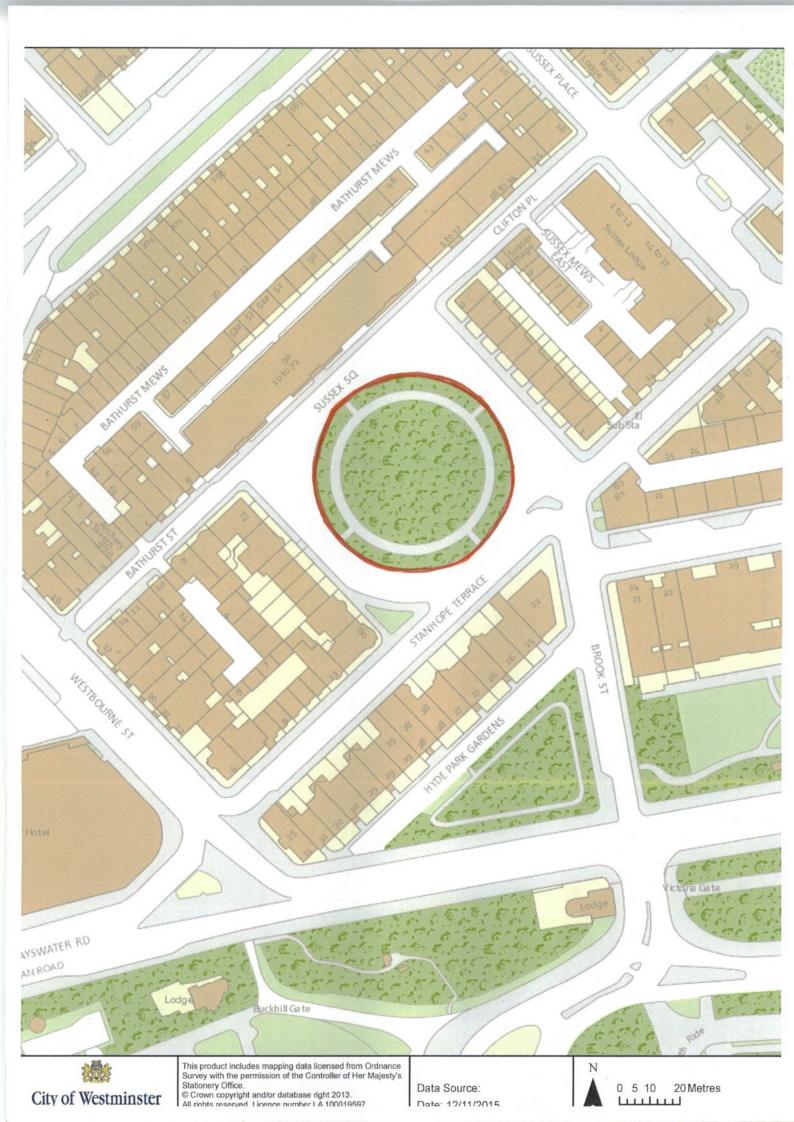
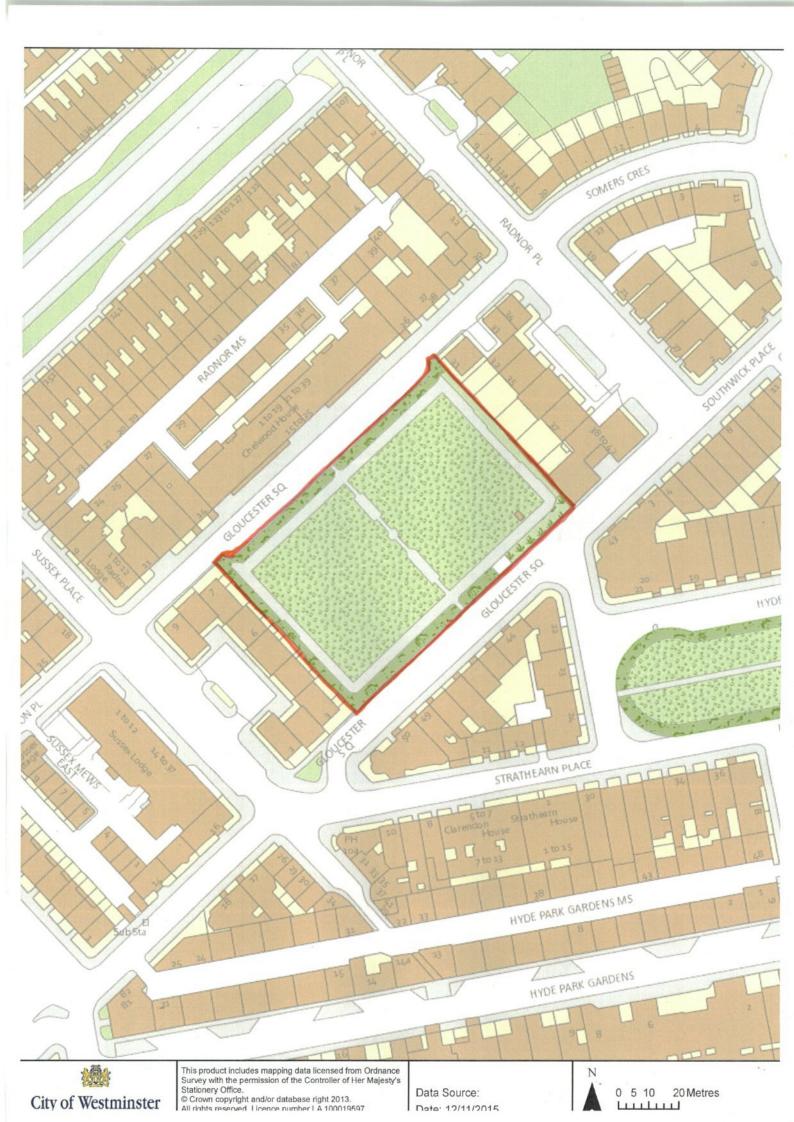
CITY OF WESTMINSTER			
PLANNING APPLICATIONS COMMITTEE	Date	Classification For General Rele	ease
	24 November 2015		
Report of		Wards involved	
Director of Planning		Hyde Park	
Subject of Report	 Sussex Square, London, W2 Gloucester Square, London, W2 Hyde Park Square, London, W2 		
Proposal	Removal of existing fences, gates and railings and installation of replacement railings and gates and associated works to boundary of communal gardens (to Sussex Square, Gloucester Square and Hyde Park Square respectively).		
Agent	Knight Frank LLP		
On behalf of	The Church Commissioners for England		
Registered Number	Application 1 – Sussex Square 15/03105/FULL Application 2 – Gloucester Square 15/03109/FULL Application 3 – Hyde Park Square 15/03110/FULL		TP/25701
Date of Application	09.04.2015	Date amended/ completed	04.11.2015
Category of Application	Minor		
Historic Building Grade	Unlisted		
Conservation Area	Bayswater		
Development Plan Context - London Plan July 2011 - Westminster's City Plan: Strategic Policies 2013 - Unitary Development Plan (UDP) January 2007	Outside London Plan Central Activities Zone Outside Central Activities Zone		
Stress Area	Outside Stress Area		
Current Licensing Position	Not Applicable		

1. RECOMMENDATION

- Application 1 (Sussex Square 15/03105/FULL) Grant conditional permission.
 Application 2 (Gloucester Square 15/03109/FULL) Grant conditional permission.
 Application 3 (Hyde Park Square 15/03110/FULL) Grant conditional permission.

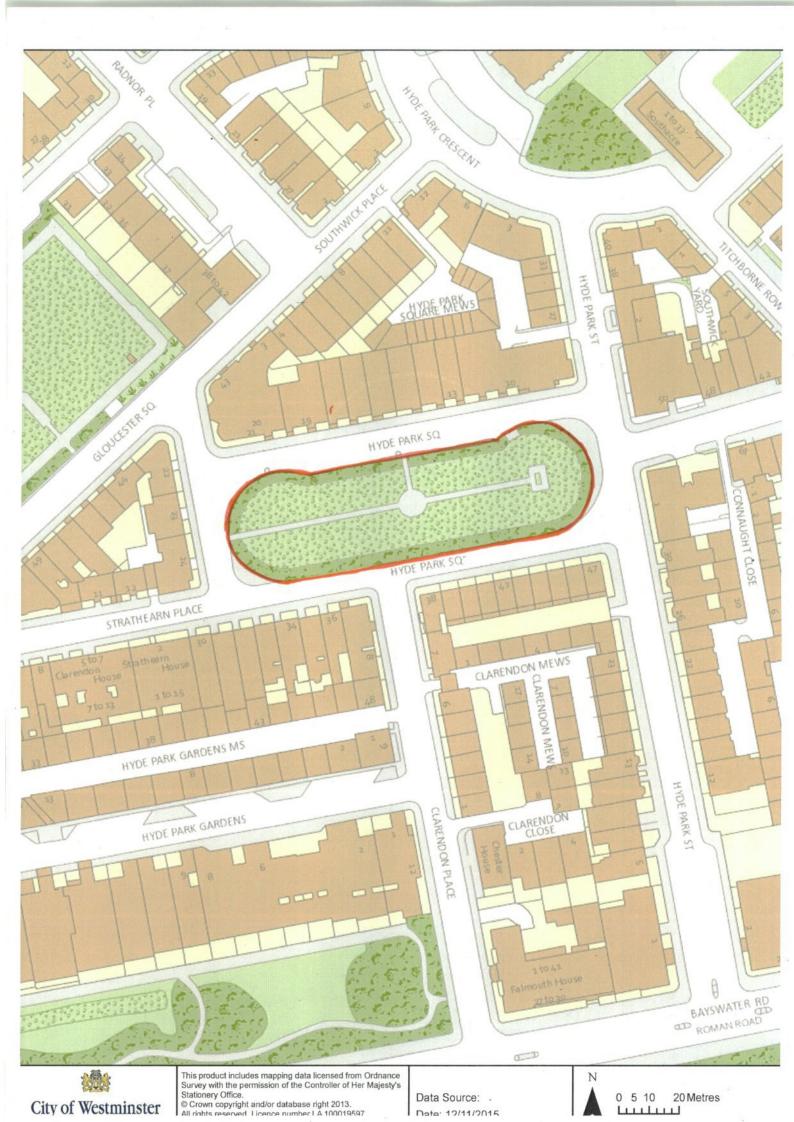


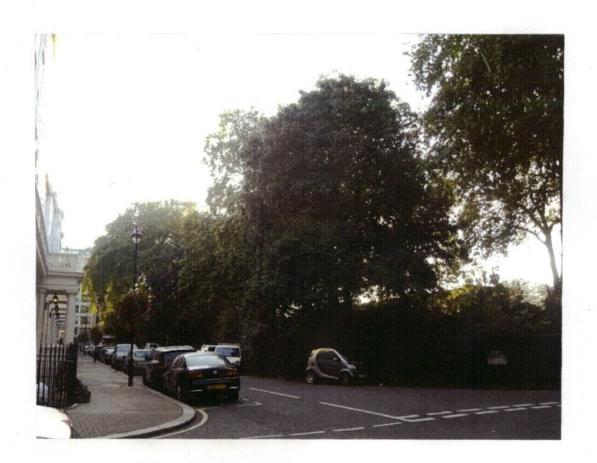






GLOUCESTER SQUARE, W2





Item No.

2. SUMMARY

Three separate applications (one for each Square) have been submitted proposing to remove the existing fencing, railings and gates around the central landscaped areas to three of the squares within Bayswater; namely Sussex Square, Gloucester Square and Hyde Park Square, and to replace them with new railings and gates. These three squares are all within the Bayswater Conservation Area, and the central landscaped areas to all three squares are listed in the London Squares Preservation Act of 1931. At some point in the mid 20th century the original boundary railings which formerly surrounded these landscaped garden areas were removed and replaced principally by chain link fencing.

Objections and concerns have been received relating to all three applications.

The key issues in these cases are:

- The impact of the proposed works upon the character and appearance of the Bayswater Conservation Area and, as appropriate, the setting of surrounding Grade II listed buildings.
- The impact of the proposed works on the trees and landscaping cover to the garden areas.
- The impact of the proposed works upon the adjacent public highway.

The proposals for each of the three squares are considered to accord with the relevant policies within the Westminster City Plan: Strategic Policies and the Unitary Development Plan (UDP) adopted in January 2007 and all three applications are recommended for approval.

3. CONSULTATIONS

APPLICATION 1 - SUSSEX SQUARE (15/03105/FULL):-

COUNCILLOR FLORU

Objects to the proposals on grounds that the removal of the existing hedge surrounding the square would adversely affect the privacy of residents using the square, that the railings would have an adverse impact upon the appearance of the square, that the cost of maintenance of the proposed railings would be borne by the residents and that the existing fence needs only low maintenance, that the traditional design of the railings is inappropriate in a square with generally modern buildings, and that the existing entrance gate is attractive and the new one is not a suitable replacement.

COUNCILLOR COX

Copy of email to local resident noting the strength of feeling of residents with regards to the scheme.

COUNCILLOR ACTON

Copy of email to local resident noting the concerns of local residents, and that further information is anticipated prior to the application being presented to the Planning Applications Committee.

HISTORIC ENGLAND

Recommend that the application should be determined in accordance with national and local policy guidance, and on the basis of the City Council's specialist conservation advice.

HYDE PARK ESTATE ASSOCIATION

Any comments to be reported verbally.

ARBORICULTURAL MANAGER

Raise no objections, subject to conditions.

ADJOINING OWNERS/OCCUPIERS AND OTHER REPRESENTATIONS

No. Consulted: 163; Total No. of Replies: 12.

Twelve letters of objection on the following grounds:

- Loss of the hedge on grounds of the visual impact of its removal on the Square.
- The railings would encase the free flowing nature of the hedge.
- Loss of the hedge impact upon its provision of natural habitat.
- · Loss of the hedge on grounds of the loss of privacy.
- · Loss of the hedge on grounds of its current role in protection from noise and wind.
- Concern expressed about the cost of the works.
- Use of traditional railings in the context of a square with modern buildings.
- Reference made to the proximity of the open space in Hyde Park in the context of concern at the opening up of the Square.
- Concern about the lack of consultation with local residents.
- Concern expressed about the generic nature of the application submissions to Sussex, Gloucester and Hyde Park Squares.
- Concern that the works will reduce the security of the gardens and increase the fear of security.
- View expressed commenting favourably on the appearance of the existing railings and gates, noting that they are low maintenance and secure.

ADVERTISEMENT/SITE NOTICE: Yes

APPLICATION 2 - GLOUCESTER SQUARE (15/03109/FULL);-

WARD COUNCILLORS

Any comments to be reported verbally.

HISTORIC ENGLAND

Recommend that the application should be determined in accordance with national and local policy guidance, and on the basis of the City Council's specialist conservation advice.

HYDE PARK ESTATE ASSOCIATION

Any comments to be reported verbally.

ARBORICULTURAL MANAGER

Raise no objections, subject to conditions.

ADJOINING OWNERS/OCCUPIERS AND OTHER REPRESENTATIONS

No. Consulted: 134; Total No. of Replies: 2.

Two letters of objection on the following grounds:

- Concern expressed about the inappropriateness of traditional railings in the context of a square where over two thirds of the buildings facing on to it have been redeveloped since the railings were removed.
- Concern expressed that the replacement railings are 1.5m high and do not replicate the original 1.2m high railings, and that the height will isolate the square.

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Concern expressed that the 1.5m high railings proposed are lower in height than the
existing railings and will therefore compromise the security of the square, where there is
direct access to some houses on the east/west side of the square.

ADVERTISEMENT/SITE NOTICE: Yes

APPLICATION 3 - HYDE PARK SQUARE (15/03110/FULL):-

WARD COUNCILLORS

Any comments to be reported verbally.

HISTORIC ENGLAND

Recommend that the application should be determined in accordance with national and local policy guidance, and on the basis of the City Council's specialist conservation advice.

HYDE PARK ESTATE ASSOCIATION

Any comments to be reported verbally.

ARBORICULTURAL MANAGER

Raise no objections, subject to conditions.

ADJOINING OWNERS/OCCUPIERS AND OTHER REPRESENTATIONS

No. Consulted: 314; Total No. of Replies: 1.

One email received concerning potential removal of Camelia trees.

ADVERTISEMENT/SITE NOTICE: Yes

4. BACKGROUND INFORMATION

4.1 The Application Sites

Sussex Square, Gloucester Square and Hyde Park Square are all within the Bayswater Conservation Area, and the central landscaped areas to all three squares are listed in the London Squares Preservation Act of 1931. At some point in the mid 20th century the original boundary railings which formerly surrounded these three landscaped garden areas were removed and replaced principally by the existing chain link fencing.

4.2 Planning History

There is no planning history relevant to these applications.

5. THE PROPOSAL

Three separate applications for planning permission (one to each square) have been submitted proposing to remove the existing fencing, railings and gates around the central landscaped areas to Sussex Square, Gloucester Square and Hyde Park Square, and to replace them with new cast iron railings and gates. The existing hedge surrounding the garden square at Hyde Park Square is shown on the submitted drawings as being proposed for removal, with the drawings showing the existing hedges to Sussex Square and Gloucester Square principally intended for retention.

The application at Sussex Square has attracted 12 letters of objection from local residents, and also representations from Councillors Floru, Cox and Acton. The application at Gloucester Square has attracted two objections from local residents. The application at Hyde Park Square has attracted one objection.

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6. DETAILED CONSIDERATIONS

6.1 Land Use

The proposals raise no land use implications.

6.2 Townscape and Design

When Sussex Square, Hyde Park Square and Gloucester Square were originally laid out in the 19th century, the landscaped garden areas to the centre of each of them would have been surrounded by cast iron railings in similar design to those railings fronting the front lightwells of the 19th century terraced housing originally built around the edge of each square. These original railings to the landscaped garden areas were removed in the mid 20th century and replaced principally with chain link fencing and gates of poor design and appearance, though some limited amount of railings and metal gates of no particular design quality have also been installed to certain locations.

These applications seek the removal of the existing boundary treatment to each square and their replacement with new gates and railings on the existing boundary line formed in black painted cast iron, and to a design which will closely follow the design of the remaining original front lightwell railings to the Victorian terraced houses in the general vicinity. The plinth to the railings will be formed in reconstituted Portland stone, and a sample of this will be secured by condition to ensure its appropriate colour and finish. The railings are shown as being individually set into the plinths in traditional manner, and above the top rail are a regularly spaced pattern of decorative ball finials with the majority of finials between these having spearhead finials, which again follows the pattern of original 19th century railings found in the area. The railings from the plinth to the top of the finials are 1.5m in height, a height the applicant states derives from a desire by local residents and the garden committee that the railings be this height for security purposes.

Officers consider that the existing boundary treatments to each of the squares is of poor quality and that a reintroduction of traditionally designed railings on a reconstituted stone plinth, with traditionally detailed entrance gates, will represent a significant improvement in the appearance of the boundary treatment to the landscaped garden grounds and will restore an important element of the 19th century character of the squares which has been lost since the removal of the original railings in the mid 20th century. The 1.5m height of the railing is not markedly higher than original examples to surrounding 19th century terraced properties, and the plinth is as low as the landscaping levels immediately behind would allow. The appropriate detailing of plinth, railings and finials will be secured by conditions.

It is noted that a number of residents in Sussex Square and also in Gloucester Square have expressed concern about the introduction of traditionally designed railings of 19th century appearance on grounds that the majority of the buildings around these Squares are no longer the original 19th century terraced houses. Whilst noting this concern, the railings being proposed for installation are historically appropriate to the landscaped garden grounds, and are considered a significant improvement upon the existing poor quality fencing and gates. To Sussex Square, it is also noted that the buildings forming the terrace along the south side of Sussex Square are Grade II listed 19th century properties (though admittedly modernised to their Sussex Square elevation) and that the buildings on the east and west sides of the Square are 20th century in origin though nonetheless drawing some inspiration in their design from traditional buildings. To Gloucester Square the original 19th century buildings remain along the south side of the Square, and also to the east and west ends on the north side. To Hyde Park Square original buildings remain to north and south sides of the Square. In these circumstances, it is not considered that a reason for refusal could be sustained on this ground, and the traditional design proposed is considered appropriate.

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To accommodate circumstances where significant tree roots project across the line of the new plinth and railings, the applicant has shown a detail where the plinth is omitted to allow the tree roots to continue unbroken, with that section of railings above supported neatly by rising from a bottom bar. This is a standard approach to such situations for railings, and is considered neatly detailed.

The new railings and gates proposed to each square are therefore considered acceptable and the proposals are in line with Policies DES 1, 7, 9 and 10 in our UDP, and Policy S25 in our Westminster City Plan.

6.3 Residential Amenity

Concerns have been raised by a number of objectors to the proposals at Sussex Square about the loss of privacy which would be caused by removal of the existing hedging which surrounds the gardens to that Square. The applicant states that to Sussex Square, aside from a small area to the east side of the Square, all the existing vegetation and overhanging branches of shrubs is intended to be held back to provide working space for the installation of railings, and also retained in this manner to Gloucester Square. The hedge to Hyde Park Square, however, is proposed to be removed, with replacement planting to be secured by condition. Though noting that the removal of hedging would lessen the privacy currently enjoyed by users of the Square, the garden square is nonetheless an accessible recreation space and not private accommodation, and it is not considered that permission could reasonably be refused on grounds of the greater visibility of persons using the Square from the public realm surrounding.

Several objections have also been received on grounds of a perceived increase in noise and wind to users of the square if hedges are removed, and whilst it is noted that to Hyde Park Square a removal of the existing hedge could increase the impact of such issues, it is also noted that the square is a large and open recreation area and it is not considered that such issues raised by the objectors are sufficient to warrant the refusal of an application for planning permission.

6.4 Transportation /Parking/Access

To each Square there are residents parking bays adjacent to the central gardens along much of each of their perimeters. Through the course of the application process, officers had asked the applicant to consider options for setting the plinth and railings back marginally further to allow for a slightly wider area for doors on the garden side of cars to open. In the application submission, the drawings show a distance of 0.403m between the kerb edge and the railings to each square. Though a modest gap, it is recognised that this distance is approximately the distance between the kerb edge and the existing fencing, with the existing vegetation projecting through the fencing in many areas and extending out closer to the kerb edge. It is also recognised that the further back any plinth and railings are set the more problematic the issues become of the potential for impact on the trees within the gardens. In these circumstances, it is not considered that the new railings would have an unacceptable impact upon the usability of car parking provision within each of these squares.

6.5 Equalities and Diversities

No change.

6.6 Economic Considerations

Any economic benefits generated by the development are welcomed.

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6.7 Other Westminster Policy Considerations

There are no other policy considerations.

6.8 London Plan

These applications raise no strategic issues.

6.9 National Policy/Guidance Considerations

Central Government's National Planning Policy Framework (NPPF) came into effect on 27 March 2012. It sets out the Government's planning policies and how they are expected to be applied. The NPPF has replaced almost all of the Government's existing published planning policy statements/guidance as well as the circulars on planning obligations and strategic planning in London. It is a material consideration in determining planning applications.

Until 27 March 2013, the City Council was able to give full weight to relevant policies in the Core Strategy and London Plan, even if there was a limited degree of conflict with the framework. The City Council is now required to give due weight to relevant policies in existing plans "according to their degree of consistency" with the NPPF. The City Council has recently published the NPPF Revisions to the Core Strategy which was submitted to the Secretary of State on 25 January 2013. For the UDP, due weight should be given to relevant policies according to their degree of consistency with the NPPF (the closer the policies in the plan to the NPPF, the greater the weight that may be given).

The UDP policies referred to in the consideration of these applications are considered to be consistent with the NPPF unless stated otherwise.

6.10 Planning Obligations

Not relevant in the determination of these applications.

6.11 Environmental Assessment including Sustainability and Biodiversity Issues

Across the three squares there are a significant number of trees in close proximity to the line of the railings, and also a significant amount of lower level vegetation and hedging. All the existing trees are to be retained, and subject to conditions, the Arboricultural Manager is content with the proposals and thus the objection on grounds of the implications for trees is not considered sustainable.

A number of objections have been received with regards to the application for railings at Sussex Square expressing concern about the implications of the loss of the hedge/vegetation located around the square just to the inside of the existing fencing. The vegetation around the outsides of Sussex Square and Gloucester Square, however, is principally intended to be retained, and the applicant's arboricultural consultants advise that during works this vegetation would be held back where reasonably practicable to allow for working space for the installation of the railings and to maintain the natural shape of shrubs or bushes.

To Hyde Park Square, however, the entire Yew hedge around the boundary is proposed to be removed, as the existing and proposed fences are located in the centre of the hedge and it does not appear practically possible to undertake the proposed works without removing it. Although this is regrettable, it is considered justified to allow for the replacement of the railings. Furthermore, the Arboricultural Manager is content that it should be relatively

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straightforward to replace the hedge following the works, and a condition is attached to secure a package of landscaping proposals to allow for suitable replacement planting once the works are complete. Subject to this, it is not considered that the concerns expressed are sustainable on this ground.

6.12 Other Matters

Concern has been raised about a perceived increased security risk to the squares given the height of the railings. The railings themselves are 1.5m high from the base of the shaft to the top of the finials, with the plinth being an additional 250mm high to Gloucester Square and Hyde Park Square, and a height closer to 450mm to Sussex Square to accommodate the higher height of garden grounds behind the boundary to that square. Though noting the concerns of residents on security grounds, this height is considered appropriate in terms of securing the boundary to the Squares.

Several objectors and also Councillor Floru have expressed concern about the cost of the railings to surrounding residents, and that the existing fencing is low maintenance, and that the maintenance of the railings will come at a cost to local residents. The cost of the new railings and maintenance costs, however, are private matters between the residents and the applicant, and it is not considered that permission could be withheld on grounds of concerns about the costs of the works.

One objector has made reference to the proximity of Hyde Park which already gives considerable open amenity space, and in this context expresses concern about an opening up of Sussex Square. Though noting the proximity of Hyde Park, the application must be considered on its merits, and in the case of Sussex Square the applicant intends to seek to retain the existing vegetation surrounding the square through the course of the works.

Concern has also been raised about a lack of consultation between the applicant and local residents regarding the works, however, this is considered a private matter and the City Council has carried out the normal consultation process on the planning applications to advise local residents of the application proposals.

Concern has also been expressed about a perceived generic nature between the three application submissions, however, given the similarities between the application proposals to the three squares then similarities between aspects of the proposals would be expected. The submissions are considered accurate in terms of their representation of the proposals to each square, and the concerns on this ground are not considered sustainable.

6.13 Conclusion

Overall therefore, the proposed works contained within each of the three applications are considered acceptable in design, trees and highways terms and all three applications are considered to accord with the relevant policies contained in the Westminster City Plan and the UDP.

BACKGROUND PAPERS

APPLICATION 1 - SUSSEX SQUARE (15/03105/FULL)

- 1. Application form
- 2. Emails from Councillor Floru dated 02.09.2015 and 03.09.2015.
- 3. Email from Councillor Cox dated 26.08.2015 including email from Chairman of Sussex Square (10-72) Residents Association dated 25.08.2015.

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- 4. Email from Councillor Acton dated 25.08.2015 including email from Chairman of Sussex Square (10-72) Residents Association dated 25.08.2015.
- Letter from Historic England dated 29.04.2015.
- 6. Memorandum from Arboricultural Manager dated 18.09.2015.
- 7. Email from occupier of 'Flat 13, Sussex Square' dated 31,08,2015.
- Letter from occupiers of 27 Sussex Square dated 14.05.2015.
- Email from occupier of 26 Stanhope Terrace dated 24.05.2015.
- 10. Email from occupier of 33 Stanhope Terrace dated 28.05.2015.
- 11. Letter from occupier of 48 Sussex Square dated 12.06.2015.
- 12. Email from occupier of 24 Stanhope Terrace dated 17,05,2015.
- 13. Email from occupier of 23 Stanhope Terrace dated 16.05.2015.
- 14. Letter from occupier of 15 Sussex Square dated 07.05.2015.
- 15. Email from occupier of 78 Sussex Square dated 13.05.2015.
- 16. Email from occupier of 40 Sussex Square dated 05.05.2015.
- 17. Email from occupier of 14 Sussex Square dated 05.05.2015.
- 18. Letter from occupier of 17 Sussex Square dated 06.05.2015.

APPLICATION 2 - GLOUCESTER SQUARE (15/03109/FULL)

- 1. Application form.
- 2. Letter from Historic England dated 29.04.2015.
- 3. Memorandum from Arboricultural Manager dated 18.09.2015.
- 4. Letter from Chelwood House Freehold Company dated 10.05.2015.
- Email from occupier of 44 Gloucester Square dated 19.06.2015.

APPLICATION 3 - HYDE PARK SQUARE (15/03110/FULL)

- Application form.
- 2. Letter from Historic England dated 29 April 2015.
- Memorandum from Arboricultural Manager dated 5 November 2015.
- 4. Email from occupier of north side of Square.

IF YOU HAVE ANY QUERIES ABOUT THIS REPORT OR WISH TO INSPECT ANY OF THE BACKGROUND PAPERS PLEASE CONTACT SARAH WHITNALL ON 020 7641 2929 OR BY E-MAIL – swhitnall@westminster.gov.uk

DRAFT DECISION LETTER

Address:

Sussex Square, London, W2

Proposal:

Three separate applications proposing - removal of existing fence, gates and railings and installation of replacement railings and gates and associated works to boundary of communal garden (to Sussex Square, Gloucester Square and Hyde

Park Square respectively).

Plan Nos:

D2292 L220, D2292 L.003, D2292 L.221B, D2292 L.222B, G-Prelim-02, unnumbered drawing titled 'Railings At Tree Locations GA' from MetalCraft dated 21.08.15, tf1008/MS/300B, D2292 L.431, D2292 L.103B, D2292 L.430B, Planning Design and Access Statement including Heritage Statement, email from Knight Frank dated 12.05.15, 1x example photo of railings accommodating a tree

Case Officer:

Alistair Taylor

Direct Tel. No. 020 7641 2979

Recommended Condition(s) and Reason(s):

1 The development hereby permitted shall be carried out in accordance with the drawings and other documents listed on this decision letter, and any drawings approved subsequently by the City Council as local planning authority pursuant to any conditions on this decision letter.

Reason:

For the avoidance of doubt and in the interests of proper planning.

- 2 You must carry out any building work which can be heard at the boundary of the site only:
 - * between 08.00 and 48.00 Monday to Friday;
 - * between 08,00 and 13,00 on Saturday; and
 - * not at all on Sundays, bank holidays and public holidays.

Noisy work must not take place outside these hours. (C11AA)

Reason:

To protect the environment of neighbouring residents. This is as set out in S29 and S32 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 6 of our Unitary Development Plan that we adopted in January 2007, (R11AC)

All new work to the outside of the building must match existing original work in terms of the 3 choice of materials, method of construction and finished appearance. This applies unless differences are shown on the drawings we have approved or are required by conditions to this permission. (C26AA)

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Pian that we adopted in January 2007. (R26BE)

The gates and railings shall be formed in black painted metal, and shall be maintained in that colour thereafter.

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

5 You must hang all doors or gates so that they do not open over or across the road or pavement. (C24AA)

Reason:

In the interests of public safety and to avoid blocking the road as set out in S41 of Westminster's City Plan: Strategic Policies adopted November 2013 and TRANS 2 and TRANS 3 of our Unitary Development Plan that we adopted in January 2007. (R24AC)

You must protect the trees according to the details, proposals, recommendations and supervision schedule set out in your Arboricultural Method Statement (drawing no tf1008/MS/300 Rev B). The methods of working and arboricultural supervision schedule must be carried out according to the submitted details. If you need to revise any of these tree protection provisions, you must apply to us for our approval of the revised details, and you must not carry out work the relevant part of the development until we have approved what you have sent us. You must then carry out the work according to the approved details.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in \$25, \$28 and \$38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

You must submit a written report to us within 5 days of each arboricultural monitoring visit in relation to the Work Stages listed in Table 2 of the Arboricultural Method Statement. The arboricultural monitoring and reporting must be carried out by a suitably qualified and experienced arboricultural consultant.

Reason

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

During the development, you must not dig, or store or position any structures, machinery, equipment, materials or spoil within the Square (garden). If you need to use the Square for storage or welfare you must apply to us for approval of the details of the ways in which you will protect the trees in the Square.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater

Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

9 Notwithstanding the recommendations in the AMS, any work under or around any of the retained trees must not damage the branches of the trees or the roots over 25mm in diameter. If you uncover any roots of this diameter, you must build bridge foundations around them.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

10 You must apply to us for approval of a sample of the reconstituted stone for the plinth to the railings. You must not start any work on these parts of the development until we have approved what you have sent us.

You must then carry out the work according to the sample. (C26DB)

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

11 You must apply to us for approval of a sample of a two railing shafts linked by a top bar including one railing with a ball finial and one with a spearhead finial - showing the thickness of railing shaft, the detailing of finials and the spacing of the railing shafts.

You must not start work until we have approved what you have sent us. You must then carry out the work according to these samples. (C26CB)

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

Notwithstanding the details shown on 'Elevation 1' of of drawing D2292 L430C, the railings shall run continuously unless interrupted by the incorporation of gates

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

Informative(s):

- In dealing with this application the City Council has implemented the requirement in the National Planning Policy Framework to work with the applicant in a positive and proactive way. We have made available detailed advice in the form of our statutory policies in Westminster's City Plan: Strategic Policies adopted November 2013, Unitary Development Plan, Supplementary Planning documents, planning briefs and other informal written guidance, as well as offering a full pre application advice service, in order to ensure that applicant has been given every opportunity to submit an application which is likely to be considered favourably. In addition, where appropriate, further guidance was offered to the applicant at the validation stage.
- This site is in a conservation area. By law you must write and tell us if you want to cut, move or trim any of the trees there. You may want to discuss this first with our Tree Officer on 020 7641 6096 or 020 7641 2922. (I32AA)
- 3 Some of the trees on the site are protected by a Tree Preservation Order. You must get our permission before you do anything to them. You may want to discuss this first with our Tree Officer on 020 7641 6096 or 020 7641 2922. (I30AA)
- You need to speak to our Highways section about any work which will affect public roads. This includes new pavement crossovers, removal of redundant crossovers, changes in threshold levels, changes to on-street parking arrangements, and work which will affect pavement vaults. You will have to pay all administration, design, supervision and other costs of the work. We will carry out any work which affects the highway. When considering the desired timing of highway works in relation to your own development programme please bear in mind that, under the Traffic Management Act 2004, all works on the highway require a permit, and (depending on the length of the highway works) up to three months advance notice may need to be given. For more advice, please phone 020 7641 2642. However, please note that if any part of your proposals would require the removal or relocation of an on-street parking bay, this is unlikely to be approved by the City Council (as highway authority). (109AC)

DRAFT DECISION LETTER

Address:

Gloucester Square, London, W2

Proposal:

Removal of existing railings and installation of replacement railings and gates and

associated works to boundary of communal garden.

Plan Nos:

D2292 L,200, D2292 L.001, un-numbered drawing titled 'Railings At Tree Locations GA' from MetalCraft dated 21.08.15, G-Prelim-01, G-Prelim-01 (incorporating detail of railings/plinth accommodating tree), G-Prelim-02, D2292 L.410E, D2292 L.411E, D2292 L.201B, D2292 L.202B, D2292 L.203B, D2292 L.413, D2292 L.412, D2292 L.101B, tf1008/MS/301B, Planning Design and Access Statement including Heritage Assessment dated 08.04.15, email from Knight Frank dated 12.05.2015, 1x example

photograph of railings accommodating a tree

Case Officer:

Alistair Taylor

Direct Tel. No. 020 7641 2979

Recommended Condition(s) and Reason(s):

The development hereby permitted shall be carried out in accordance with the drawings and other documents listed on this decision letter, and any drawings approved subsequently by the City Council as local planning authority pursuant to any conditions on this decision letter.

Reason:

For the avoidance of doubt and in the interests of proper planning.

- 2 You must carry out any building work which can be heard at the boundary of the site only:
 - * between 08.00 and 48.00 Monday to Friday;
 - * between 08.00 and 13.00 on Saturday; and
 - * not at all on Sundays, bank holidays and public holidays.

Noisy work must not take place outside these hours. (C11AA)

Reason

To protect the environment of neighbouring residents. This is as set out in S29 and S32 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 6 of our Unitary Development Plan that we adopted in January 2007, (R11AC)

All new work to the outside of the building must match existing original work in terms of the choice of materials, method of construction and finished appearance. This applies unless differences are shown on the drawings we have approved or are required by conditions to this permission. (C26AA)

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

The gates and railings shall be formed in black painted metal, and shall be maintained in that colour thereafter.

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

5 You must hang all doors or gates so that they do not open over or across the road or pavement. (C24AA)

Reason:

In the interests of public safety and to avoid blocking the road as set out in S41 of Westminster's City Plan: Strategic Policies adopted November 2013 and TRANS 2 and TRANS 3 of our Unitary Development Plan that we adopted in January 2007. (R24AC)

You must protect the trees according to the details, proposals, recommendations and supervision schedule set out in your Arboricultural Method Statement (drawing no tf1008/MS/301 Rev B). The methods of working and arboricultural supervision schedule must be carried out according to the submitted details. If you need to revise any of these tree protection provisions, you must apply to us for our approval of the revised details, and you must not carry out work the relevant part of the development until we have approved what you have sent us. You must then carry out the work according to the approved details.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

You must submit a written report to us within 5 days of each arboricultural monitoring visit in relation to the Work Stages listed in Table 2 of the Arboricultural Method Statement. The arboricultural monitoring and reporting must be carried out by a suitably qualified and experienced arboricultural consultant.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

During the development, you must not dig, or store or position any structures, machinery, equipment, materials or spoil within the Square (garden). If you need to use the Square for storage or welfare you must apply to us for approval of the details of the ways in which you will protect the trees in the Square.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in \$25, \$28 and \$38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

9 Notwithstanding the recommendations in the AMS, any work under or around any of the retained trees must not damage the branches of the trees or the roots over 25mm in diameter. If you uncover any roots of this diameter, you must build bridge foundations around them.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

10 You must apply to us for approval of a sample of the reconstituted stone for the plinth to the railings. You must not start any work on these parts of the development until we have approved what you have sent us.

You must then carry out the work according to the sample. (C26DB)

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

11 You must apply to us for approval of a sample of a two railing shafts linked by a top bar including one railing with a ball finial and one with a spearhead finial - showing the thickness of railing shaft, the detailing of finials and the spacing of the railing shafts.

You must not start work until we have approved what you have sent us. You must then carry out the work according to these samples. (C26CB)

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

Informative(s):

- In dealing with this application the City Council has implemented the requirement in the National Planning Policy Framework to work with the applicant in a positive and proactive way. We have made available detailed advice in the form of our statutory policies in Westminster's City Plan: Strategic Policies adopted November 2013, Unitary Development Plan, Supplementary Planning documents, planning briefs and other informal written guidance, as well as offering a full pre application advice service, in order to ensure that applicant has been given every opportunity to submit an application which is likely to be considered favourably. In addition, where appropriate, further guidance was offered to the applicant at the validation stage.
- This site is in a conservation area. By law you must write and tell us if you want to cut, move or trim any of the trees there. You may want to discuss this first with our Tree Officer on 020 7641 6096 or 020 7641 2922. (I32AA)
- 3 Some of the trees on the site are protected by a Tree Preservation Order. You must get our permission before you do anything to them. You may want to discuss this first with our Tree Officer on 020 7641 6096 or 020 7641 2922. (I30AA)

You need to speak to our Highways section about any work which will affect public roads. This includes new pavement crossovers, removal of redundant crossovers, changes in threshold levels, changes to on-street parking arrangements, and work which will affect pavement vaults. You will have to pay all administration, design, supervision and other costs of the work. We will carry out any work which affects the highway. When considering the desired timing of highway works in relation to your own development programme please bear in mind that, under the Traffic Management Act 2004, all works on the highway require a permit, and (depending on the length of the highway works) up to three months advance notice may need to be given. For more advice, please phone 020 7641 2642. However, please note that if any part of your proposals would require the removal or relocation of an on-street parking bay, this is unlikely to be approved by the City Council (as highway authority). (109AC)

DRAFT DECISION LETTER

Address:

Hyde Park Square, London, W2

Proposal:

Removal of existing railings and installation of replacement railings and gates and

associated works to boundary of communal garden.

Plan Nos:

D2292 L.002, D2292 L.211B, D2292 L.212B, G-Prelim-02, un-numbered drawing titled 'Railings At Tree Locations GA' from MetalCraft dated 21.08.15, G-Prelim-01,

G-Prelim-01 (incorporating detail of railings/plinth accommodating tree),

tf1008/MS/302B, D2292 L.210, D2292 L.420C, D2292 L.421E, D2292 L.422C, D2292 L.425, D2292 L.424, D2292 L.423, D2292 L.102B, Planning Design and Access Statement including Heritage Assessment, email from Knight Frank dated

12.05.15, 1x example photo of railings accommodating a tree

Case Officer:

Alistair Taylor

Direct Tel. No. 020 7641 2979

Recommended Condition(s) and Reason(s):

The development hereby permitted shall be carried out in accordance with the drawings and other documents listed on this decision letter, and any drawings approved subsequently by the City Council as local planning authority pursuant to any conditions on this decision letter.

Reason:

For the avoidance of doubt and in the interests of proper planning.

- 2 You must carry out any building work which can be heard at the boundary of the site only:
 - * between 08.00 and 48.00 Monday to Friday;
 - * between 08.00 and 13.00 on Saturday; and
 - * not at all on Sundays, bank holidays and public holidays.

Noisy work must not take place outside these hours. (C11AA)

Reason:

To protect the environment of neighbouring residents. This is as set out in S29 and S32 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 6 of our Unitary Development Plan that we adopted in January 2007 (R11AC)

All new work to the outside of the building must match existing original work in terms of the choice of materials, method of construction and finished appearance. This applies unless differences are shown on the drawings we have approved or are required by conditions to this permission. (C26AA)

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

The gates and railings shall be formed in black painted metal, and shall be maintained in that colour thereafter

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

5 You must hang all doors or gates so that they do not open over or across the road or pavement. (C24AA)

Reason:

In the interests of public safety and to avoid blocking the road as set out in S41 of Westminster's City Plan: Strategic Policies adopted November 2013 and TRANS 2 and TRANS 3 of our Unitary Development Plan that we adopted in January 2007. (R24AC)

You must protect the trees according to the details, proposals, recommendations and supervision schedule set out in your Arboricultural Method Statement (drawing no tf1008/MS/302 Rev B). The methods of working and arboricultural supervision schedule must be carried out according to the submitted details. If you need to revise any of these tree protection provisions, you must apply to us for our approval of the revised details, and you must not carry out work the relevant part of the development until we have approved what you have sent us. You must then carry out the work according to the approved details.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

You must submit a written report to us within 5 days of each arboricultural monitoring visit in relation to the Work Stages listed in Table 2 of the Arboricultural Method Statement. The arboricultural monitoring and reporting must be carried out by a suitably qualified and experienced arboricultural consultant.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

During the development, you must not dig, or store or position any structures, machinery, equipment, materials or spoil within the Square (garden). If you need to use the Square for storage or welfare you must apply to us for approval of the details of the ways in which you will protect the trees in the Square.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

9 Notwithstanding the recommendations in the AMS, any work under or around any of the retained trees must not damage the branches of the trees or the roots over 25mm in diameter. If you uncover any roots of this diameter, you must build bridge foundations around them.

Reason:

To protect the trees and the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25, S28 and S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17, DES 1 (A) and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R31DC)

10 You must apply to us for approval of a sample of the reconstituted stone for the plinth to the railings. You must not start any work on these parts of the development until we have approved what you have sent us.

You must then carry out the work according to the sample. (C26DB)

Reason

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

11 You must apply to us for approval of a sample of a two railing shafts linked by a top bar including one railing with a ball finial and one with a spearhead finial - showing the thickness of railing shaft, the detailing of finials and the spacing of the railing shafts.

You must not start work until we have approved what you have sent us. You must then carry out the work according to these samples. (C26CB)

Reason:

To make sure that the appearance of the building is suitable and that it contributes to the character and appearance of this part of the Bayswater Conservation Area. This is as set out in S25 and S28 of Westminster's City Plan: Strategic Policies adopted November 2013 and DES 1 and DES 5 or DES 6 or both and paras 10.108 to 10.128 of our Unitary Development Plan that we adopted in January 2007. (R26BE)

You must apply to us for approval of detailed drawings of a soft landscaping scheme which includes the number, size, species and position of trees and shrubs in any areas where existing shrubs/hedging adjacent to the line of the new railings is to be removed. You must not start work on the relevant part of the development until we have approved what you have sent us. You must then carry out the landscaping and planting within 1 year of completing the development (or within any other time limit we agree to in writing).

If you remove any trees or find that they are dying, severely damaged or diseased within 3 years of planting them, you must replace them with trees of a similar size and species. (C30CB)

Reason

To improve the appearance of the development and its contribution to biodiversity and the local environment, as set out in S38 of Westminster's City Plan: Strategic Policies adopted November 2013 and ENV 16, ENV 17 and DES 1 (A) of our Unitary Development Plan that we adopted in January 2007. (R30AC)

Informative(s):

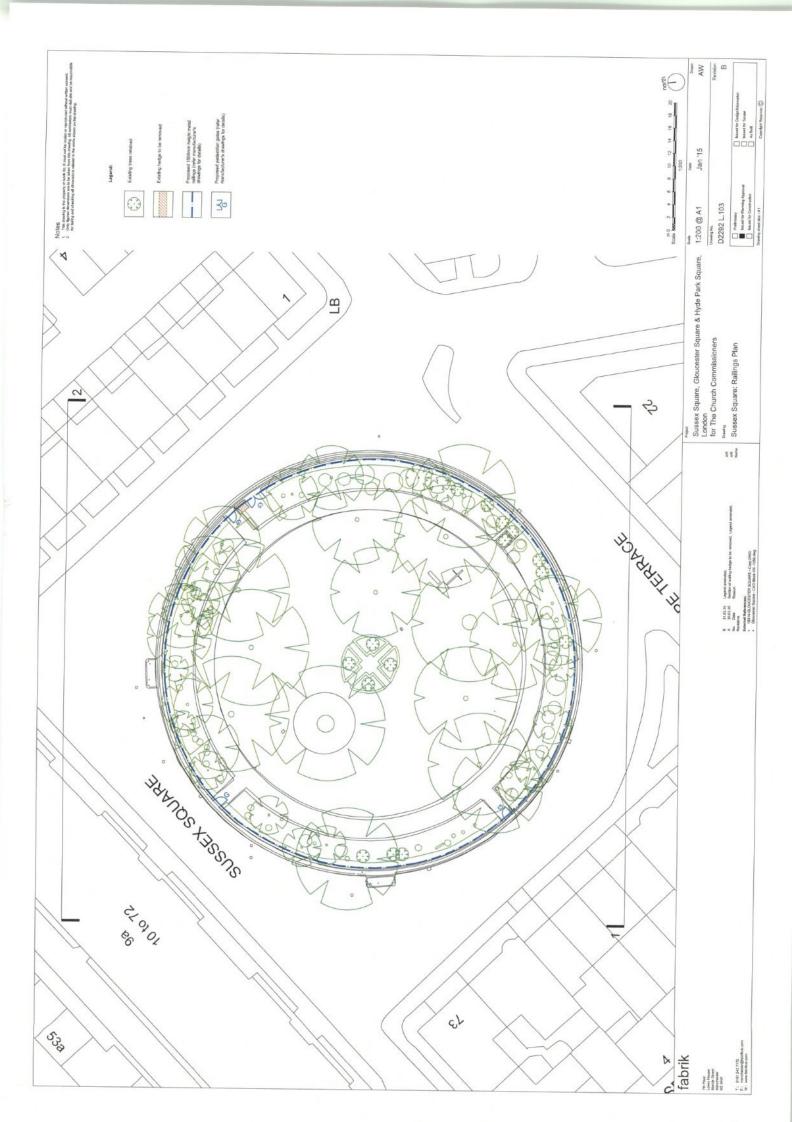
In dealing with this application the City Council has implemented the requirement in the National Planning Policy Framework to work with the applicant in a positive and proactive way. We have

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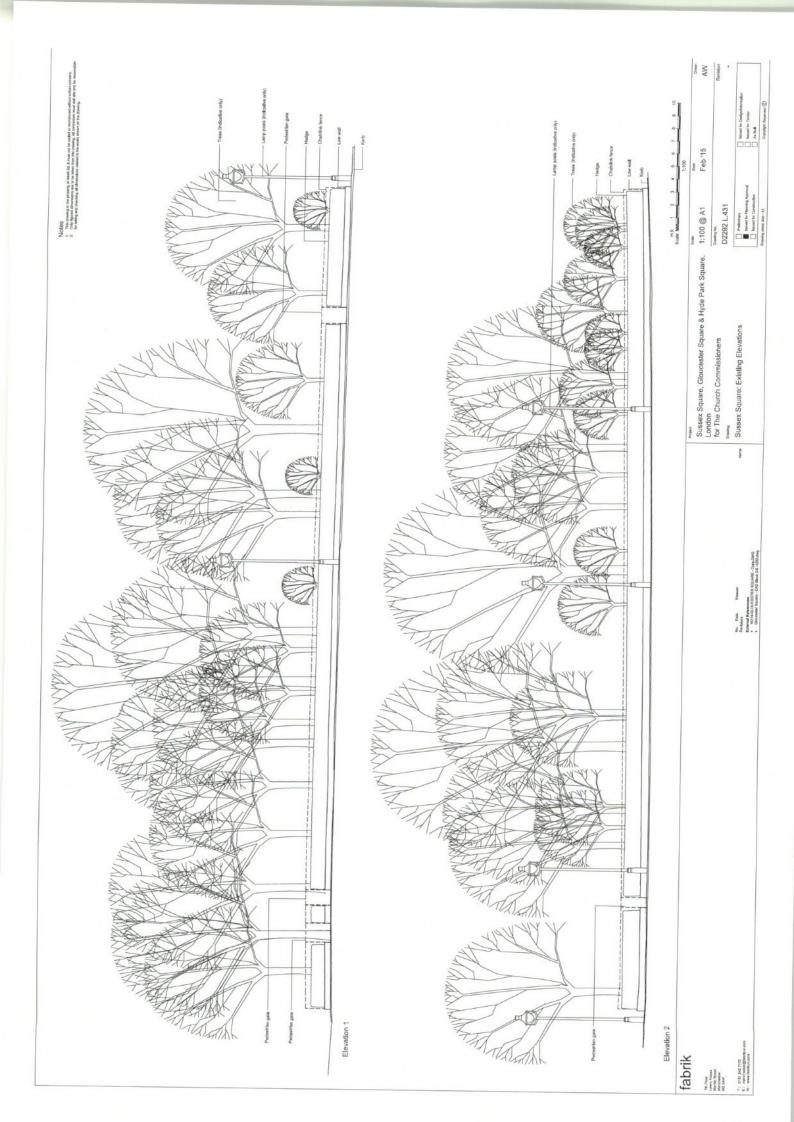
made available detailed advice in the form of our statutory policies in Westminster's City Plan: Strategic Policies adopted November 2013, Unitary Development Plan, Supplementary Planning documents, planning briefs and other informal written guidance, as well as offering a full pre application advice service, in order to ensure that applicant has been given every opportunity to submit an application which is likely to be considered favourably. In addition, where appropriate, further guidance was offered to the applicant at the validation stage.

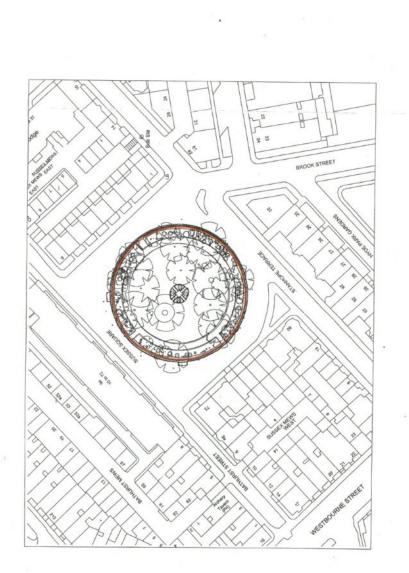
- This site is in a conservation area. By law you must write and tell us if you want to cut, move or trim any of the trees there. You may want to discuss this first with our Tree Officer on 020 7641 6096 or 020 7641 2922. (I32AA)
- 3 Some of the trees on the site are protected by a Tree Preservation Order. You must get our permission before you do anything to them. You may want to discuss this first with our Tree Officer on 020 7641 6096 or 020 7641 2922. (I30AA)
- You need to speak to our Highways section about any work which will affect public roads. This includes new pavement crossovers, removal of redundant crossovers, changes in threshold levels, changes to on-street parking arrangements, and work which will affect pavement vaults. You will have to pay all administration, design, supervision and other costs of the work. We will carry out any work which affects the highway. When considering the desired timing of highway works in relation to your own development programme please bear in mind that, under the Traffic Management Act 2004, all works on the highway require a permit, and (depending on the length of the highway works) up to three months advance notice may need to be given. For more advice, please phone 020 7641 2642. However, please note that if any part of your proposals would require the removal or relocation of an on-street parking bay, this is unlikely to be approved by the City Council (as highway authority). (109AC)

APPLICATION 1









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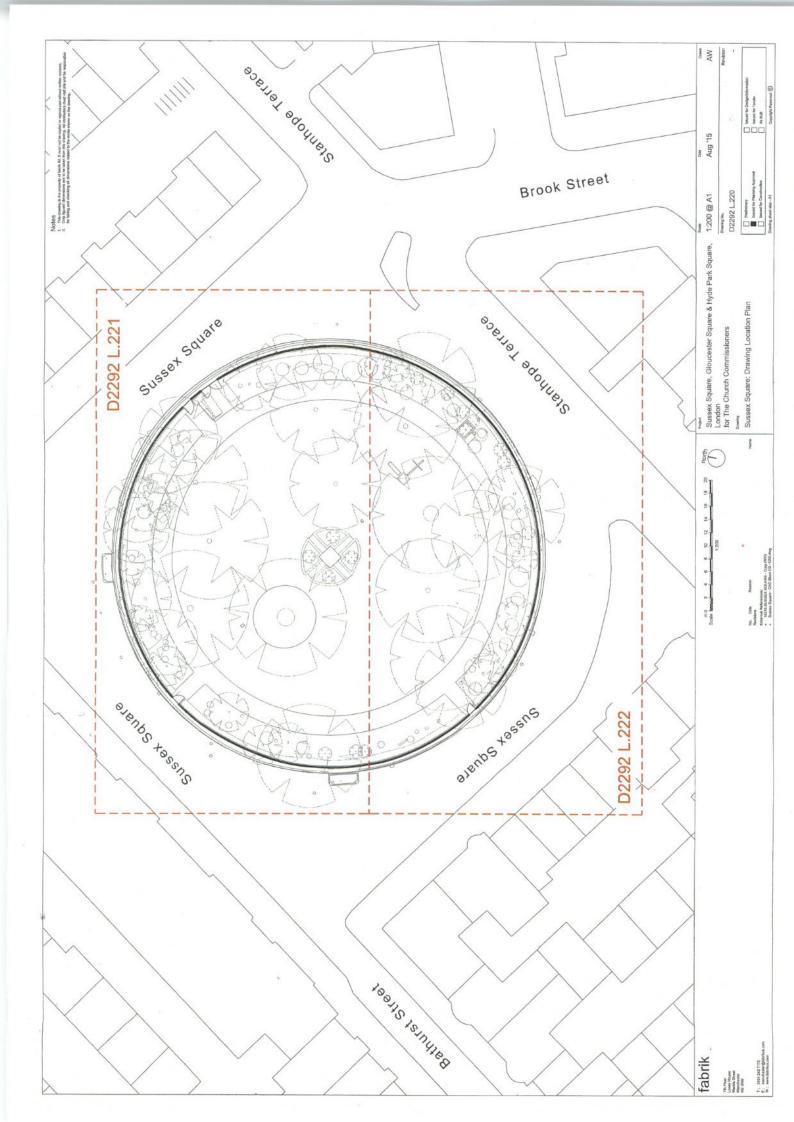
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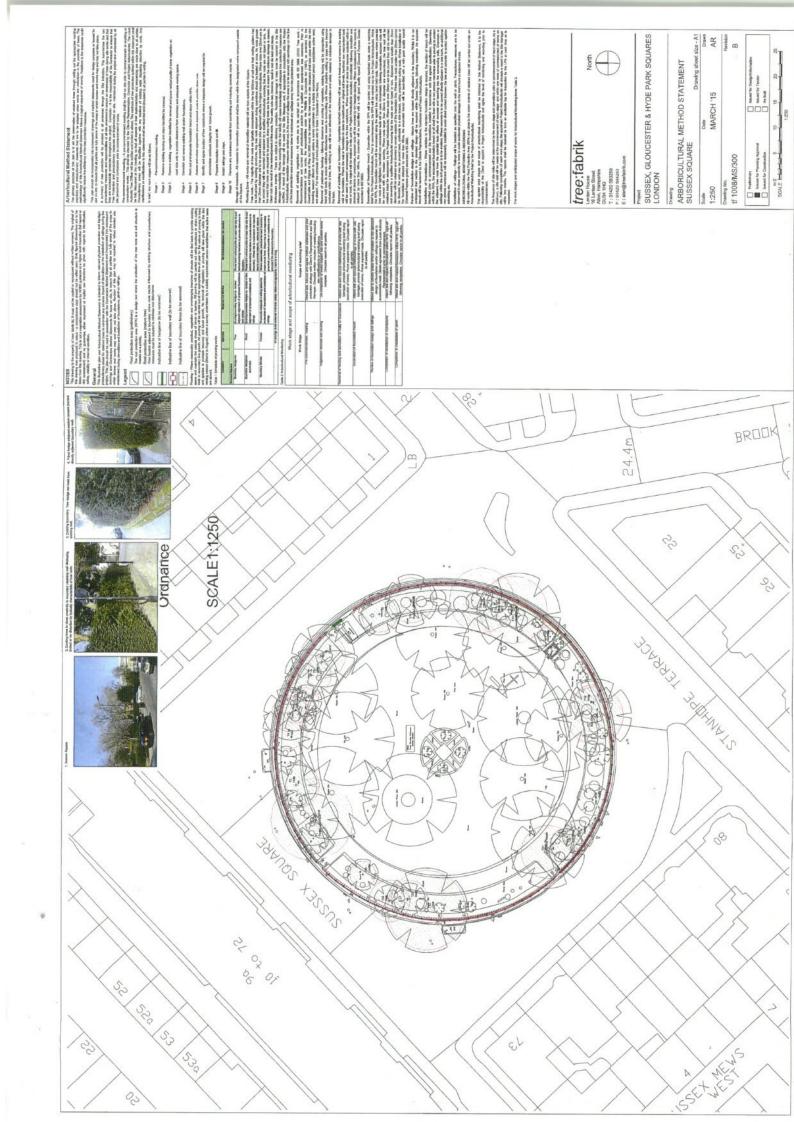
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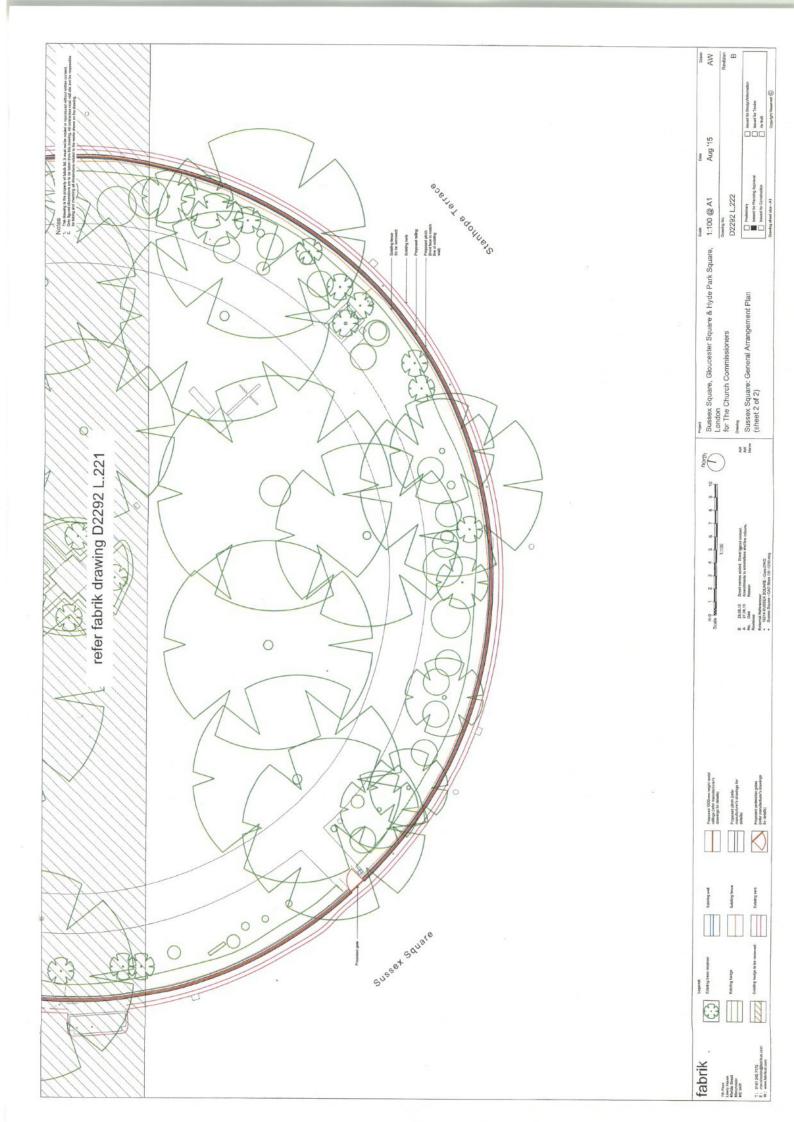
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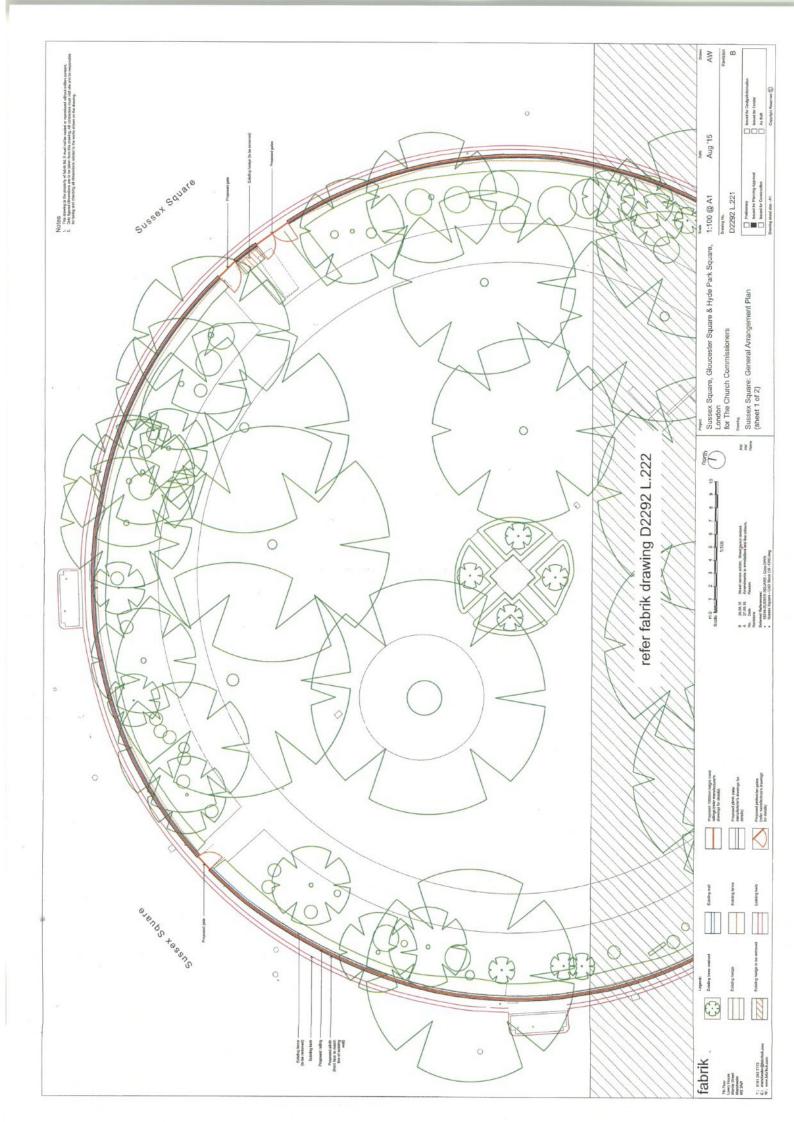
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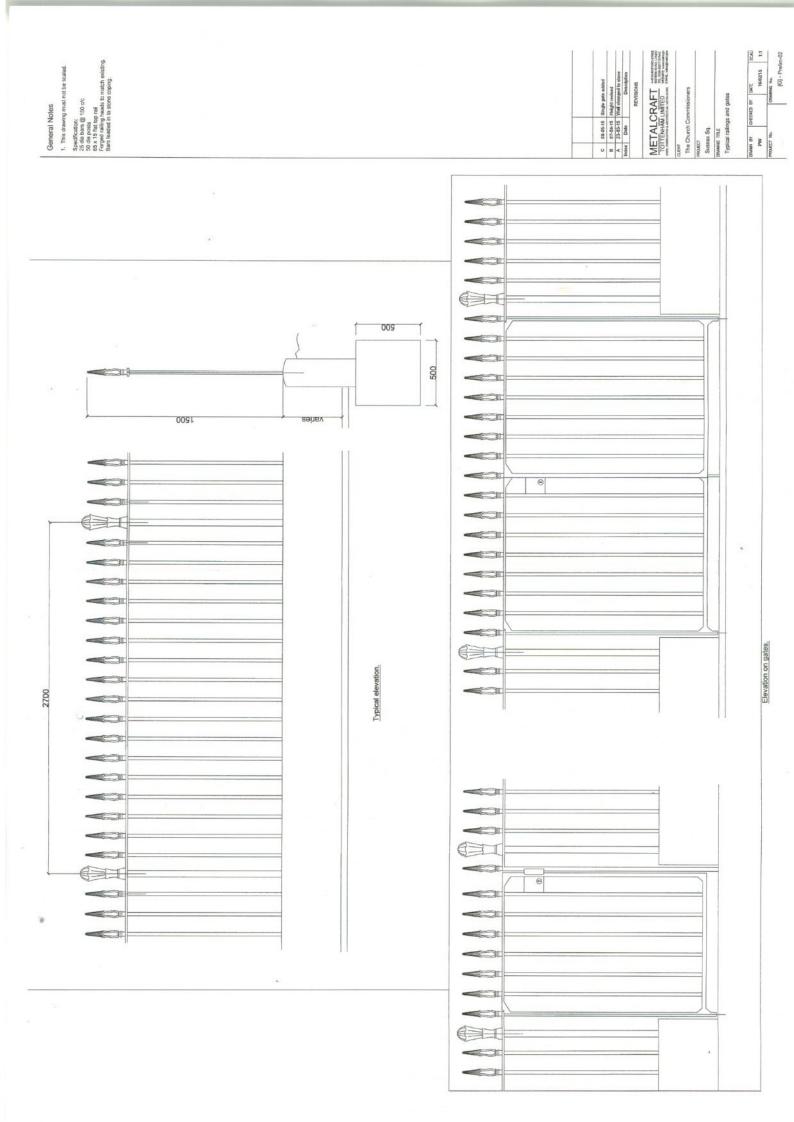
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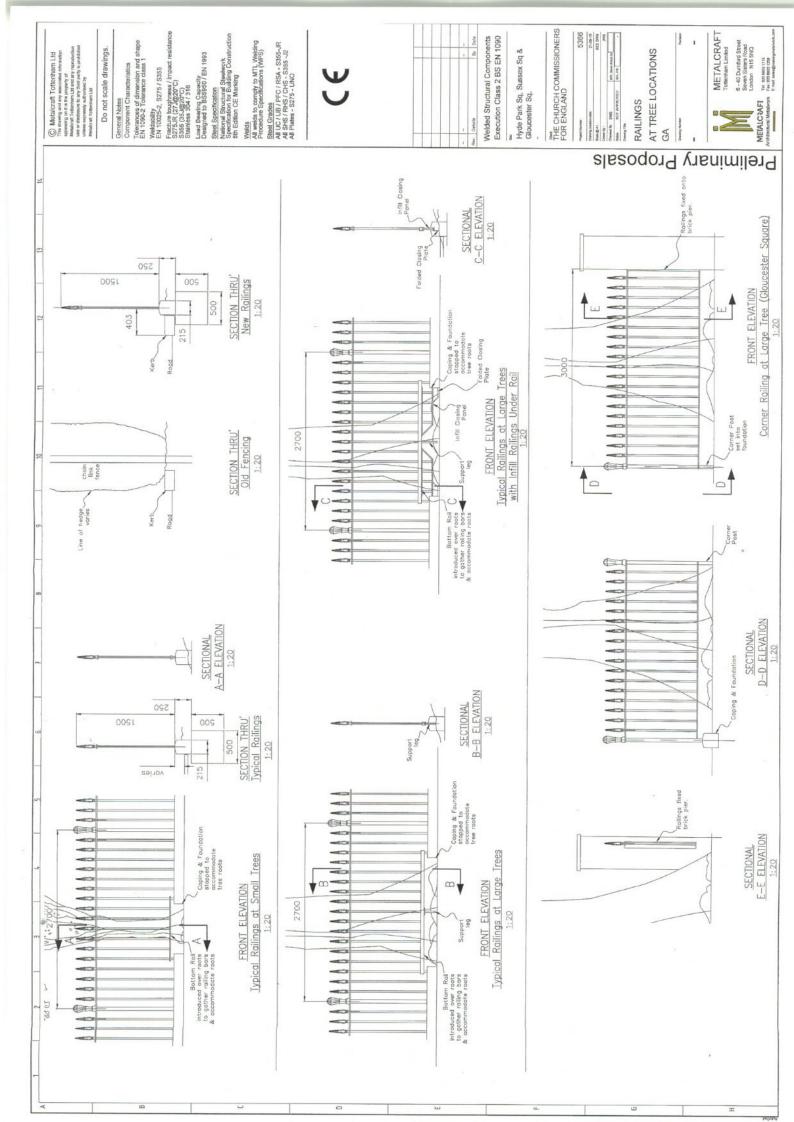






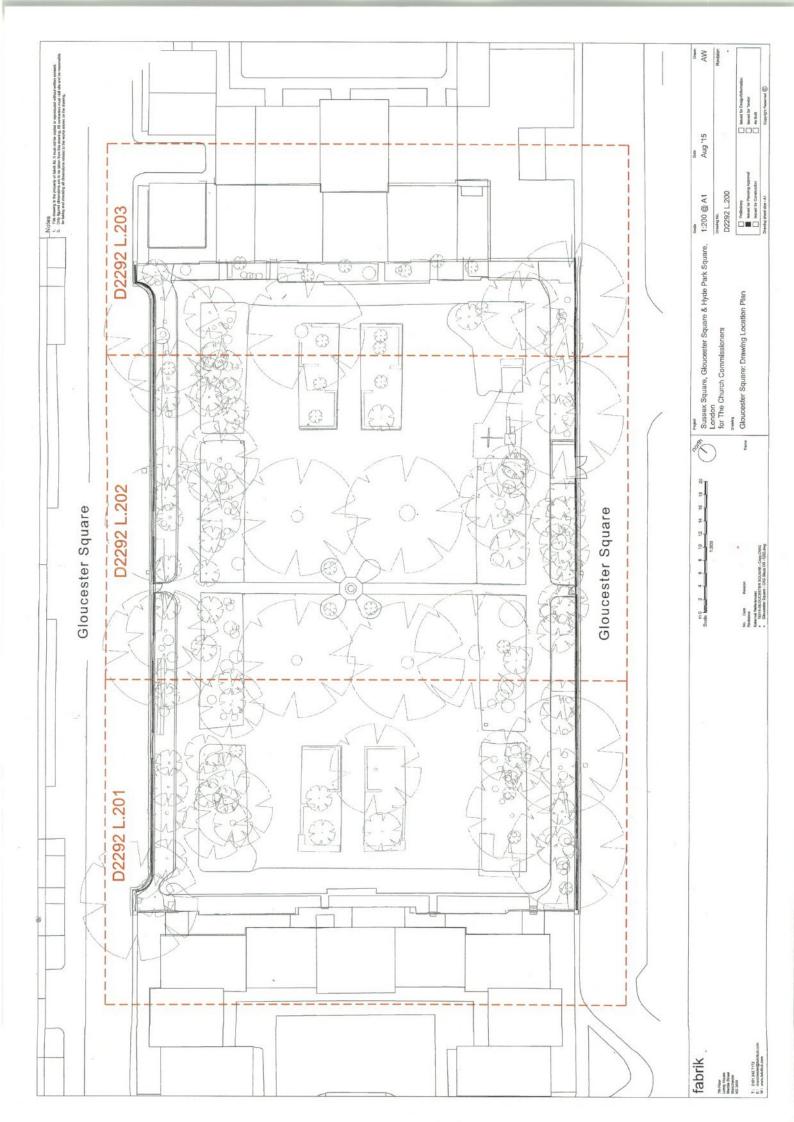


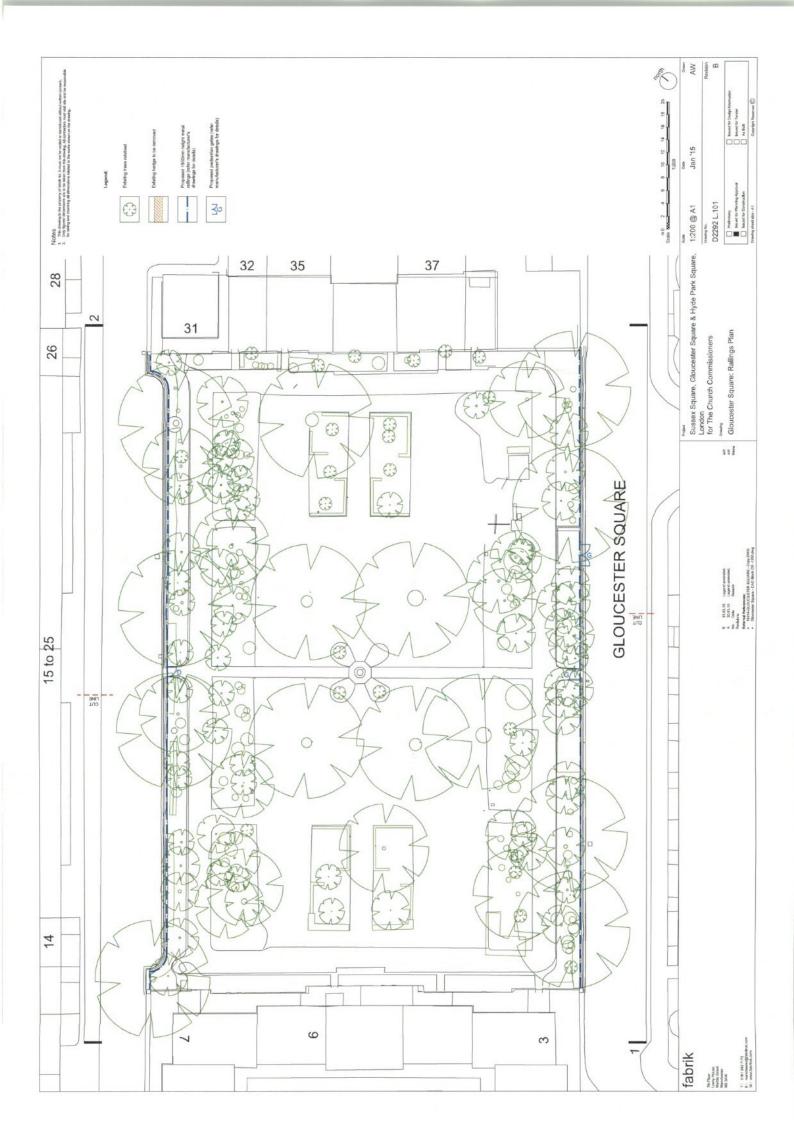




APPLICATION 2

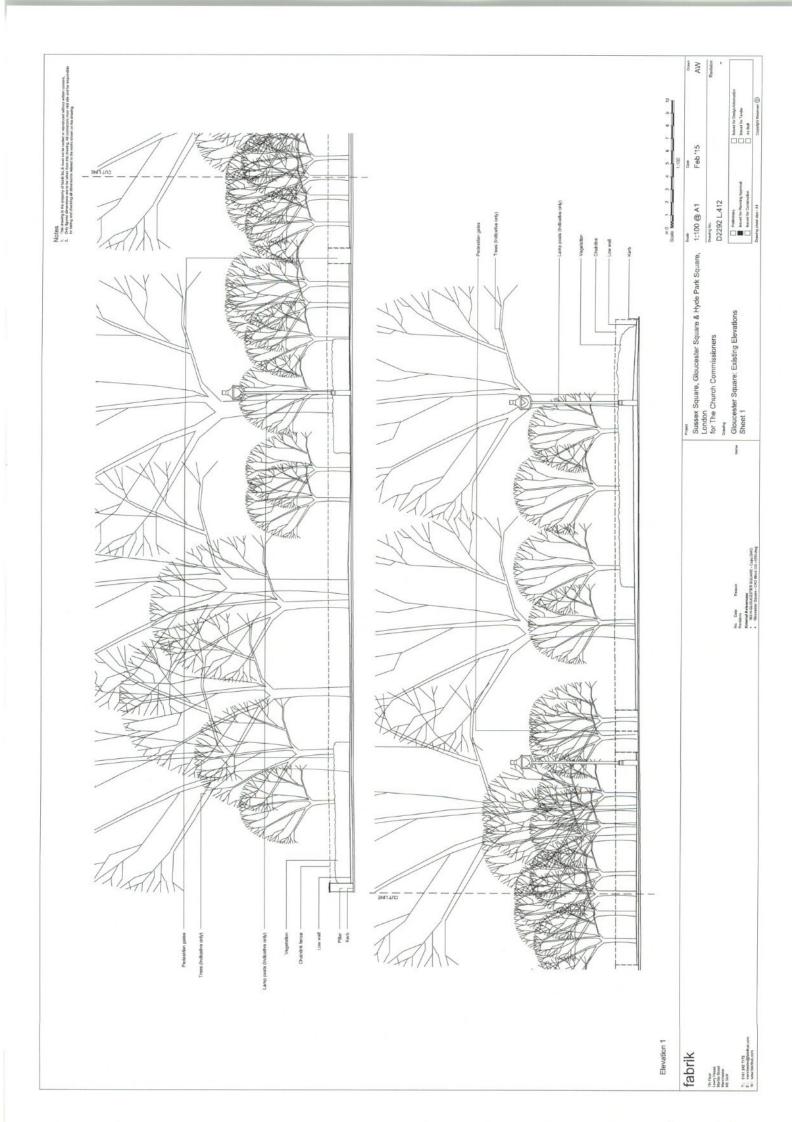


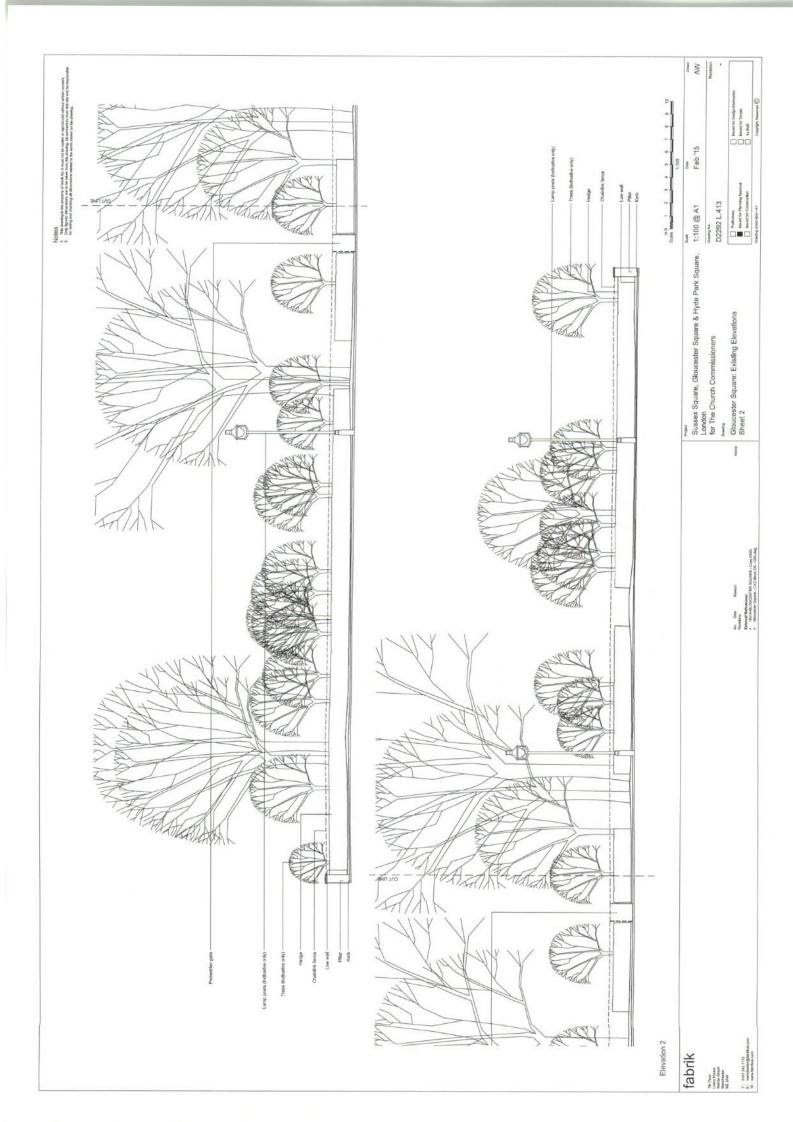




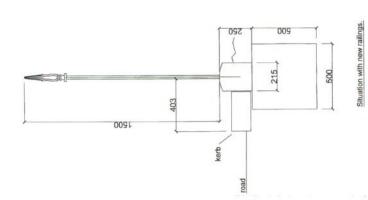




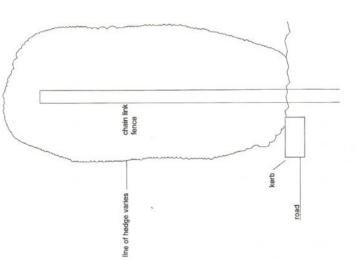




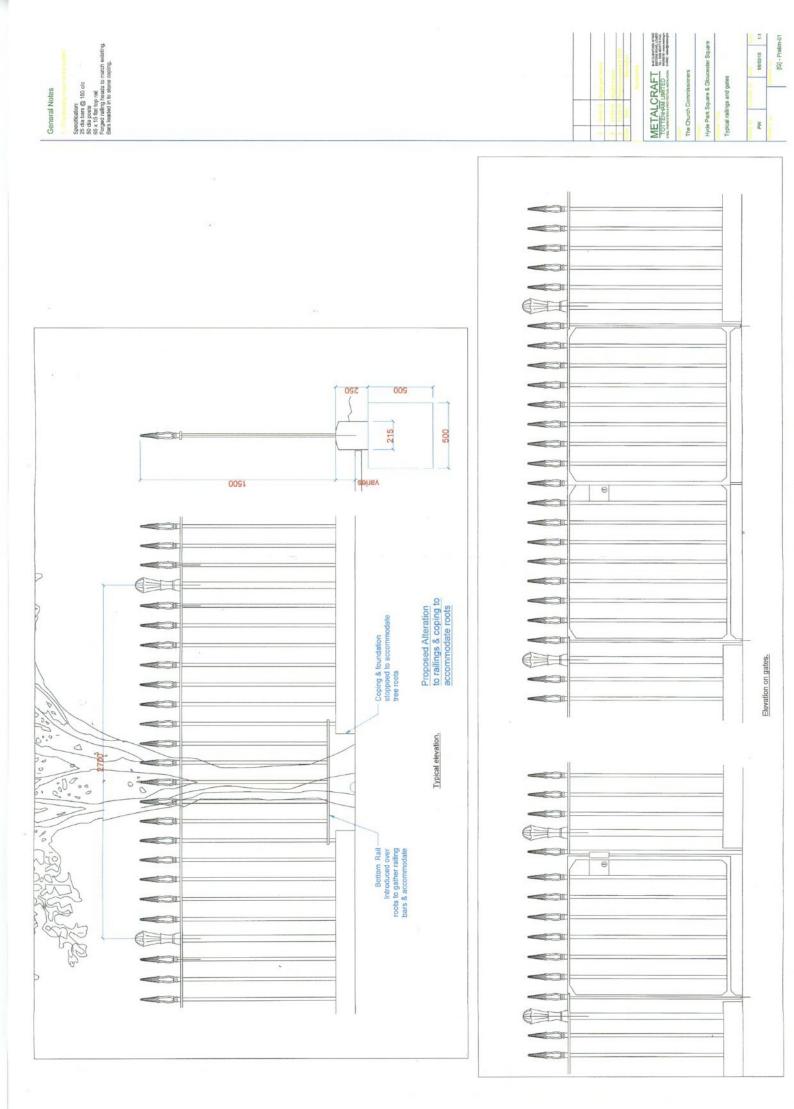




General Notes
1. This drawing must not be scaled.



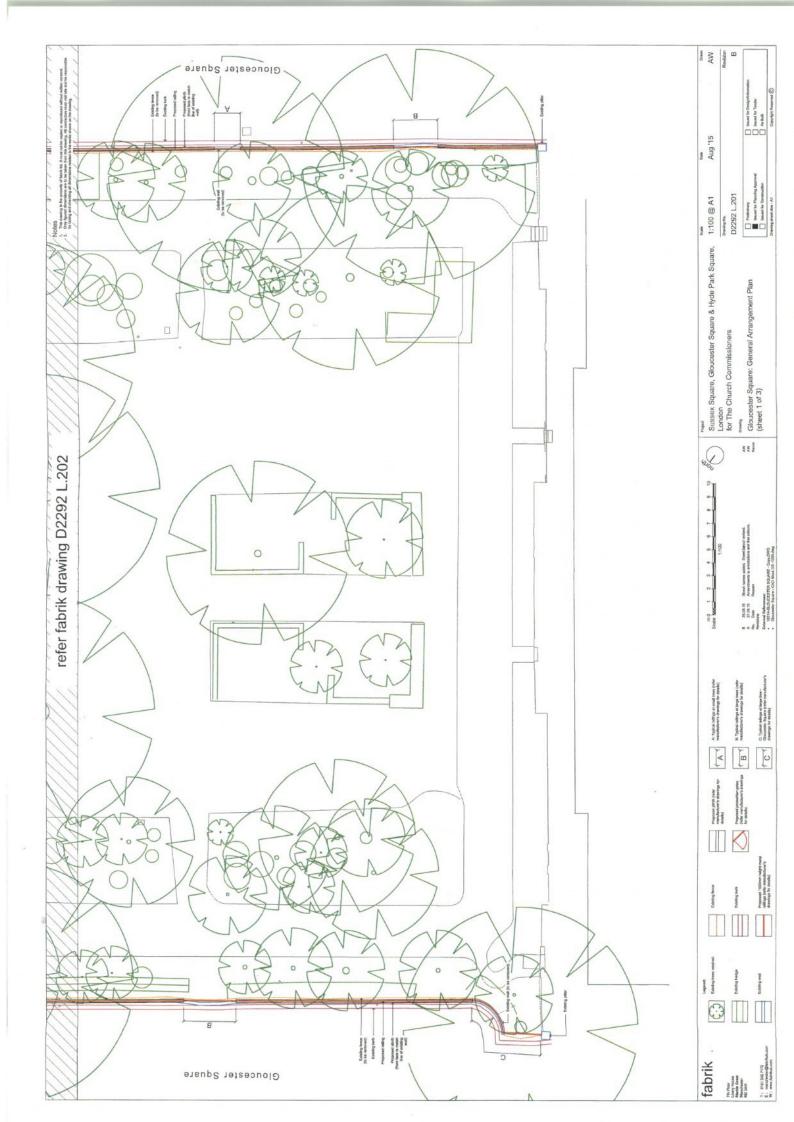
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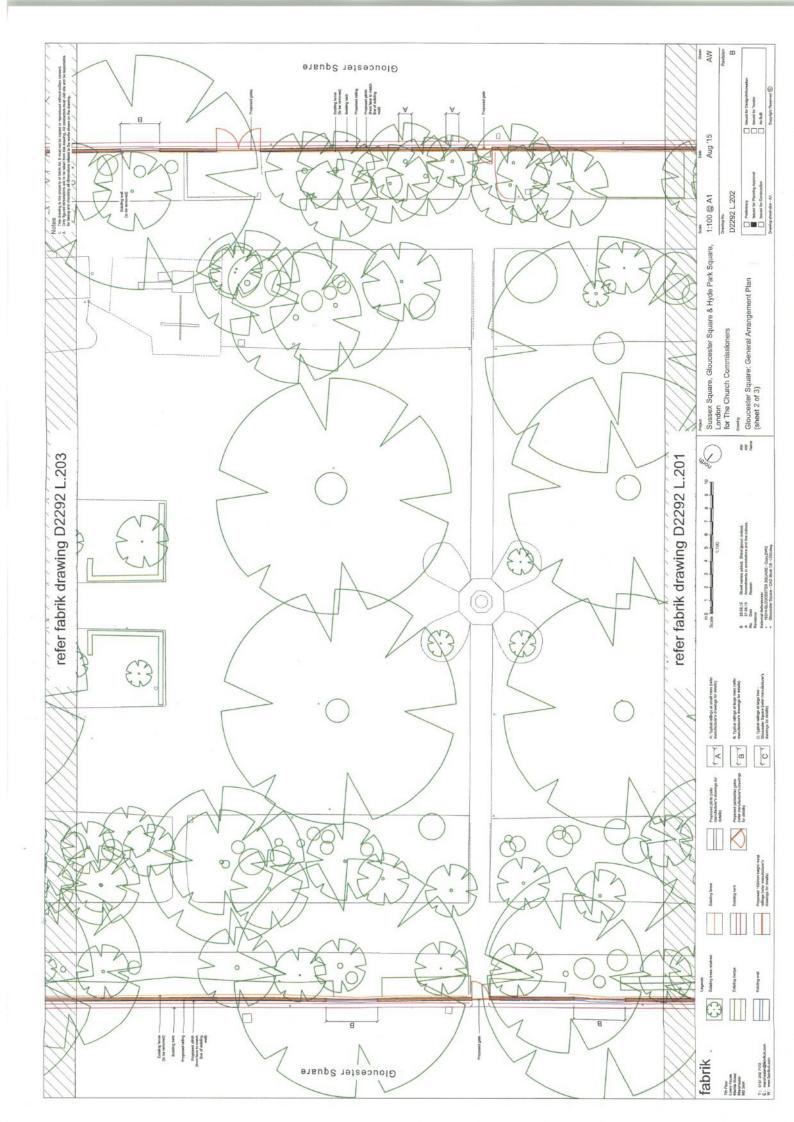


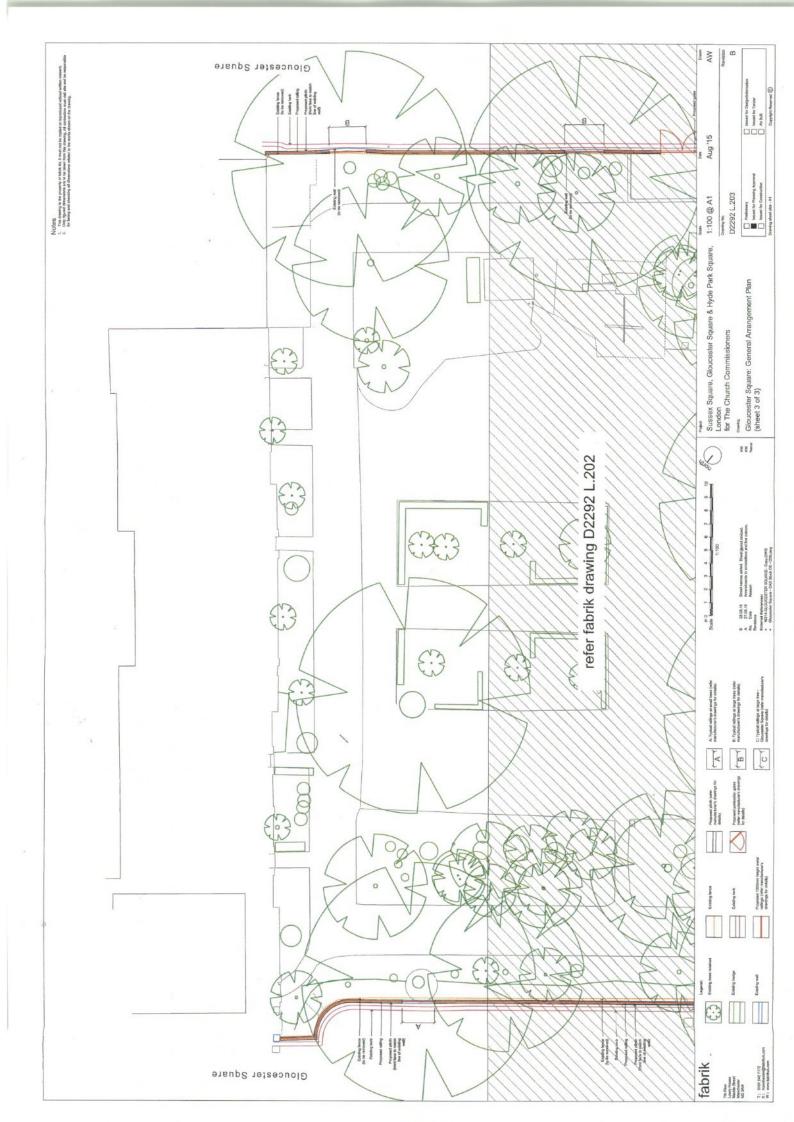
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Forgot railing heads to match existing.
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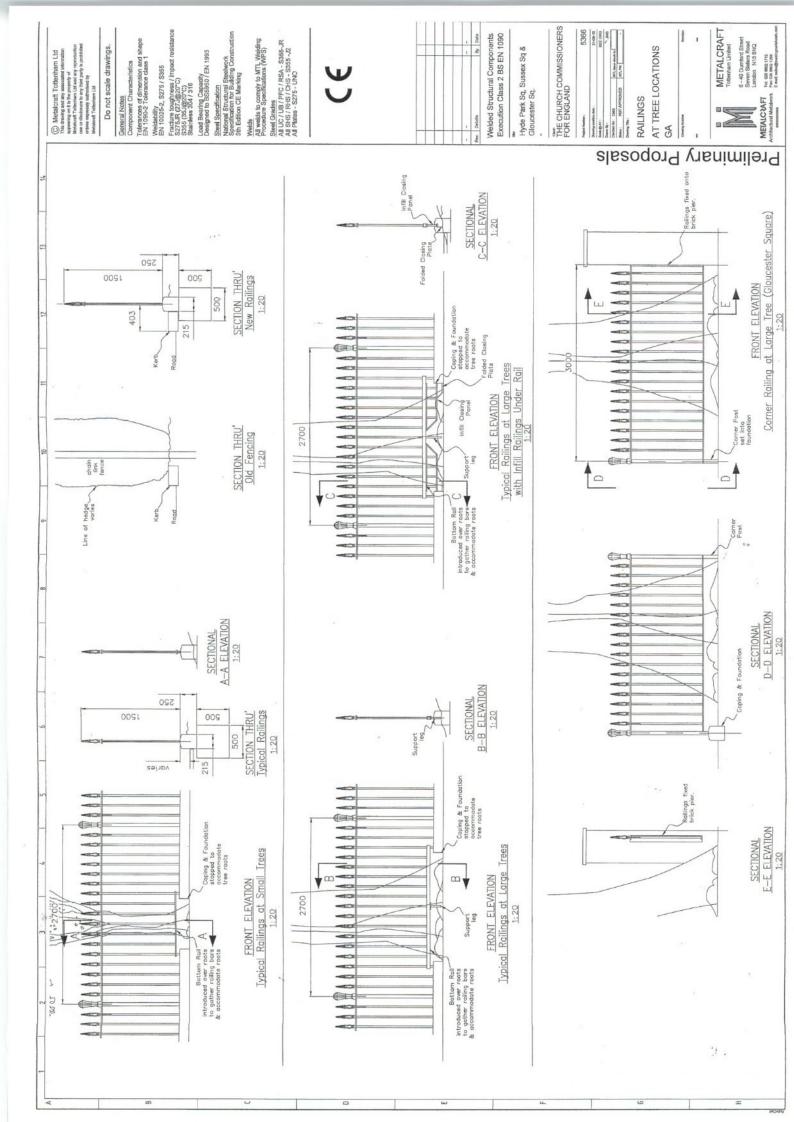
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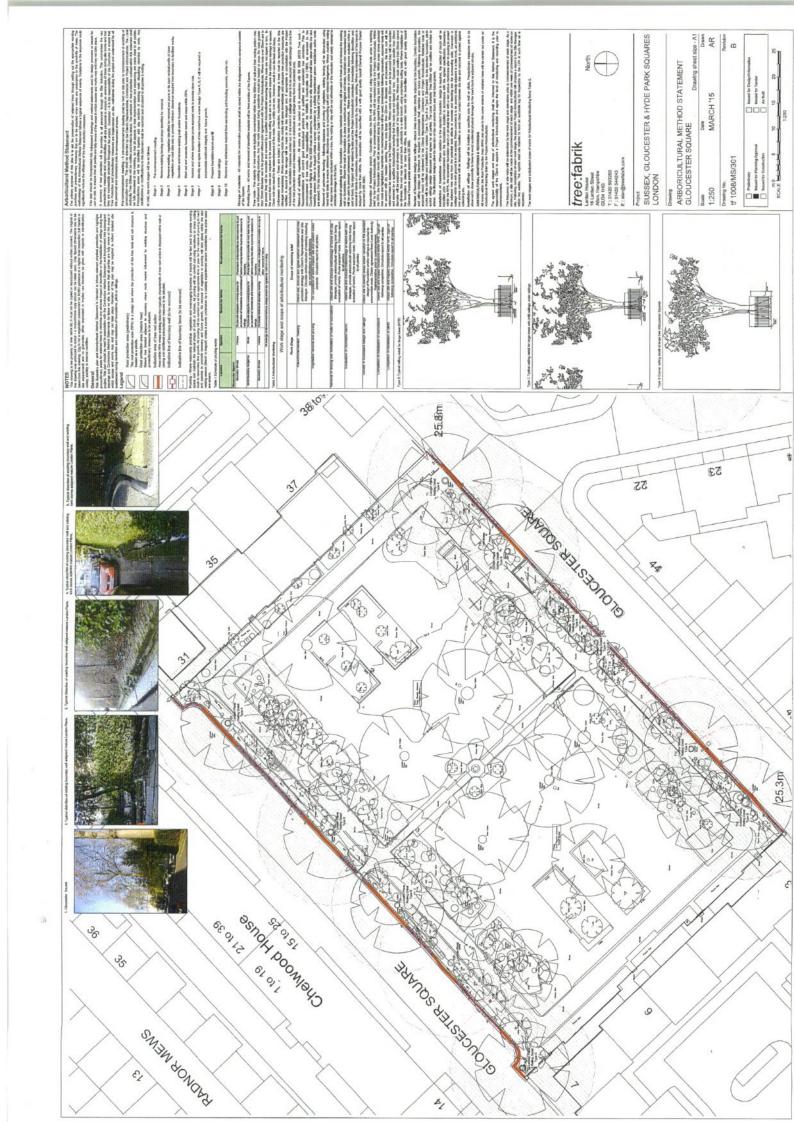
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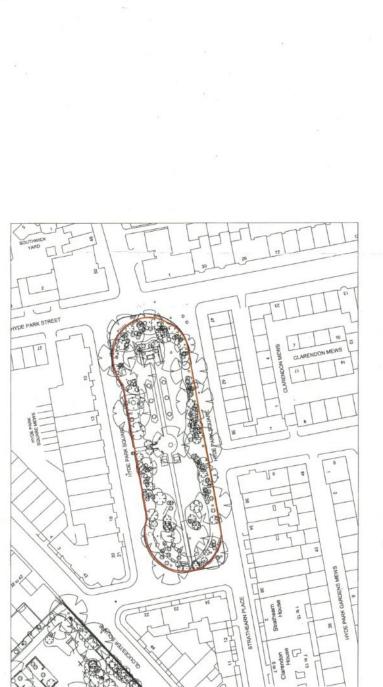








APPLICATION 3



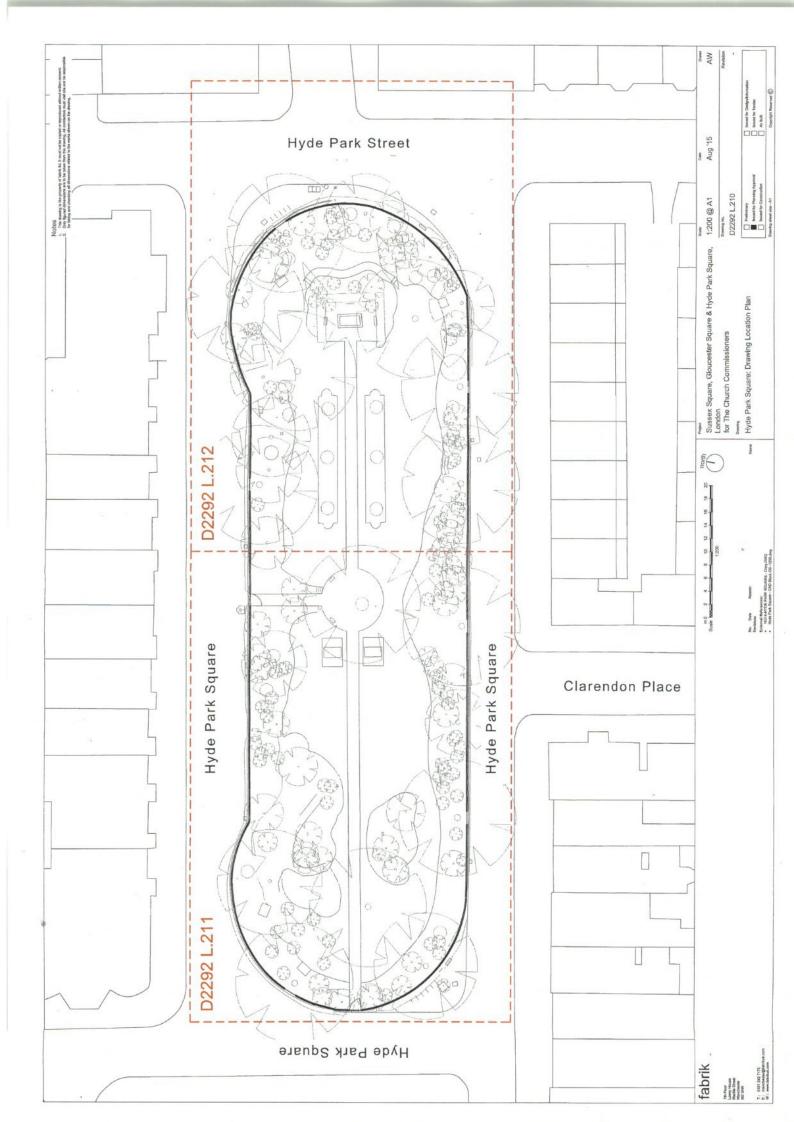
Application boundary

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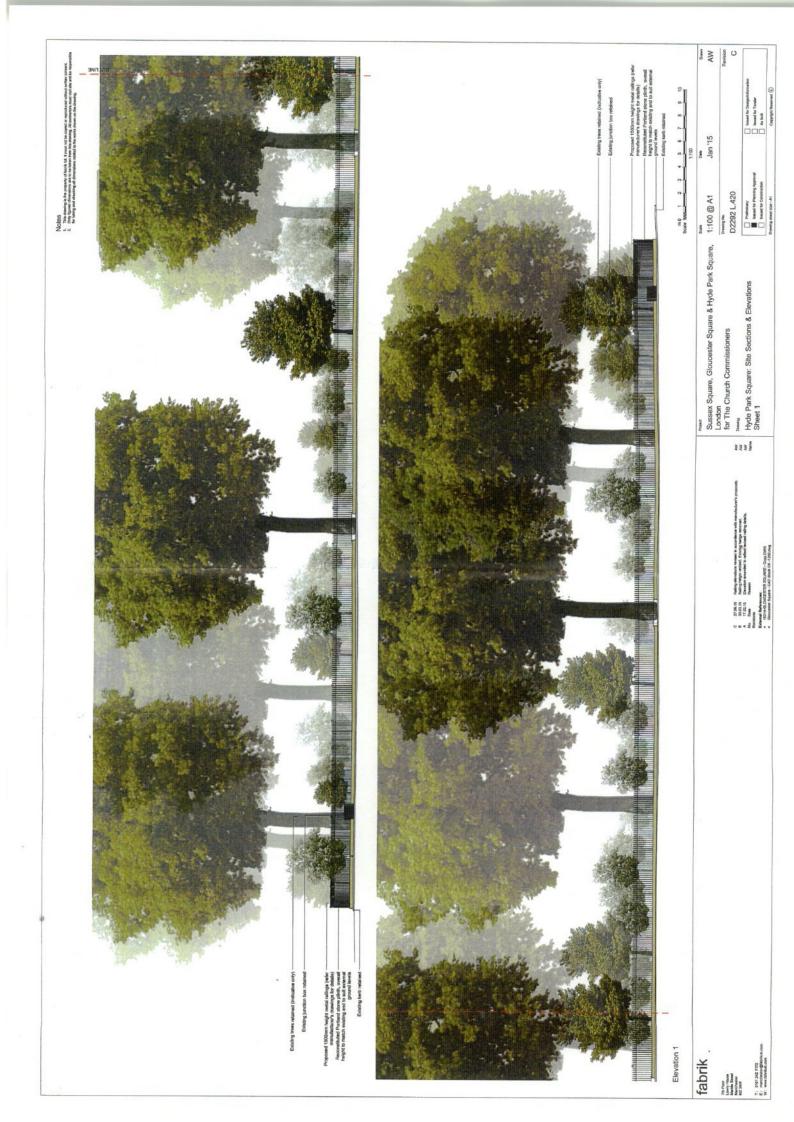
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