

FALMOUTH TOWN COUNCIL

Minutes of a Meeting of the Planning Committee held on Monday 23rd December 2019 in the Atherton Suite, The Old Post Office, Falmouth at 6.00 pm.

Present: Councillors A J Jewell CC (Chair), J M Spargo (Vice-Chair),
R J Bonney, G G Chappel, S D Eva, M C Morgan and R J O'Shea.

Councillor Evans CC MBE also attended.

In Attendance: AM Williams (Town Clerk)
V Rogers (Administration Officer)
Councillor J Kirkham (Cornwall Council)

P5617 APOLOGIES

None.

P5618 INTERESTS

None.

P5619 MINUTES

It was proposed by Councillor Chappel seconded by Councillor Morgan and

RESOLVED that the minutes of the meetings of the Committee held on 11th November 2019 and 2nd December 2019 be approved as correct records of the proceedings and signed by the Chairman.

P5620 PLANNING APPLICATIONS

Members considered a list of planning applications which had been commented on by the Chairman and Vice-Chairman, under the delegated procedure agreed in accordance with Minute 6/2474 of the meeting held on the 3rd April 2000 and amended by Minute P3017.

It was proposed by Councillor Eva, seconded by Councillor Bonney and

RESOLVED that the observations set out in Appendix I, which forms part of these minutes be approved and adopted as the observations of the Town Council.

Members considered a list of planning applications not dealt with under the delegated procedure outlined above. The Chairman and Town Clerk reported in respect of those applications as appropriate.

It was proposed by Councillor Eva, seconded by Councillor O'Shea and

RESOLVED that the Town Council makes the observations set out in Appendix II which forms part of these minutes.

P5621 CORNWALL SITE ALLOCATIONS DEVELOPMENT PLAN DOCUMENT (ADOPTED NOVEMBER 2019)

Members duly noted that Cornwall Council adopted the Cornwall Site Allocations Development Plan Document on 26th November 2019.

P5622 WITHDRAWN APPLICATION

PA19/08639 - Replace timber casement windows with double glazed, externally lockable timber casements to match the style of the existing on north elevation. University College Falmouth, 27 Woodlane, Falmouth

PA19/07489 – Removal of existing garage and construct new self contained unit of accommodation. 25 Bar Terrace, Bar Road, Falmouth

PA19/09761 – Listed building consent to install a top-hung flush-fitting conservation roof light into the pitched slate roof on the east elevation. Grovehill House, Flat 5, Grovehill Crescent, Falmouth

PA19/08013 – To replace, the existing windows, front and back doors, to replace them with white double glazed UPVC. 10 Trelawney Road, Falmouth.

Members duly noted the Withdrawn Applications.

P5623 HIGHWAYS/TRAFFIC MANAGEMENT/ROAD SAFETY

Road Traffic Regulation Act 1984 S14: Temporary Prohibition of Traffic: Church Street, Falmouth between the junction of Arwenack Street and property no, 58 from 6th January 2020 to 27th March 2020 (24 hours) for Western Power to carry out works to their apparatus.

Road Traffic Regulation Act 1984 S14: Temporary Prohibition of Traffic: Berryman Crescent, Falmouth from 21st January 2020 to 16th March 2020 (24 hours) for South West Water to carry out works to their apparatus.

Members duly noted the road closures.

Cornwall Council Highways Act 1980 – section 278. Development at Bickland Water Road, Falmouth. Developer: Falmouth Developments Ltd (31-32)

Members duly noted that roads coloured pink on the attached schedule became highways maintainable at the public expense on 29th November 2019.

P5624 DECISION NOTICES

Members duly received and noted a list of recent planning decisions made by Cornwall Council.

P5625 ANY OTHER BUSINESS THAT THE CHAIRMAN CONSIDERS TO BE OF URGENCY

None.

There being no further business the Chairman declared the meeting closed at 6.30p.m.

Signed: Dated:

- 7. Penwerris** **PA19/10228** **Mr Olly Spinks**
(Case Officer: Ellis Crompton-Brown. 01872224453, Ellis.Crompton-Brown@cornwall.gov.uk)
Internal alterations and renovation works to the rear of the property and change of use and renovation of separate coach house into a separate unit of accommodation.
Tamaris, 2 Tehidy Terrace, Falmouth

No objections. Neighbourhood Development Plan Policies DG4 and DG7 apply and the applications conform.

- 8. Penwerris** **PA19/10229** **Mr Olly Spinks**
(Case Officer: Ellis Crompton-Brown. 01872224453, Ellis.Crompton-Brown@cornwall.gov.uk)
Listed building consent for internal alterations and renovation works to the rear of the property and change of use and renovation of separate coach house into a separate unit of accommodation.
Tamaris, 2 Tehidy Terrace, Falmouth

No objections. Neighbourhood Development Plan Policies DG4 and DG7 apply and the applications conform.

- 9. Smithick** **PA19/10326** **Mr & Mr J Plant**
(Case Officer: Hayley Wray, 01872 224692 hwrays@cornwall.gov.uk)
Proposal for loft conversion including rear and front dormers, replacement windows, and alteration to the existing fenestration.
1A Clare Terrace, Falmouth

No objection.

- 10. Arwenack** **PA19/10422** **Ms Sinclair**
(Case Officer: Hayley Wray, 01872 224692 hwrays@cornwall.gov.uk)
Ground floor single storey extension to rear of property and alterations to existing rear roof dormer, to form a balcony with French doors.
8 Gyllyngvase Terrace, Falmouth

No objection.

- 11. Penwerris** **PA19/10487** **Mr Keith Hancock**
(Case Officer: Hayley Wray, 01872 224692 hwrays@cornwall.gov.uk)
Proposed replacement of an existing roof terrace conservatory. New conservatory to be slightly larger but reduced height.
Admirals Quay, 3 Packet Quays, Falmouth

No objection.

APPENDIX II

1. **Arwenack** **PA19/09667** **Mr Steve Shephard**
(Case Officer: Ellis Crompton-Brown, 01872224453, Ellis.Crompton-Brown@cornwall.gov.uk)
Demolition of existing part timber frame part block built structure and construction of new split level two-storey building.
Hooked On The Rocks Swanpool Road Falmouth.

Refuse due to inappropriate design that is detrimental to the coastal setting and is contrary to the Neighbourhood Development Plan (Policies DG4 and DG8). There is no evidence supplied as required by Policy DG2 on conformance to the Cornwall Council Design Guide.

2. **Constantine, Mawnan And Budock** **PA19/10381** **Barratt David Wilson**
(Case Officer: Mark Ball, 01726 223495, Mark.Ball@cornwall.gov.uk)
Detailed planning application for the erection of 138 residential dwellings (including affordable housing) with associated access, estate roads, car parking, infrastructure and open space.
Pen Bethan Hillhead Road Kergilliack Budock

Refuse an uninspired layout and design with insufficient infrastructure consideration for Falmouth, more so as it exceeds the DPD allocation.

3. **Smithick** **PA19/08590** **Ms Nicole De Borchgrave**
(Case Officer: Hayley Wray, 01872 224692 hwray@cornwall.gov.uk)
Proposed garage.
14 Kimberley Park Road, Falmouth

Support on condition that the garage remain non-residential and ancillary to the main residence.

4. **Arwenack** **PA19/10409** **Mrs Gilchrist**
(Case Officer: Hayley Wray, 01872 224692 hwray@cornwall.gov.uk)
Proposed extension above existing ground floor extension.
Villa Rosa, 17 Boscawen Road, Falmouth

Refuse due to the detrimental impact on the residential amenities of occupiers of neighbouring properties, and a detrimental visual impact of the development in the setting.

5. **Smithick** **PA19/10455** **Mr & Mrs Shepherd**
(Case Officer: Hayley Wray, 01872 224692 hwray@cornwall.gov.uk)
Proposed installation of dropped kerb and conversion of garden into parking area.
11A Kimberley Park Road Falmouth.

Refuse as contrary to Policy 27 of the Cornwall Local Plan and Paragraph 108 of the National Planning Policy Framework and due to concerns on highways safety and the visual impact. The Council was concerned that the proposal would remove all of the garden provision.

TOWN AND COUNTRY PLANNING ACT 1971
FOR SUBMISSION TO THE COUNCIL ON 23RD DECEMBER 2019

Mr Dom Higgins	Replacement of existing garden building with an ancillary accommodation unit for the use of visiting family and some paying guests. 32 Kimberley Park Road, Falmouth PA19/05792	Approved*
Mr James Mack	Works to various trees T1-T12. 15 Tresahar Road, Falmouth PA19/09331	Approved*
Mr George Crossley	Works to trees namely T1 and T2 – 2 x mature Norway Maple – crown lift subject to a Tree Preservation Order. 37 Longfield, Falmouth PA19/09504	Approved*
Mr Peter Churchill	Temporary siting of a tennis coaching building associated with tennis club facilities associated with St Michaels Resort. Maximum consent period sought will be 3 years from consent. Gyllyngvase Tennis Courts, Queen Mary Road, Falmouth PA19/03531	Refused
Mrs L Brammer	Conversion of garage into self contained accommodation with new entrance door and window. 1 Pengarth Rise, Falmouth PA19/05535	Approved
Mr David Lemon	Retrospective application for advertisement consent for proposed fascia sign. The Old Post Office, The Moor, Falmouth PA19/07154	Approved
J Perkins	Proposed infill development of a 2 storey townhouse. Land Adjacent Bakers Loft, New Street, Falmouth PA19/07519	Approved
J Perkins	Listed building consent for proposed infill development of a 2 storey townhouse. Land Adjacent Bakers Loft, New Street, Falmouth PA19/07520	Approved
Mr Simon Ewart	General refurbishment of grade II listed building including new internal connection to basement. Ground Floor Flat, 39 Woodlane, Falmouth PA19/07710	Approved

Mr Simon Ewart	Listed Building Consent for general refurbishment of grade II listed building including new internal connection to basement. Ground Floor Flat, 39 Woodlane, Falmouth PA19/07711	Approved
Mr Jon Henry Seasalt Ltd	5 bay modular unit for meeting room and studio space. Land Adjacent Unit 10B Falmouth Business Park, Bickland Water Road, Falmouth PA19/07749	Approved
Mr Richard Barham	Change of use from A1, B1 & B8 to only B1 use. Minor alterations and complete refurbishment of existing building. 21-24 Killigrew Street, Falmouth PA19/07774	Approved
Mr Dan Thompson	Refurbishment and provision of a rear extension and alterations at roof level to provide daylight and ventilation to rear second floor bedroom. 16 Arwenack Street, Falmouth PA19/07882	Approved
Arwenack Hotel Ltd	Change of use from apartment (Use Class C3) and 12 bedroom hotel (Use Class C1) to large house in multiple occupation (Sui Generis) comprising of 5 no. flats. Arwenack Hotel, 27 Arwenack Street, Falouth PA19/08088	Refused
Mr Arvinder Sing Bains	Proposal for the erection of two storey front and single storey rear extensions; installation of new windows; alterations. 8 Tall Ships Close, Falmouth PA19/08293	Approved
Mrs Sandra Clarke	Certificate of lawfulness for existing use as two self-contained flats. 7 Marine Crescent, Falmouth PA19/08532	Approved
Mr Graham Parker	Enlargement of existing approved rear dormer window extension to the rear with side glazing. 2 Clifton Terrace, Falmouth PA19/08554	Approved
Mr Philip Watkins	Single storey extension and conversion of integrated garage. 11 De Pass Gardens, Falmouth PA19/08665	Approved
Mr Tony Pipkin	Proposal to reduce radial spread of Ash to north by 2m. St Marys Catholic Primary School, Mongleath Road, Falmouth	Approved

	PA19/08950	
Mr Malcolm Jenkin	Proposal for a kitchen extension, raised garden terrace and first floor balcony. Freshwaters, 19 Silverdale Road, Falmouth PA19/08985	Approved
Mr & Mrs Tranter	Replacement garage to rear of property. 12 Harbour Terrace, Falmouth PA19/09020	Approved
Mr Foley	Removal of T1 (Poplar). 1 Grovehill Crescent, Falmouth PA19/09354	Approved
Mr Drodge	Proposed single storey flat roof extension with roof lantern. 10 Tresahar Gardens, Falmouth PA19/09375	Approved
Mr Ray Langstaff	Non-material amendment in respect of decision notice PA19/04559 to alter gable end elevation to Cedral weatherboard instead of render. 115 Boslowick Road, Falmouth PA19/09479	Refused
Mrs V Bacon	Works to trees namely T1 – lime – crown reduction. 1 Boslowick Road, Falmouth PA19/09581	Approved

Cornwall Council

Pydar House Pydar Street Truro Cornwall TR1 1XU

Email: planning@cornwall.gov.uk

Tel: 0300 1234151

Web: www.cornwall.gov.uk



Application number: PA19/05792

Agent:

Mod Box Spaces - Mr Constant
40 Normandy Way
Bodmin
PL31 1EX

Applicant:

Mr Dom Higgins
32 Kimberley Park Road
Falmouth
Cornwall
TR11 2DB

**Town And Country Planning Act 1990 (As Amended)
Town And Country Planning (Development Management Procedure) (England)
Order 2015**

Grant of Conditional Planning Permission

CORNWALL COUNCIL, being the Local Planning Authority, **HEREBY GRANTS CONDITIONAL PERMISSION**, subject to the conditions set out on the attached schedule, for the development proposed in the following application received on 4 July 2019 and accompanying plan(s):

Description of Development: Replacement of existing garden building with an ancillary accommodation unit for the use of visiting family and some paying guests

Location of Development: 32 Kimberley Park Road Falmouth Cornwall TR11 2DB

Parish: Falmouth

YOUR ATTENTION IS DRAWN TO THE ATTACHED NOTES.

DATED: 27 November 2019

Louise Wood - Service Director Planning and Sustainable Development

SCHEDULE ATTACHED TO APPLICATION & DECISION NO: PA19/05792

CONDITIONS:

- 1 The development hereby permitted shall be begun before the expiration of 3 years from the date of this permission.

Reason: In accordance with the requirements of Section 91 of the Town and Country Planning Act 1990 (as amended by Section 51 of the Planning and Compulsory Purchase Act 2004).

- 2 The development hereby permitted shall be carried out in accordance with the plans listed below under the heading "Plans Referred to in Consideration of this Application".

Reason: For the avoidance of doubt and in the interests of proper planning.

- 3 The development hereby permitted shall only be occupied:

i) by members of the family or non-paying guests of the occupiers of the dwelling known as 32 Kimberley Park Road and shall not be used at any time as a separate residential unit of accommodation; or

ii) as a holiday letting unit which shall be used for holiday accommodation ancillary to the host dwelling known as 32 Kimberley Park Road and for no other purpose, including any purpose in Class C3 of the Schedule to the Town and Country Planning (Use Classes) Order 1987 (as amended). As a holiday let, the unit shall not be occupied by any one person for more than 28 days in any calendar year. The dwelling known as 32 Kimberley Park Road and the letting unit shall be maintained as a single planning unit. The owner shall keep an up-to-date written register of the details of all occupiers of the letting unit, including their names and main home addresses, and shall make it available for inspection by the Local Planning Authority at all reasonable times.

Reason: The Local Planning Authority considers that the holiday letting unit hereby permitted would be inappropriate for occupation independent of the host dwelling, by virtue of the physical relationship between the two and shared access and car parking facilities which would create inadequate levels of residential amenity for the occupiers of both, and in accordance with the aims and intentions of policies 5 and 12 of the Cornwall Local Plan Strategic Policies 2010 - 2030 and paragraph 127 of the National Planning Policy Framework 2019.

- 4 Prior to the first occupation of the development hereby permitted, details (including scaled drawings) of the proposed height, siting, appearance and construction of all boundary treatments (means of enclosure) shall be submitted to and approved in writing by the Local Planning Authority. The approved boundary treatment (means of enclosure) shall then be completed in accordance with the approved details prior to the first occupation of the development.

DATED: 27 November 2019

Louise Wood - Service Director Planning and Sustainable Development

SCHEDULE ATTACHED TO APPLICATION & DECISION NO: PA19/05792

The boundary treatment (means of enclosure) shall not thereafter be altered or removed, other than by necessary replacement.

Reason: In the interests of visual and residential amenities, ensuring there is no significant risk from loss of privacy to the occupiers of the properties known as 34 Kimberley Park Road and in accordance with policies 1, 2 and 12 of the Cornwall Local Plan Strategic Policies 2010 - 2030 and Paragraphs 124 and 127 of the National Planning Policy Framework 2019.

YOUR ATTENTION IS DRAWN TO THE ATTACHED NOTES.

DATED: 27 November 2019

Louise Wood - Service Director Planning and
Sustainable Development

SCHEDULE ATTACHED TO APPLICATION & DECISION NO: PA19/05792

PLANS REFERRED TO IN CONSIDERATION OF THIS APPLICATION:

Block Plan A100-Existing Site Plan received 03/09/19
Block Plan A100-Proposed Site Layout received 17/10/19
Proposed 2018-049/01 received 04/07/19
Proposed 2018-049/02 received 04/07/19
Proposed 2018-049/03 received 04/07/19
Proposed 2018-049/04 received 04/07/19
Proposed 2018-049/05 received 03/09/19

ANY ADDITIONAL INFORMATION:

- Please note that the proposed development is not liable for a charge under the Community Infrastructure Levy (CIL) Regulations 2010 (as amended) because it is (delete as applicable)
 - o less than 100m² of new build that does not result in the creation of a dwelling, and therefore benefits from Minor Development Exemption under CIL Regulation 42.
 - o development of building(s) into which people do not normally go or only go intermittently for the purpose of maintaining or inspecting machinery.
 - o development of building(s) for which planning permission is granted for a limited period.
 - o a reserved matters application for development with an existing outline permission granted before the implementation of CIL.
 - o a variation of condition with no increase in floor space on an existing permission granted before the implementation of CIL.
 - o creation of two or more dwellings from a single existing dwelling with no increase in floorspace.

DATED: 27 November 2019

Louise Wood - Service Director Planning and Sustainable Development

Mod Box Spaces - Mr Constant
40 Normandy Way
Bodmin
PL31 1EX

Your ref:
My ref: PA19/05792
Date: 27 November 2019

Dear Sir/Madam

**Replacement of existing garden building with an ancillary accommodation unit
for the use of visiting family and some paying guests
32 Kimberley Park Road Falmouth Cornwall TR11 2DB**

With reference to this planning application, I enclose the Decision Notice granting permission.

If conditions have been included that must be complied with before the commencement of the development, e.g. "No development shall commence before ...", and this is not done, the development cannot be validly commenced even if it is within the time limit set by Condition.

If details are required I look forward to receiving them. Application forms can be found on <http://planningportal.co.uk/>. Your attention is drawn to the fees to discharge planning conditions under The Town and Country Planning (Fees for Applications, Deemed Applications, Requests and Site Visits) (England) Regulations 2012:

£116 (per request) for applications not falling within fee categories 6 or 7 (non-householder applications)

£34 (per request) where the request relates to an application for works to an existing dwelling, or within the curtilage of such, falling within fee categories 6 or 7 (householder applications only)

You may wish to take the opportunity to submit details to discharge more than one condition per request.

Yours faithfully

Hayley Wray

**Development Officer
Planning and Sustainable Development Service
Tel: 01872 224692**



Cornwall Council

Pydar House Pydar Street Truro Cornwall TR1 1XU

Email: planning@cornwall.gov.uk

Tel: 0300 1234151

Web: www.cornwall.gov.uk



Application number: PA19/09331

Applicant:

Mr James Mack
15 Tresahar Road
Falmouth
Cornwall
TR11 4EE

**Town And Country Planning Act 1990 (As Amended)
Town And Country Planning (Trees) Regulations 1999**

Notice of Consent for the Felling, Topping or Lopping of Trees and Woodlands

CORNWALL COUNCIL, being the Local Planning Authority, **HEREBY CONSENTS** to the works proposed in the following application received on 24 October 2019 and accompanying plan(s):

Description of Development: Works to various trees T1-T12

Location of Development: 15 Tresahar Road
Falmouth
Cornwall
TR11 4EE

Parish: Falmouth

YOUR ATTENTION IS DRAWN TO THE ATTACHED NOTES.

DATED: 25 November 2019

Louise Wood - Service Director Planning and
Sustainable Development

SCHEDULE ATTACHED TO APPLICATION & DECISION NO: PA19/09331

CONDITIONS:

- 1 The tree work hereby granted consent shall be completed before the expiration of two years from the date of this consent.

Reason: To ensure that consented works remain consistent with current best practice and to protect public amenity.

- 2 All work granted by this consent shall be implemented in accordance with good arboricultural practice as specified by BS 3998 - Recommendations for Tree Work.

Reason: In the interests of good arboricultural practice and public amenity.

- 3 Within one year of the felling of the tree hereby permitted (T2), one 1.75 - 2.00 metre high feathered whip Malus Tchonowskii tree shall be planted within two metres of the stump of the felled tree. The replacement tree shall be retained and if it is removed, becomes seriously damaged or diseased or dies within 5 years of planting, it shall be replaced with the same species and specification.

Reason: In the interests of visual and residential amenity and in accordance with the aims and intentions of paragraph 127 of the National Planning Policy Framework 2019 and Policy 23 of the Cornwall Local Plan Strategic Policies 2010-2030.

- 4 Within one year of the felling of the tree hereby permitted (T11), one 1.75 - 2.00 metre high feathered whip Ginkgo biloba tree shall be planted within two metres of the stump of the felled tree. The replacement tree shall be retained and if it is removed, becomes seriously damaged or diseased or dies within 5 years of planting, it shall be replaced with the same species and specification.

Reason: In the interests of visual and residential amenity and in accordance with the aims and intentions of paragraph 127 of the National Planning Policy Framework 2019 and Policy 23 of the Cornwall Local Plan Strategic Policies 2010-2030.

- 5 Within one year of the felling of the tree hereby permitted (T12), one 1.75 - 2.00 metre high feathered whip Ginkgo biloba tree shall be planted within two metres of the stump of the felled tree. The replacement tree shall be retained and if it is removed, becomes seriously damaged or diseased or dies within 5 years of planting, it shall be replaced with the same species and specification.

Reason: In the interests of visual and residential amenity and in accordance with the aims and intentions of paragraph 127 of the National Planning Policy

DATED: 25 November 2019

Louise Wood - Service Director Planning and Sustainable Development

SCHEDULE ATTACHED TO APPLICATION & DECISION NO: PA19/09331

Framework 2019 and Policy 23 of the Cornwall Local Plan Strategic Policies 2010-2030.

ANY ADDITIONAL INFORMATION:

- Care should be taken during any felling operation or surgery works to trees, to avoid damage or disturbance to birds during the nesting season. In Cornwall this can typically be from February to August, with many species producing second to third broods in appropriate habitat. Under the terms of the Wildlife and Countryside Act 1981 (As Amended in 1986 and 1991) Part 1 (1), it is an offence intentionally to take, damage or destroy any wild birds or its nest while being built or in use, or to take or destroy its eggs or chicks.

It is also an offence to kill, injure or take a bat or recklessly damage, destroy or obstruct access to any place that a bat uses for shelter or protection. Under the Habitat Regulations it is an offence to damage or destroy a breeding site or resting place of any bat.

PLANS REFERRED TO IN CONSIDERATION OF THIS APPLICATION:

**DATED: 25 November
2019**

IDOX/ACTPOZ

Louise Wood - Service Director Planning and
Sustainable Development

Cornwall Council

Pydar House Pydar Street Truro Cornwall TR1 1XU

Email: planning@cornwall.gov.uk

Tel: 0300 1234151

Web: www.cornwall.gov.uk



Application number: PA19/09504

Agent:

Expertrees Ltd
1 St Peters Way
Porthleven
TR13 9AX

Applicant:

Mr George Crossley
37, Longfield
Falmouth
TR11 4SJ

**Town And Country Planning Act 1990 (As Amended)
Town And Country Planning (Trees) Regulations 1999**

Notice of Consent for the Felling, Topping or Lopping of Trees and Woodlands

CORNWALL COUNCIL, being the Local Planning Authority, **HEREBY CONSENTS** to the works proposed in the following application received on 30 October 2019 and accompanying plan(s):

Description of Development: Works to trees namely T1 and T2 - 2 x mature Norway Maple - crown lift subject to a Tree Preservation Order

Location of Development: 37 Longfield
Falmouth
TR11 4SJ

Parish: Falmouth

YOUR ATTENTION IS DRAWN TO THE ATTACHED NOTES.

DATED: 2 December 2019

Louise Wood - Service Director Planning and Sustainable Development

SCHEDULE ATTACHED TO APPLICATION & DECISION NO: PA19/09504

CONDITIONS:

- 1 The tree work hereby granted consent shall be completed before the expiration of two years from the date of this consent.

Reason: To ensure that consented works remain consistent with current best practice and to protect public amenity.

- 2 All work granted by this consent shall be implemented in accordance with good arboricultural practice as specified by BS 3998 - Recommendations for Tree Work.

Reason: In the interests of good arboricultural practice and public amenity.

ANY ADDITIONAL INFORMATION:

- Care should be taken during any felling operation or surgery works to trees, to avoid damage or disturbance to birds during the nesting season. In Cornwall this can typically be from February to August, with many species producing second to third broods in appropriate habitat. Under the terms of the Wildlife and Countryside Act 1981 (As Amended in 1986 and 1991) Part 1 (1), it is an offence intentionally to take, damage or destroy any wild birds or its nest while being built or in use, or to take or destroy its eggs or chicks.

It is also an offence to kill, injure or take a bat or recklessly damage, destroy or obstruct access to any place that a bat uses for shelter or protection. Under the Habitat Regulations it is an offence to damage or destroy a breeding site or resting place of any bat.

PLANS REFERRED TO IN CONSIDERATION OF THIS APPLICATION:

DATED: 2 December 2019

Louise Wood - Service Director Planning and Sustainable Development