

Town Planning
Ref. No. 4/0768/84

TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

Other

Ref. No.

THE DISTRICT COUNCIL OF DACORUM

IN THE COUNTY OF HERTFORD

To Mr S G Harrington
56 Goldcroft
Hemel Hempstead
Herts.

Messrs Smeathmans
10 Queensway
Hemel Hempstead
Herts.

..... Modification to condition on planning permission....
..... 4/0960/82 restaurant and 'take-away'

at 30 - 32 Lawn Lane, 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 8.6.84 and received with sufficient particulars on 12.6.84 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 years commencing on the date of this notice.~~

1. This permission is granted for a limited period only, expiring on 31st December 1985. At the expiration of this period the use of the premises as a restaurant and shop for the sale of hot food, shall be operated in accordance with the planning permission granted by the local planning authority under ref. 4/0960/82 on 30th September 1982 as amended by the Secretary of State on 11th October 1983.
2. The use hereby permitted shall be restricted solely to the ground floor of the property.
3. The first floor of the premises shall not be used otherwise than for residential purposes.
4. No "take-away" food shall be served and the premises shall be closed for "take-away" customers outside the hours of 09.00 hours and 23.15 hours Sunday to Thursday (inclusive) and 09.00 hours and 23.45 hours Friday and Saturday.
5. No part of the restaurant area shown on plan 4/0768/84 should be used for the sale of "take-away" food.

continued on separate sheet/

PLEASE TURN OVER

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

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- (1) To comply with the requirements of Section 41 of the Town & Country Planning Act, 1971.
- (1) To enable the local planning authority to review the suitability of the development in the light of possible altered circumstances.
- (2) For the avoidance of doubt.
- (3) For the avoidance of doubt.
- (4) In the interests of the general amenity of the area.
- (5) In the interests of the general amenity of the area.
- (6) In the interests of the general amenity of the area.
- (7) In the interests of the general amenity of the area.

Dated.....day of.....19.....

Signed.....

Designation

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.

4/0768/84

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6. No customers may remain on the premises after 23.30 hours Sunday to Thursday (inclusive) and midnight on Friday and Saturday except those customers using the restaurant area shown on plan 4/0768/84.
7. No restaurant customers shall remain on the premises between 00.30 hours and 09.00 hours Mondays to Fridays (inclusive) and 01.00 hours and 09.00 hours (inclusive) Saturdays and Sundays.

Date.....19th.....day of.....July.....1984.

Signed..


CHIEF PLANNING OFFICER