



NOTICE OF DECISION
TOWN AND COUNTRY PLANNING ACT 1990
(AS AMENDED)

Name and Address of Agent/Applicant:

Taylor Wimpey
Miss Heather Ennis
Windrush Court
Suite J
Abingdon Business Park
Abingdon
OX14 1SY

Date Registered: 8th February 2018

Proposal: Discharge of conditions 35 (canal footpath details) and 36 (tree/hedgerow protection) of 05/01337/OUT

Location: Land North East Of Oxford Road West Of Oxford Canal And East Of Bankside Banbury

Parish(es): Banbury

REFUSAL OF CLEARANCE OF PLANNING CONDITION(S)

The Cherwell District Council, as Local Planning Authority, hereby **REFUSES** the clearance of the above condition(s) for the reason(s) overleaf.

Cherwell District Council
Bodicote House
Bodicote
BANBURY
OX15 4AA

Paul Feehily

**Interim Director for
Planning and Regeneration**

Date of Decision: 3rd April 2018

Checked by: rd (Officer initials)

REASONS FOR REFUSAL

Condition 35

Condition 35 does not require any further information to be submitted as the canal footpath details have already been approved as part of reserved matters approval 15/01168/REM. The development should be carried out with respect to the canal footpath within Phase 4 as specified in the plans, drawings and documents approved as part of 15/01168/REM.

Condition 36

The tree and hedgerow protection details do not set out and specify 10m buffers in relation to trees and hedgerows proposed for retention as part of development on Phase 4 as approved under 15/01168/REM and as required by the condition. Where development is proposed within root protection areas it should specify how these would take place to safeguard the trees/hedgerows.