

Mrs K Harvey  
West Hyde Nursery  
Old Uxbridge Road  
West Hyde  
WD3 9XY

**Application No:** 6/2018/2393/TPO

**Date of Refusal:** 5 November 2018

**WELWYN HATFIELD BOROUGH COUNCIL, in pursuance of powers under the above mentioned Act, hereby REFUSE to permit: -**

**Development:** Fell 6x Lime Trees (G1) -Conservation area  
**At Location:** 12 Stanborough Close Welwyn Garden City AL8 6XB  
**Applicant:** Sir/Madam  
**Application Date:** 18 September 2018

In accordance with the accompanying plans and particulars, for the reasons specified below: -

1. The lime trees form a small and compact group which have previously been under a pollard regime. The trees are of fair health and are visible from all surrounding public places due to the height of the property and breaks within the surrounding housing. The group offers a positive effect on the landscape and character of the Conservation Area and this could be maintained through an appropriate pollard regime. The felling of the trees would have a negative effect on the character and appearance of the Welwyn Garden City Conservation Area.

#### REFUSED DRAWING NUMBERS

2.

<b>Plan Number</b>	<b>Revision Number</b>	<b>Details</b>	<b>Received Date</b>
Tree Sketch		Tree Sketch	18 September 2018



Colin Haigh  
**Head of Planning**

## Town and Country Planning Act 1990

- If this is a decision to refuse permission for
  - a householder application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice;
  - a minor commercial application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice;
  - an application for advertisement consent, if you want to appeal against your local planning authority's decision then you must do so within 8 weeks of the date of this notice;
  - works in respect to a tree preservation order application, if you want to appeal against your local planning authority's decision then you must do so within 28 days of the date of this notice;
  - a lawful development certificate, there is no time restriction.
- For all other appeals, if you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice. •
- Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or online at [www.gov.uk/government/organisations/planning-inspectorate](http://www.gov.uk/government/organisations/planning-inspectorate). For appeals against works in respect to tree preservation orders, the online address is <https://www.gov.uk/government/publications/tree-preservation-order-appeal-form>
- The Secretary of State can allow a longer period for giving notice of an appeal, but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by the Secretary of State.

### Purchase Notices

- If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that the owner can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

- In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase the owner's interest in the land in accordance with the provisions of Chapter I of Part 6 of the Town and Country Planning Act 1990.