



Town and Country Planning Act 1990 (as amended)

DECISION NOTICE

HCC Application No: 6/0606-08 (CM563)

Description & location of development:

Increase the capacity of an existing liquid waste plant and to increase the number of daily vehicle movements at 30 Burrowfields, Welwyn Garden City, Hertfordshire.

**To: The Honeywagon Company
30 Burrowfields
Welwyn Garden City
Hertfordshire
AL7 4SR**

In pursuance of its powers under the above Act and the Orders and Regulations for the time being in force thereunder, the Council hereby PERMITS the development proposed by you in your application dated 6 February 2008 (received with sufficient particulars on 12 March 2008) including the Working Plan which accompanied the application and the plan(s)/drawing(s) titled: "Waste Interceptors for John L. Dicks, 30 Burrowfields, Welwyn Garden City" dated Oct 2001, stamped FINAL, subject to the 7 conditions which are detailed in the attached schedule with the reasons for their imposition.

Dated: day of 2008 Signed:

DEVELOPMENT CONTROL MANAGER

TOWN AND COUNTRY PLANNING ACT 1990

Appeals to the Department for Communities and Local Government.

If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Department for Communities and Local Government under Section 78 of the Town and Country Planning Act 1990.

If you want to appeal, then you must do so within six months of the date of this notice, using a form which you can get from The Planning Inspectorate, Customer Support Section, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN or from the Planning Inspectorate's website at www.planning-inspectorate.gov.uk

The Department for Communities and Local Government can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Department for Communities and Local Government need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions it imposed, having regard to the statutory requirements, to the provisions of the development order and to any directions given under the order.

In practice, the Department for Communities and Local Government does not refuse to consider appeals solely because the local planning authority based its decisions on a direction given by him.

Purchase Notices

If either the local planning authority or the Department for Communities and Local Government refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor can he render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

Compensation

In certain circumstances compensation may be claimed from the local planning authority if permission is refused or granted subject to conditions by the Department for Communities and Local Government on appeal or on reference of the application to her.

These circumstances are set out in Section 114 and related provisions of the Town and Country Planning Act 1990.

SCHEDULE OF CONDITIONS NUMBERED 1- 7 ATTACHED TO PLANNING PERMISSION ISSUED UNDER 6/0606-08 FOR THE INCREASE IN CAPACITY OF AN EXISTING LIQUID WASTE PLANT AND AN INCREASE IN DAILY VEHICLE MOVEMENTS AT 30 BURROWFIELDS, WELWYN GARDEN CITY, HERTFORDSHIRE.

Limit of Operations:

- 1. The development hereby permitted shall, except where modified by this Schedule of Conditions, shall be undertaken in accordance with the provisions of the planning application dated 6 February 2008 and drawing titled "Waste Interceptors for John L. Dicks, 30 Burrowfields, Welwyn Garden City" dated Oct 2001, stamped FINAL.**

Reason: To ensure that an orderly programme of operations is carried out in such a way that the adverse effects on local amenity are kept to a minimum.

Hours of Operation

- 2. Unless prior approval in writing by the Local Planning Authority has been given, no operations shall be undertaken at the site except during the following hours:**

0700 – 1700, Monday to Friday

With no operations on Saturdays, Sundays and Bank Holidays (unless prior written approval has been given by the Local Planning Authority).

Reason: To minimise the adverse impact of operations on the local community.

Highways:

- 3. Unless otherwise agreed in writing in advance by the Local Planning Authority, there shall be no more than 80 vehicle movements (40 in, 40 out) at the site in any one working day between Monday and Friday inclusive.**

Reason: To limit site operations to an acceptable level.

- 4. The total quantity of waste materials to be stored in the bunded area shall not exceed 98,000 litres.**

Reason: To prevent pollution of groundwater.

Dated: day of 2008 Signed:

DEVELOPMENT CONTROL MANAGER

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5. **Unless otherwise agreed in writing, no infiltration of surface water drainage into the ground is permitted.**

Reason: To prevent pollution to controlled waters.

6. **No parking/storage of HGVs under the control of the applicant shall take place on the public highway within a 250m zone starting from the site entrance onto Burrowfields in an easterly direction to the T junction with A1000 and in a 250m zone starting from the site entrance onto Burrowfields in a westerly direction along Burrowfields to the end of the estate road.**

Reason: To minimise traffic congestion.

7. **A copy of these conditions shall be displayed in the site office at all times.**

Reason: To ensure that the operator is aware at all times of the requirements of the planning permission.

Footnote

This application has been determined having regard to the relevant policies of the Development Plan i.e.:

Hertfordshire Waste Local Plan Review 1995-2005, adopted January 1999

Policy 1 (sustainable development),
Policy 2 (need for waste management facilities),
Policy 13 (criteria for facilities for re-use, recovery, recycling, and transfer of waste [except green waste composting] outside areas of search,
Policy 43 (traffic).

Welwyn Hatfield District Plan 2005 (adopted 15 April 2005)

Policy EMP1 - Employment Areas
Policy EMP2 - Acceptable Uses in Employment Areas
Policy R1 - Maximising the Use of Previously Developed Land
Policy R7 - Protection of Ground and Surface Water
Policy R19 - Noise and Vibration Pollution

Dated: day of **2008 Signed:**

DEVELOPMENT CONTROL MANAGER