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 eastdevon.gov.uk/planning

Blackdown House, Border Road,
 Heathpark Industrial Estate,
 Honiton, EX14 1EJ

**For office
 use only**

Application no.

Date received

Fee received

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 (as amended)

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.

Tree Location

Please provide the address of the site where the tree(s) stands (full address if possible)

Number

Suffix

Property Name

Trevine

Address Line 1

Oakhayes Road

Address Line 2

Address Line 3

Devon

Town/city

Woodbury

Postcode

EX5 1JT

Description of site location must be completed if postcode is not known:

Easting (x)

300966

Northing (y)

87279

If the location is unclear or there is not a full postal address, describe as clearly as possible where it is

(for example, 'Land to rear of 12 to 18 High Street' or 'Woodland adjoining Elm Road')

Applicant Details

Name/Company

Title

Dr

First name

Carolyn

Surname

Charman

Company Name

Royal Devon University Healthcare Foundation Trust

Address

Address line 1

Trevine

Address line 2

Oakhayes Road

Address line 3

Woodbury EX51JT

Town/City

Woodbury

County

Country

United Kingdom

Postcode

EX51JT

Are you an agent acting on behalf of the applicant?

Yes

No

Contact Details

Primary number

***** REDACTED *****

Secondary number

Fax number

Email address

What Are You Applying For?

Based on the type of work proposed and the location and protected status of the trees involved, there are various details and supporting information that will need to be supplied in order for the Local Planning Authority to determine the application.

Are you seeking consent for works to tree(s) subject to a Tree Preservation Order?

- Yes
 No

Do you know the Tree Preservation Order reference number(s)?

- Yes
 No

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](#)).

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

- Yes
 No

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

- Yes
 No

Are you wishing to carry out works to tree(s) in a conservation area?

- Yes
 No

Documents and plans (for any tree)

A sketch plan clearly showing the position of trees listed in the question 'Identification of Tree(s) and Description of Works' MUST be provided when applying for works to trees covered by a Tree Preservation Order.

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.

Are you providing additional information in support of your application (e.g. an additional schedule of work for the question 'Identification of Tree(s) and Description of Works')?

- Yes
 No

If Yes, please provide the reference numbers of plans, documents, professional reports, photographs etc in support of your application

Trevine, Oakhayes Road,
Woodbury, EX51JT
Email: carolyn.charman@mttl.co.uk or anthony.charman@mttl.co.uk
27.02.24

Dear East Devon District Council,

We would like to respectfully highlight the impact of the increasingly large deciduous oak tree overhanging our garden which has appeared since we bought our house in 2005. We would love to be able to invite friends round to our garden again, but increasingly the garden is in deep dark shade all afternoon as a direct result of the tree and ongoing growth. In 2018 when concern was raised about the impact of this new tree by ourselves and our neighbour at Lacemakers nextdoor, EDC applied a TPO to the tree against the majority vote of residents. We completely respect all our neighbours, and are aware that David and Chris in Oakhouse did not themselves plant the tree, and have previously expressed neutrality to it's growth as the orientation of their house and garden means the tree has less impact on their home. We respectfully and kindly request a new discussion and agreement from all residents affected by the tree, with evidence that equality has been addressed as;

1. The tree is now growing very asymmetrically, with an estimated 70% of the bulk of the crown growth orientated over our garden, causing progressive loss of light. The tree is now overhanging our garden by more than 5 metres, blocking an area of sky and light > 25 metres square, obscuring almost all afternoon sunlight between the two existing tall conifer trees. Ongoing growth over our garden will eventually block light from both the side and bottom of the garden.
2. The tree has significantly reduced light and heat in our kitchen, dining room, and main bedroom, increasing heating and lighting requirements.
3. We have ongoing safety concerns about the enforced overhanging of large branches over our garden, given that we have had large branches > 5 metres fall on many occasions. We are very concerned about the potential destabilisation of the longstanding beautiful cedar trees by competition with the rapidly growing new oak tree. If the conifer trees fell they would threaten life and buildings as they are enormous.

Please would East Devon District Council;

1. Address the asymmetrical growth of the tree which is unequally impacting those who raised most concern in 2018.
2. Provide evidence that the principles of equality have been applied to all affected residents.
3. Retain this letter as documentation of our ongoing safety concerns to both homes, gardens and potentially to life.

Many thanks for working constructively on this to ensure that everyone affected is treated equally.

Yours sincerely

Anthony and Carolyn Charman

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

Trevine, Oakhayes Road,
Woodbury, EX51JT
Email: carolyn.charman@mttl.co.uk or anthony.charman@mttl.co.uk
27.02.24

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You might find it useful to contact an arborist (tree surgeon) for help with defining appropriate work.

Where trees are protected by a Tree Preservation Order, please number them as shown in the First Schedule to the Tree Preservation Order where this is available. You should use the same numbering on your sketch plan (see below for sketch plan requirements).

Please provide the following information:

- Tree species
- The number used on the sketch plan; and
- A description of the proposed works.

Where trees are protected by a Tree Preservation Order you must also provide:

- Reasons for the work; and where trees are being felled
- Proposals for planting replacement trees (including quantity, species, position and size) or reasons for not wanting to replant.

e.g. Oak (T3) – Whole crown reduction to 12m above ground level, to provide sufficient clearance to property.

Sketch plan requirements

Your plan needs to show the precise location of the tree(s) in relation to nearby property/roads/boundaries. It should, therefore:

- indicate the main features of the site where the tree(s) stand and its surroundings; in particular, you should:
 - mark and name surrounding roads
 - sketch in buildings, including adjoining properties
 - add house numbers or names
- mark the position of the tree(s) to which you want to carry out work and identify them by the number shown in the Tree Preservation Order where possible; if you use a different number, please make sure that this can be matched with your description of the tree(s)
- if there are many trees on the site, make clear which tree(s) are included in this application by:
 - marking all trees on the plan, but only numbering those to which you want to carry out work
 - showing the approximate distance between the application tree(s) and buildings
 - adding other relevant features on the site (e.g. greenhouse, paths)

If it is impossible to identify the tree(s) accurately on the plan (e.g. because they are part of a woodland or group of trees), please identify their approximate location on the plan and provide details of how the tree(s) are marked on site (e.g. high visibility tape, tree tags, paint, etc); trees must not be marked by scarring or cutting into the bark.

Tree 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 tree location)

Name/Company

Title

***** REDACTED *****

First name

***** REDACTED *****

Surname

***** REDACTED *****

Company Name

Address

Number

Suffix

Property Name

Oak House

Address line 1

Church Stile Lane

Address line 2

Oakhayes Road

Address line 3

Woodbury

Town/City

Woodbury

Postcode

EX5 1HP

Contact Details

Primary number

***** REDACTED *****

Secondary number

***** REDACTED *****

Fax number

Email address

***** REDACTED *****

Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:

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

It is an important principle of decision-making that the process is open and transparent.

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

- Yes
- No

Declaration

I/We hereby apply for Tree works: Trees in conservation areas/subject to TPOs as described in the questions answered, details provided, 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.

I/We also accept that, in accordance with the Planning Portal's terms and conditions:

- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;
- Our system will automatically generate and send you emails in regard to the submission of this application.

I / We agree to the outlined declaration

Signed

Carolyn Charman

Date

03/03/2024