

D.C. 3

Town Planning
Ref. No. 4/0219/90

Other
Ref. No.

TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

THE DISTRICT COUNCIL OFDACORUM.....
IN THE COUNTY OF HERTFORD

To Forest Services
North Circular Self Serve
Palmers Green

Quilter Savill Associates
Pantile House
The Newlands
Witham
Essex

.....Erection of car wash (revised location).....
.....
at .. 487-489, London Road.....
.....Hemel Hempstead.....

Brief
description
and location
of proposed
development.

In pursuance of their powers under the above-mentioned Acts and the Orders and Regulations for the time being in force thereunder, the Council hereby permit the development proposed by you in your application dated12.2.1990..... and received with sufficient particulars on.....13.2.1990..... and shown on the plan(s) accompanying such application, subject to the following conditions:—

- (1) The development to which this permission relates shall be begun within a period of 5 years commencing on the date of this notice.
- (2) The building enclosing the car wash machine shall be constructed in materials to match both in colour and texture those approved pursuant to Condition 4 of permission 4/0359/89.
- (3) The enclosing building shall incorporate sound deadening tiles to reduce sound transmission from the drying equipment and a Crawford 342 "up-and-over" insulated automatic door in the east (entrance) elevation.
- (4) Before the car wash is brought into use, a 2 metre high brick boundary wall shall be constructed along the eastern boundary of the site as indicated on Plan 4/1115/89, Drawing No. 286/1.
- (5) The car wash shall not be operated outside the hours of 8.00 am to 8.00 pm Monday to Sunday.
- (6) All noise emitting plant associated with the car wash shall be contained within the building structure.
- (7) The car wash shall only be operated with the acoustic door shut and an interlock shall be fitted and maintained to the satisfaction of the local planning authority to ensure that mode of operation.

(8) On Sundays, noise from operations conducted on the premises shall not exceed 51dBA as measured on the eastern boundary of the site referred to in condition (4) above over any 5 minute period, and expressed as a 5 minute equivalent sound pressure level (Leq 5 mins). At any other time, noise from operations conducted on the premises and measured and expressed in a similar way shall not exceed 56dBA (Leq 5 mins). The measurements shall be taken at a position high enough to measure the noise coming over the top of the boundary wall referred to in Condition (4).

The reasons for the Council's decision to grant permission for the development subject to the above conditions are:—

(1) To comply with the requirements of Section 41 of the Town & Country Planning Act, 1971.

(2) To ensure a satisfactory appearance.

(3) To ensure an adequate standard of sound attenuation.

(4) * * * * *

(5) * * * * *

(6) * * * * *

(7) * * * * *

(8) To safeguard the residential amenity of the area.

Dated..... 3rd April 1990 day of..... 19.....

Signed..... *John Bernard*
Designation Chief Planning Officer

NOTE

(1) If the applicant wishes to have an explanation of the reasons for this decision it will be given on request and a meeting arranged if necessary.

(2) If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, he may appeal to the Secretary of State for the Environment, in accordance with section 36 of the Town and Country Planning Act 1971, within six months of receipt of this notice. Appeals must be made on a form which is obtainable from the Secretary of State for the Environment, Marsham Street, London, S.W.1.) The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the statutory requirements, to the provisions of the development order, and to any directions given under the order.

(3) If permission to develop land is refused, or granted subject to conditions, whether by the local planning authority or by the Secretary of State and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the Common Council, or on the Council of the county borough, London borough or county district in which the land is situated, as the case may be, a purchase notice requiring that council to purchase his interest in the land in accordance with the provisions of Part IX of the Town and Country Planning Act 1971.

(4) In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in section 169 of the Town and Country Planning Act 1971.