

Application ref: 2020/0048/T  
Contact: Tom Little  
Tel: 020 7974 6266  
Date: 21 February 2020

**Development Management**  
Regeneration and Planning  
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MWA Arboriculture Ltd  
Bloxham Mill Business Centre  
Barford Road  
Bloxham  
Banbury  
OX15 4FF

Dear Sir/Madam

### **DECISION**

Town and Country Planning Acts 1990 (as amended)

#### **OBJECTION TO SECTION 211 NOTICE OF WORKS TO TREE/S IN A CONSERVATION AREA**

Address:

**15 Maresfield Gardens  
London  
NW3 5SN**

Description:

REAR GARDEN: 1 x Beech - Fell to ground level.  
1 x Oak (T2) - Fell to ground level.

The Council has considered your notification of intended works to trees dated 06 January 2020 and decided to **OBJECT** for the following reasons:

Reasons for objection:

- 1 The trees are both visible from the street down the side of the property. They are considered to provide visual amenity to a public place and to make a positive contribution to the character of the conservation area. They are mature trees that appear to be in good health and provide habitat for wildlife as well as contributing to the urban tree canopy and providing mitigation against the effects of climate change.

The application alleges that the trees are contributing a contributory factor in clay shrinkage subsidence in an adjacent building. However, the evidence submitted is not considered to be sufficient to demonstrate that the trees are involved. The soil analysis submitted seems to be somewhat ambiguous regarding the level of

desiccation, which may be due to the trial pit/bore holes being carried out in November. The root analysis identified roots from the oak but not the beech. No evidence from crack/level monitoring demonstrating seasonal movement associated with the water uptake from vegetation has been submitted at this time.

A tree preservation order has been served to protect the visual amenity the trees provide and preserve the character of the conservation area.

**A Tree Preservation Order has been served on the tree/s and no work should be carried out without the prior consent of the Council.**

Yours faithfully

A handwritten signature in black ink, appearing to read 'DPope', is positioned above the printed name and title.

Daniel Pope  
Chief Planning Officer

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