

Eastleigh Borough Council Tree Preservation Order and Conservation Area Assessment Form

Application Number	T/25/100670
Surveyor	AM
Address	77 ELLIOT RISE, HEDGE END, SOUTHAMPTON, SO30 2RW
Proposed work	1no. Beech - Remove to prevent damage to the back fence of 77 Elliot Rise, SO30 2RW.
Assessment Date	17 th February 2026
Officer comments	The application beech is actually an ash. It is protected by virtue of its location within Area of TPO ref: 499 (confirmed 25th June 2004). The tree is subject to a relatively recent appeal decision under application ref: T/22/92244. The reason for the application was the same i.e. to prevent damage from occurring to a rear fence.  Application tree viewed from Shamblehurst Lane South, 17th February 2026 The Appeal Inspector noted in 2023 that the tree (then described as a birch) <i>“contributes very positively to local visual amenity with its relatively tall, airy canopy and light coloured bark”</i>. Also that <i>“it is the only tree on this side of the path for some distance and is an attractive and prominent feature for users of the path and occupiers of nearby houses”</i>. They concluded that that <i>“the felling of this tree would therefore cause significant harm to the character and appearance of the area”</i>. As with the previous application, the tree remains in contact with the fence. It is foreseeable that continued incremental growth will cause the stem to push against the fence, potentially compromising its structure.

	However, there are ways and means of adapting a fence to a growing tree including cutting out a section to span the width of the tree. No new justification or evidence has been supplied. As such, I am guided by the previously dismissed appeal and recommend that this application is also refused consent.					
Decision	Consent	Refuse	Part consent/ Part refuse	Withdrawn / Invalid	Conservation Area	
					Raise no objection	TPO
		X				
Decision notice	Refuse Consent: 1no. Beech - Remove to prevent damage to the back fence of 77 Elliot Rise, SO30 2RW. Reason for refusal: The Council has taken into consideration the appeal decision made under TPO application ref: T/22/92244. Little has changed since that appeal was dismissed. The application ash (not beech as per the proposal) is an early-mature, native tree which is clearly visible to the public from Shamblehurst Lane South. It makes a positive contribution to the character and appearance of the area. As such, the reason to fell must be compelling. Little weight can be given to a tree making contact with a light structure such as a fence. Fences can be adapted to allow for the presence of growing trees. No consideration to this has been given in the application. No further justification to fell the tree has been provided. As such, this application has been refused consent.					
Conditions						
Notes to applicant						
Parish comments	HETC: Object – lack of supporting evidence/ removal of a healthy tree/ fence is a temporary structure that could be moved. AM response: Noted and considered.					
Public objection/ support	Support	Objection		Observation		
	0	0		0		
Objection/ support consideration	None received.					