

**NOTIFICATION OF DECISION OF
THE LOCAL PLANNING AUTHORITY**

Date of Decision: 10 April 2024



Email: planning@folkestone-hythe.gov.uk

Mr Gavin Evans
Tag Trees Ltd
Unit 2b
Bowles Well Gardens
Folkestone
Kent
CT19 6PQ

**TOWN AND COUNTRY PLANNING ACT 1990 TOWN AND COUNTRY
PLANNING (TREE PRESERVATION) (ENGLAND) REGULATIONS 2012**

Application Number: 24/0345/FH

**Proposal: Works to trees subject of TPO No 06 of 1995 T1
Robinia fell**

Site Location: 84 Star Lane, Folkestone, CT19 4QQ

DECISION: APPROVE WITH CONDITIONS

Subject to the following conditions:

- 1 The work hereby permitted shall be begun before the expiration of two years from the date of this consent.

Reason: To enable the Council to consider the position again should the work not be carried out within the prescribed period.

- 2 The agreed works shall be carried out in accordance with British Standard 3998: 2010 (Tree Work - Recommendations) and comprise of the following:

Subject of TPO No. 6 of 1995 - Felling of a Robina Tree

Reason: To ensure that the works are carried out in accordance with good practice in accordance with relevant local policy.

- 3 Details of the species, size and type of the replacement tree and its intended location shall be submitted to and approved by the Local Planning Authority. The replacement trees shall be a native, deciduous species and will need to be planted during the first planting season (November to March) unless otherwise agreed in writing with the Local Planning Authority. Planting shall take place in accordance with the approved details.

Reason: To ensure that suitable choices are made in terms of tree planting with the curtilage of 84 Star Lane and for the protection of the wider tree cover within the immediate area.

- 4 The new tree planted shall be maintained for a period of three years from the planting date. If they fail within that time, they shall be replaced at the householder's expense with the relevant specimen/s agreed under Condition 3 of this permission.

Reason: To promote the successful establishment of the replacement trees.

Informatives and notes

- 1 Care should be taken to consider nesting birds between March and September as in accordance with the Wildlife and Countryside Act 1981 (as amended) and also the need to consider the protection of any roosting or foraging bats afforded protection under the Wildlife and Countryside Act 1981 (as amended) and the Conservation of Habitats and Species Regulations (2017) (as amended).

A handwritten signature in black ink, appearing to be 'H. G. G.', written in a cursive style.

Issued by the Chief Planning Officer

This decision notice consists of 3 pages

YOUR RIGHT OF APPEAL

If you are aggrieved by the Council's decision to grant consent subject to the above conditions, you may appeal against any or all of the conditions to the Planning Inspectorate. 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 grant of consent, subject to conditions, 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.