

TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

Other
Ref. No.

DACORUM

THE DISTRICT COUNCIL OF _____
IN THE COUNTY OF HERTFORD

To Chemical Building Products Ltd.,
Cleveland Road,
HEMEL HEMPSTEAD,
Herts.

Messrs. Fuller, Hall & Foulsham,
53 Marlowes,
HEMEL HEMPSTEAD,
Herts.

Erection of Factory and Office Building.

at Eastman Way, 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, in accordance with the provisions of Article 5(2) of the Town and Country Planning General Development Order, 1973, as amended, the development proposed by you in your outline application dated 25th May, 1977, and received with sufficient particulars on 27th May, 1977, and shown on the plan(s) accompanying such application, subject to the following conditions:-

- 1 The development hereby permitted shall not be carried out otherwise than in accordance with detailed plans and drawings showing the siting, layout, design, landscaping and external appearance of the building(s) and the means of access thereto which shall have been approved by the local planning authority, before any development is commenced.
- 2 (a) Application for approval in respect of all matters reserved in Condition 1 above shall be made to the local planning authority within a period of 3 years commencing on the date of this notice.
(b) The development to which this permission relates shall be begun by not later than whichever is the later of the following dates:-
 - (i) the expiration of a period of 5 years, commencing on the date of this notice.
 - (ii) the expiration of a period of 2 years commencing on the date upon which final approval is given by the local planning authority or by the Secretary of State or, in the case of approval given on different dates, the final approval of the last such matter to be approved by the local planning authority or by the Secretary of State.
- (3) A detailed landscaping scheme making provision for the planting of trees, grass and shrubs shall be submitted to, and approved by, the Local Planning Authority with the detailed plan required above.
- (4) Details of the treatment of all site boundaries shall be shown on the detailed plans required above.
- (5) Adequate car parking space shall be provided within the curtilage of the site to the standard of 1 space per 375 sq.ft. of net floor area, such parking spaces and manoeuvring areas to be laid out and surfaced prior to the occupation of the premises.
- (6) The building shall be first used by Chemical Building Products Limited for the carrying on of their undertaking of the manufacture of specialised building products.

- (7) Not more than 36,000 sq.ft. of the floor space of the building shall be used for the carrying on of processes for or incidental to the purposes specified in Section 66 (1) (a) of the Town & Country Planning Act 1971.
- (8) After the end of a period of 12 months from the date when the building is ready for occupation, the premises of 36,000 sq.ft. occupied by Chemical Building Products Limited at Cleveland Road, Hemel Hempstead, Hertfordshire, shall not at any time be used as an industrial building as defined in Section 66 of the Town and Country Planning Act 1971.
- (9) For a period of 10 years from the date of first rateable occupation the development hereby permitted shall not be occupied otherwise than by a firm occupying, on the date of this permission, manufacturing premises within the County of Hertfordshire.

NOTE: Conditions 6, 7 and 8 imposed by direction of Secretary of State for Industry.

The reasons for the local planning authority's decision to grant permission for the development subject to the above conditions are:-

1. To comply with the provisions of Regulation 5(2) of the Town and Country Planning General Development Order, 1973, as amended.
2. To comply with the requirements of Section 42 of the Town and Country Planning Act, 1971.
- (3) & (4) In the interests of visual amenity.
- (5) To ensure proper provision on the site and avoid obstruction of adjoining highways.
- (6), (7) & (8) To comply with directions issued by the Secretary of State for Industry.
- (9) To comply with policies adopted by the local planning authority to restrict and contain industrial development to that essential to meet local needs as expressed in the submitted structure plan for the County of Hertfordshire.

Dated 7th day of July 19 77.

Signed..... 

Designation Director of Technical Services.....

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 Department of the Environment, Caxton House, Tothill Street, London SW1H 9LZ.) 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 (a), to the provisions of the development order, and to any directions given under the order. He does not in practice refuse to entertain appeals solely because the decision of the local planning authority was based on a direction given by him.

(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 for the Environment, 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.

(a) The statutory requirements are those set out in section 36(7) of the Town and Country Planning Act 1971, namely sections 29(1), 30(1), 67 and 74 of the Act.