

BY SPECIAL DELIVERY 1/6.

2010/2838/T



Camden

Planning Services  
Camden Town Hall  
Argyle Street  
London WC1H 8EQ

Email (enquiries only): env.devcon@camden.gov.uk  
Telephone : 020 7974 1911  
Fax : 020 7974 5713

For office use  
Date  
Payee  
App. No  
Fee

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

Publication of planning applications on planning authority websites

Please note that with the exception of applicant contact details, the information provided on this application form and in supporting documents may be published on the authority's website.

If you have provided any other information as part of your application which falls within the definition of personal data under the Data Protection Act which you do not wish to be published on the authority's website, please contact the authority's planning department.

Please complete using block capitals and black ink.

You must use this form if you are applying for work to trees protected by a tree preservation order (TPO). (You may also use it to give notice of works to trees in a conservation area).

It is important that you read the accompanying guidance notes before filling in the form. Without the correct information, your application / notice cannot proceed.

1. Applicant Name and Address

Title:  First name:

Last name:

Company (optional):

Unit:  House number:  House suffix:

House name:

Address 1:

Address 2:

Address 3:

Town:

County:

Country:

Postcode:

2. Agent Name and Address

Title:  First name:

Last name:

Company (optional):

Unit:  House number:  House suffix:

House name:

Address 1:

Address 2:

Address 3:

Town:

County:

Country:

Postcode:

### 3. Trees Location

If all trees stand at the address shown in Question 1, go to Question 4. Otherwise, please provide the full address/location of the site where the tree(s) stand (including full postcode where available)

Unit:  House number:  House suffix:

House name:

Address 1:

Address 2:

Address 3:

Town:

County:

Postcode (if known):

If the location is unclear or there is not a full postal address, either describe as clearly as possible where it is (for example, 'Land to the rear of 12 to 18 High Street' or 'Woodland adjoining Elm Road') or provide an Ordnance Survey grid reference:

Description:

AMERICAN LIME TREE IN REAR GARDEN AT 34 BELSIZE PARK NW3 4DX

### 4. Trees 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 trees location)

Title:  First name:

Last name:

Company (optional):

Unit:  House number:  House suffix:

House name:

Address 1:

Address 2:

Address 3:

Town:

County:

Country:

Postcode:

Telephone numbers

Country code:	National number:	Extension number:
<input type="text"/>	<input type="text"/>	<input type="text"/>
Country code:	Mobile number (optional):	
<input type="text"/>	<input type="text"/>	
Country code:	Fax number (optional):	
<input type="text"/>	<input type="text"/>	

Email address (optional):

### 5. What Are You Applying For?

Are you seeking consent for works to tree(s) subject to a TPO?  Yes  No

Are you wishing to carry out works to tree(s) in a conservation area?  Yes  No

### 6. Tree Preservation Order Details

If you know which TPO protects the tree(s), enter its title or number below.

TPO C907 2010.

### 7. 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. Continue on a separate sheet if necessary. You might find it useful to contact an arborist (tree surgeon) for help with defining appropriate work. Where trees are protected by a TPO, please number them as shown in the First Schedule to the TPO where this is available. Use the same numbers on your sketch plan (see guidance notes).

Please provide the following information below: tree species (and the number used on the sketch plan) and description of works. Where trees are protected by a TPO you must also provide reasons for the work and, where trees are being felled, please give your proposals for planting replacement trees (including quantity, species, position and size) or reasons for not wanting to replant.

E.g. Oak (T3) - fell because of excessive shading and low amenity value. Replant with 1 standard ash in the same place.

AMERICAN LIME T1  
I WISH TO FELL THE TREE AND PLANT ANOTHER SMALLER TREE. THIS IS DUE TO THE TREE'S EXCESSIVE SIZE AND CLOSE PROXIMITY TO THE HOUSE. TOP BRANCHES ARE ONLY 2 FEET APPROX AWAY FROM WINDOWS. TREE HAS BEEN PRUNED IN 2008 BUT HAS INCREASED GREATLY IN SIZE AND POSES POTENTIAL DAMAGE TO MY PROPERTY AND TO THE HOUSE NEXT DOOR NO 33. THE TREE STANDS RIGHT NEXT

TO THE PARTY WALL OF WHICH LARGE SECTIONS HAVE BEEN REPLACED. DUE TO EXTENSIVE CRACKS OPENING DIRECTLY DUE TO ROOT DISTURBANCE. THE LAST TIME WAS 2009. 8FT HAD TO BE REPLACED AT HUGE COST. RESIDENTS IN NO 33 HAVE EXPRESSED CONCERN ABOUT LIGHT LOSS. BRANCHES CONTINUELY DROP ONTO MY PATIO AREA WHERE THERE ARE TABLE + CHAIRS WHICH I BELIEVE TO BE A SAFETY HAZARD. IN MY OPINION THE TREE HAS GROWN FAR TOO LARGE TO BE SO NEAR TO MY HOME AND THERE IS AN INCREASING RISK (PLEASE SEE SURVEYORS REPORT) TO MY HOUSE AND THE HOUSE NEXT DOOR (NO 33). I AM HAPPY TO REPLACE THE LIME WITH A TREE OF THE COUNCIL'S CHOICE. PLEASE SEE ATTACHED LETTER WHICH EXPLAINS MY VIEWS MORE FULLY.

Trees - Additional Information

Additional information may be attached to electronic communications or provided separately in paper format.

**For all trees**  
 A sketch plan clearly showing the position of trees listed in Question 7 must be provided when applying for works to trees covered by a TPO. 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.

**For works to trees covered by a TPO**  
 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)

- 1. **Condition of the tree(s)** - e.g. it is diseased or you have fears that it might break or fall:  Yes  No  
 If YES, you are required to provide written arboricultural advice or other diagnostic information from an appropriate expert.
- 2. **Alleged damage to property** - e.g. subsidence or damage to drains or drives.  Yes  No  
 If YES, you are required to provide for:

*Subsidence*  
 A report by an engineer or surveyor, to include a description of damage, vegetation, monitoring data, soil, roots and repair proposals. Also a report from an arboriculturist to support the tree work proposals.

*Other structural damage (e.g. drains, walls and hard surfaces)*  
 Written technical evidence from an appropriate expert, including description of damage and possible solutions.

**Documents and plans (for any tree)**  
 Are you providing separate information (e.g. an additional schedule of work for Question 7)?  Yes  No  
 SURVEYORS REPORT.

If YES, please provide the reference numbers of plans, documents, professional reports, photographs etc in support of your application. If they are being provided separately from this form, please detail how they are being submitted.

ATTACHED TO APPLICATION . PHOTOS  
 PLAN OF GARDEN  
 LETTER  
 SURVEYORS REPORT.

## 9. Application For Tree Works - Checklist

Only one copy of the application form and additional information (Question 8) is required. Please use the guidance and this checklist to make sure that this form has been completed correctly and that all relevant information is submitted. Please note that failure to supply precise and detailed information may result in your application being rejected or delayed. You do not need to fill out this section, but it may help you to submit a valid form.

### Sketch Plan

- A sketch plan showing the location of all trees (see Question 8)

### For all trees

(see Question 7)

- Clear identification of the trees concerned
- A full and clear specification of the works to be carried out

### For works to trees protected by a TPO

(see Question 8)

Have you:

- stated reasons for the proposed works?
- provided evidence in support of the stated reasons? in particular:
  - if your reasons relate to the condition of the tree(s) - written evidence from an appropriate expert
  - if you are alleging subsidence damage - a report by an appropriate engineer or surveyor and one from an arboriculturist.
  - in respect of other structural damage - written technical evidence
- included all other information listed in Question 8?

## 10. Declaration - Trees

I/we hereby apply for consent/give notice for tree work as described in this form and the accompanying plans and additional information.

Signed - Applicant:

Linda Martin

Or signed - Agent:

Date (DD/MM/YYYY):

01 06 2010

(This date must not be before the date of sending or hand-delivery of the form)

## 11. Applicant Contact Details

Telephone numbers

Country code: National number: Extension number:

0207 794 2149

Country code: Mobile number (optional):

07860 952 852

Country code: Fax number (optional):

Email address (optional):

## 12. Agent Contact Details

Telephone numbers

Country code: National number: Extension number:

Country code: Mobile number (optional):

Country code: Fax number (optional):

Email address (optional):

Electronic communication - If you submit this form by fax or e-mail the LPA may communicate with you in the same manner.

(Please see guidance notes)

The Tree Preservation Officer (ref C907 2010)  
London Borough of Camden  
Culture and Environment Dept (Planning)  
6<sup>th</sup> Floor, Town Hall, London WC1 8ND

Garden Flat  
34 Belsize Park  
NW3 4DX

June 1<sup>st</sup> 2010

Dear Sir

This letter is attached as further notes to my enclosed application for tree works at the above address.

I am asking permission to fell the American Lime tree at the above address and replace with a more appropriately sized tree of the councils choice for the following reasons.

- (1) The proximity of the tree to not only the 4 storey stucco rendered Victorian house I live in but that of my neighbours at No 33 as the tree trunk rests virtually against the party wall and is approximately 4.3m from the building (please see attached surveyors report). I'm concerned about root disturbance, the party wall, cracks and subsidence to my property and that of my neighbours, which could end in claims against our freehold. They have already expressed concerns about light reduction.
- (2) The tree height is estimated in the region of 14m and is taller than the house now. Leaves at the higher part of the tree are just a couple of feet away from the windows. There has been a huge reaction to the pruning in 2008 by Tree Care and the tree has grown vastly in size since then. (Please see attached photographs)
- (3) In 2009 I replaced an eight foot cracked section of the brick party wall directly by the tree and caused by the root disturbance.
- (4) The tree overhangs my patio with its seating and table and chairs. A substantial number of branches are falling from the tree every day and I have safety concerns for my nieces' young children who visit and play outside on a regular basis.
- (5) My initial application through Tree Care was refused and I am concerned that the tree officer did not contact/ring me or come round to view the tree at close hand, at the rear of the house plus discussing my views with me, and I feel that insufficient consideration was actually given to my application.

(6) I am very happy to plant another smaller growing tree of the council's choice as close to the felled trunk as is suitable.

Yours truly

*Linda Martin*

Linda Martin

26 May 2010

e-mail  
lindamartin33@aol.com  
Linda Martin  
Garden Flat  
34 Belsize Park  
London NW3 4BX

Dear Ms. Martin,

Re: Lime Tree  
Rear Garden

Following my meeting and inspection of the tree on 25<sup>th</sup> May, I would confirm the following observations:

- 1) The tree referred to is situated in the rear garden of the garden flat at the above address. By way of identification from text documentation, it is considered that the tree is that of an American lime.
- 2) It is estimated that the current height of the tree is likely to be in the region of 14m.
- 3) It is noted that the tree was crowned in 1998.
- 4) The tree is approximately 4m from the rear corner junction of 34 Belsize Park.
- 5) The tree is approximately 4.3m from the adjoining building, corner junction.
- 6) The sub-soil in this location is known to be that of shrinkable clay.
- 7) I provided you with some text that gives you an indication as to the damage that the tree is known to have caused in past years, not only to properties but also to boundary walls.
- 8) It is noted that some of the boundary walls adjacent to this tree have recently undergone reconstruction. This is likely to be as a result of the expansion and extension of the root growth.

Cont'd.

- 9) The previous action that you have taken, in my opinion, has been beneficial to preventing further tree root growth and greater desiccation of the sub-soil.
- 10) However, your attention is drawn to the statistics that I provided you with in relation to the close proximity of this tree to the main structure, to the adjoining building, to the boundary walls and the need to give further consideration in respect of the longevity of the tree and its relationship with the surrounding structures.
- 11) In the event that you would wish to undertake fairly substantial reduction, you are recommended to take further professional advice in respect of the method in which such reduction should take place and to what the extent the reduction can be undertaken to.
- 12) Similar further advice is required in the event that you should need to remove the tree to its stub.
- 13) One cannot rule out the possibility that the presence of the tree for the longer term might cause disturbance to the immediate structures and that this might be as a result of root growth, sub-soil desiccation, altering the sub-soil conditions or other such factors.

I trust the above is of some assistance to you. If you have any queries or would like to discuss any points further, please do not hesitate to contact me.

Yours sincerely,

**Martin Schotness, MRICS**