION CHECKLIST: SUPPLY 1 COPY (PLUS THE ORIGINAL)		

Application for tree works: works to trees subject to a tree preservation order (TPO) and/or notification of proposed works to trees in a conservation area.

Town and Country Planning Act 1990

You can complete and submit this form electronically via the Planning Portal by visiting www.planningportal.gov.uk/apply

Publication of applications on planning authority websites

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

Please complete using block capitals and black ink.

You must use this form if you are applying for work to trees protected by a tree preservation order (TPO). (You may also use it to give notice of works to trees in a conservation area).

It is important that you read the accompanying guidance notes before filling in the form. Without the correct information, your application / notice cannot proceed.

1. Applicant Name and Address

Title:	Miss	First name:	Helen
Last name:	O'Reilly		
Company (optional):			
Unit:		House number:	17
		House suffix:	
House name:	Cuckstool Road		
Address 1:	Denby Dale		
Address 2:			
Address 3:			
Town:	Huddersfield		
County:	West Yorkshire		
Country:	UK		
Postcode:	HD8 8RF		

2. Agent Name and Address

Title:	Miss	First name:	Helen
Last name:	O'Reilly		
Company (optional):			
Unit:		House number:	17
		House suffix:	
House name:	Cuckstool Road		
Address 1:	Denby Dale		
Address 2:			
Address 3:			
Town:	Huddersfield		
County:	West Yorkshire		
Country:	UK		
Postcode:	HD8 8RF		

3. Trees Location

If all trees stand at the address shown in Question 1, go to Question 4. Otherwise, please provide the full address/location of the site where the tree(s) stand (including full postcode where available)

Unit:		House number:	17	House suffix:	
House name:	The Old Mill				
Address 1:	Cuckstool Road				
Address 2:	Denby Dale				
Address 3:					
Town:	Huddersfield				
County:	West Yorkshire				
Postcode (if known):	HD8 8RF				

If the location is unclear or there is not a full postal address, either describe as clearly as possible where it is (for example, 'Land to the rear of 12 to 18 High Street' or 'Woodland adjoining Elm Road') or provide an Ordnance Survey grid reference:

Description:

Please refer to site plan and photos. The Oak Tree is on property 17 Cuckstool's Road Curtilage.

4. Trees Ownership

Is the applicant the owner of the tree(s): ☒ Yes ☐ No
If 'No' please provide the address of the owner (if known and if different from the trees location)

Title:	Miss	First name:	Helen
Last name:	O'Reilly		
Company (optional):			
Unit:	17	House number:	
House name:	The Old Mill		
Address 1:	Cuckstool Road		
Address 2:	Denby Dale		
Address 3:			
Town:	Huddersfield		
County:			
Country:			
Postcode:	HD8 8RF		

Telephone numbers

Country code:	National number:	Extension number:
Country code:	Mobile number (optional):	
Country code:	Fax number (optional):	
Email address (optional):		

5. What Are You Applying For?

Are you seeking consent for works to tree(s) subject to a TPO? ☒ Yes ☐ No

Are you wishing to carry out works to tree(s) in a conservation area? ☐ Yes ☒ No

6. Tree Preservation Order Details

If you know which TPO protects the tree(s), enter its title or number below.

TPO (ID57/80/t2) within the Kirklees Borough Council area

7. Identification Of Tree(s) And Description Of Works

Please identify the tree(s) and provide a full and clear specification of the works you want to carry out. Continue on a separate sheet if necessary. You might find it useful to contact an arborist (tree surgeon) for help with defining appropriate work. Where trees are protected by a TPO, please number them as shown in the First Schedule to the TPO where this is available. Use the same numbers on your sketch plan (see guidance notes).

Please provide the following information below : tree species (and the number used on the sketch plan) and description of works. Where trees are protected by a TPO you must also provide reasons for the work and, where trees are being felled, please give your proposals for planting replacement trees (including quantity, species, position and size) or reasons for not wanting to replant.

E.g. Oak (T3) - fell because of excessive shading and low amenity value. Replant with 1 standard ash in the same place.

Please refer to Site plan attached which indicates the Oak Tree we are concerned it falling down onto our property. Also please refer to email from Enzygo consultants and photographs.

Extract taken from Graham Bailey and the Arboricultural team at Enzygo:

Further to our conversation yesterday I am writing with regard to a supporting statement for your TPO works application on the Oak tree adjacent to your property under the area TPO (ID57/80/t2) within the Kirklees borough Council area. This statement is based on photograph observations (Photos attached) and consultation with our arboriculture team and a further site inspection would be required by the LPA tree officer to agree and confirm any works.

7. Identification Of Tree(s) And Description Of Works continued ...

The oak tree looks to have stem diameter of circa 900mm and a height of between 7-8m. It appears to be in good health although there is a significant lean towards the property (17 Cuckstool Road). Given its location (adjacent to a watercourse) the tree has an unbalanced root system which is vulnerable to scour from the water course. This could be further compromised in any flood or storm event destabilising the tree and causing it to fail due to its unbalanced root system. In turn this could present a significant risk to your property should the tree in its current form fall down.

Having consulted with our arboriculture team there are three options for works:

Remove the tree down to its stump and leave in situ so the roots maintain bank stability
Carry out a heavy reduction (essentially pollarding the tree) to remove the weight and loading pressures in the crown.
Cut back the tree to the first leader branch (circa 3.5-4m high) and leave in situ.

In all cases it is recommended to leave the tree base in situ to maintain the stability of the bank.

Having reviewed the situation in our opinion the most sensible approach would be option 3 as this would:

Significantly reduce the canopy weight and risk of failure.

Ensure the tree is of a height that does not pose a risk to damaging the property. (Subject to there being no basal issues such as rot, infections, parasitic fungus etc)

Allow retention of the tree which should be able to regrow with epicormic growth from the reduced area. Retaining it as a habitat feature

Be of a height that further maintenance is manageable by the property owner.

This would address the risk to property whilst retaining the tree and ensuring the root systems contribute to maintaining bank stability in this area. 

8. Trees - Additional Information

Additional information may be attached to electronic communications or provided separately in paper format.

For all trees

A sketch plan clearly showing the position of trees listed in Question 7 must be provided when applying for works to trees covered by a TPO. A sketch plan is also advised when notifying the LPA of works to trees in a conservation area (see guidance notes). It would also be helpful if you provided details of any advice given on site by an LPA officer.

For works to trees covered by a TPO

Please indicate whether the reasons for carrying out the proposed works include any of the following. If so, your application must be accompanied by the necessary evidence to support your proposals. (See guidance notes for further details)

1. **Condition of the tree(s)** - e.g. it is diseased or you have fears that it might break or fall:

If YES, you are required to provide written arboricultural advice or other diagnostic information from an appropriate expert.



Yes



No

2. **Alleged damage to property** - e.g. subsidence or damage to drains or drives.

If YES, you are required to provide for:



Yes



No

Subsidence

A report by an engineer or surveyor, to include a description of damage, vegetation, monitoring data, soil, roots and repair proposals. Also a report from an arboriculturist to support the tree work proposals.

Other structural damage (e.g. drains, walls and hard surfaces)

Written technical evidence from an appropriate expert, including description of damage and possible solutions.

Documents and plans (for any tree)

Are you providing separate information (e.g. an additional schedule of work for Question 7)?



Yes



No

If YES, please provide the reference numbers of plans, documents, professional reports, photographs etc in support of your application. If they are being provided separately from this form, please detail how they are being submitted.

Attached Site Plan, Photos and email from Arboricultural team at Enzygo.

9. Authority Employee / Member

With respect to the Authority, I am:

- (a) a member of staff (c) related to a member of staff
(b) an elected member (d) related to an elected member

Do any of these statements apply to you?

☐ Yes

☒ No

If Yes, please provide details of the name, relationship and role

10. Application For Tree Works - Checklist

Only one copy of the application form and additional information (Question 8) is required. Please use the guidance and this checklist to make sure that this form has been completed correctly and that all relevant information is submitted. Please note that failure to supply precise and detailed information may result in your application being rejected or delayed. You do not need to fill out this section, but it may help you to submit a valid form.

Sketch Plan

- A sketch plan showing the location of all trees (see Question 8)



For all trees

(see Question 7)

- Clear identification of the trees concerned
- A full and clear specification of the works to be carried out



For works to trees protected by a TPO

(see Question 7)

Have you:

- stated reasons for the proposed works?
- provided evidence in support of the stated reasons? in particular:
 - if your reasons relate to the condition of the tree(s) - written evidence from an appropriate expert
 - if you are alleging subsidence damage - a report by an appropriate engineer or surveyor and one from an arboriculturist.
 - in respect of other structural damage - written technical evidence
- included all other information listed in Question 8?



11. Declaration - Trees

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

Signed - Applicant:

Or signed - Agent:

Date (DD/MM/YYYY):

28.01.2021

(This date must not be before the date of sending or hand-delivery of the form)

12. Applicant Contact Details

Telephone numbers

Country code: National number: Extension number:

Country code: Mobile number (optional):

Country code: Fax number (optional):

Email address (optional):

13. Agent Contact Details

Telephone numbers

Country code: National number: Extension number:

Country code: Mobile number (optional):

Country code: Fax number (optional):

Email address (optional):

Electronic communication - If you submit this form by fax or e-mail the LPA may communicate with you in the same manner. (Please see guidance notes)