

Application No: **Y18/1223/FH**

TOWN AND COUNTRY PLANNING ACT 1990

Refusal of consent to carry out work to preserved trees

Mr Gavin Hammond
C/o Mr Gavin Hammond
GSH Tree Surgery
4 Elmsmead
Iden
Kent
TN31 7PU

Take notice that The Folkestone & Hythe District Council, the Local Planning Authority has considered your application and has **REFUSED CONSENT** for the following work:-

**and being FELLING OF A SILVER BIRCH SUBJECT OF TREE PRESERVATION
ORDER NO 20 OF 2006.**

situate at: 1 PRIORY CLOSE NEW ROMNEY KENT TN28 8HH

for the following reason:-

1. The justification submitted as part of the application to fell the Silver Birch tree is not considered to be sufficient to warrant the removal of the tree, and as such its removal would not be in the interests of good arboricultural practice. The tree has important amenity value and its removal without sufficient justification would therefore be contrary to saved policy BE17 of the Shepway District Local Plan Review which seeks to protect trees which are covered by a Tree Preservation Order.
2. It is considered that the Silver Birch tree, the subject of this application, makes a significant contribution to the character and visual amenity of the locality and is prominent within the street scene. The removal of the tree would be detrimental to the appearance of the area and would therefore be contrary to saved policies SD1 and BE17 of the Shepway District Local Plan Review.



Dated this 16th day of November 2018

Folkestone & Hythe District Council,
Civic Centre, Castle Hill Avenue,
Folkestone, Kent CT20 2QY

Lisette Patching
Development Management Manager

YOUR RIGHT OF APPEAL

If you are aggrieved by the Council's decision, you may appeal. If you want to appeal, you must do so by writing to the Planning Inspectorate, The Environment Team, Room 4/04, Kite Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN within 28 days from the date you receive this decision. The Planning Inspectorate has discretion to allow a longer period.

COMPENSATION

If you suffer any loss or damage which is caused or incurred in consequence of this refusal of consent, you are entitled (unless the Council has also issued an Article 5 Certificate and either no appeal is made against that Certificate or the Certificate is confirmed by the Planning Inspectorate) to recover from the Council compensation in respect of such loss or damage. If you wish to make a claim you must do so within 12 months from the date of this decision (or if you appeal to the Planning Inspectorate, within 12 months from the date of his decision). Claims should be submitted in writing to: The Solicitor to the Council, Civic Centre, Castle Hill Avenue, Folkestone, Kent CT20 2QY.