

Town Planning 4/0539/86

Ref. No.

TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

AJP

Other

Ref. No.

THE DISTRICT COUNCIL OF

DACORUM

IN THE COUNTY OF HERTFORD

To Mr I L Cooper
The Boatyard
Winkwell
Hemel Hempstead
Herts

Collett Design
17 Collett Road
Hemel Hempstead
Herts

..... Boatshed

.....

at The Boatyard, Pouchen Hill Lane, Winkwell,

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 dated Undated and received with sufficient particulars on 15 April 1986 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) No work shall be started until a comprehensive scheme of landscaping, including existing trees, for the site shall have been submitted to, and approved by, the local planning authority. This landscaping scheme shall be implemented strictly in accordance with the approved details in the first planting season following the occupation of the development and shall be maintained at all times thereafter to the reasonable satisfaction of the local planning authority.
- (3) Adequate arrangements shall be made to the satisfaction of the local planning authority for the protection of all trees shown on Plan No 80/511/2 to prevent damage during constructional works. Any trees accidentally damaged shall be replaced by approved species in the first planting season thereafter.

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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 maintain and enhance visual amenity.
- (3) In the interests of amenity.
- (4) In the interests of amenity.
- (5) For the avoidance of doubt.
- (6) To safeguard the amenities of surrounding residential properties.
- (7) To safeguard the amenities of surrounding residential properties.
- (8) In the interests of highway safety.
- (9) In the interests of amenity.

Dated.....25th.....day of.....June.....19..86..

Signed.....

DesignationCHIEF 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.

Conditions Cont'd.....

- (4) The existing natural hedges on the northern, eastern and southern boundaries of the site shall be retained and thickened where necessary and adequate arrangements made to prevent damage during constructional works.
- (5) This use of the building hereby permitted shall be restricted to maintenance work in association with boats and for no other purpose whatsoever.
- (6) Noise from operations conducted within the site shall not exceed the following values during the corresponding specified times when measured during any 15 minute period and expressed as L90 (that sound pressure level exceeded for 90% of the time). The measurements shall be taken at the site boundaries at a height of 1.2 metres above ground level except where the site is enclosed by a wall or other sound opaque structure at or near the perimeter; when the measurements shall be taken at a position high enough to measure the noise coming over the top of such a structure:

<u>Time Period</u>		<u>L90 over 15 minutes</u>
Monday-Friday (inclusive)	7 am-7 pm)	45 dB(A)
Saturday (excluding Bank Holidays	7 am-1 pm)	
Monday-Friday (inclusive)	7 pm-10 pm)	40 dB(A)
Saturday, Sundays and Bank Holidays	1 pm-10 pm)	
All days	10 pm-7 am	35 dB(A)

- (7) No power driven machinery other than small hand tools shall be used on the premises.
- (8) The development hereby permitted shall not be occupied until the roadway, access and circulation areas shall have been laid out (as shown on Plan No 80/511/2) and substantially constructed to the satisfaction of the local planning authority and they shall be kept clear and available for the proper use at all times.
- (9) No work shall be started on the development hereby permitted until details of bricks and tiles to be used externally shall have been submitted to, and approved by, the local planning authority, and the development hereby permitted shall be carried out in the materials as so approved.

Dated 25th day of June 1986
 Signed ..  ..
 Designation CHIEF PLANNING OFFICER