

File



Town Planning Ref No....4/0933-96 .....
Other Ref No .....

**TOWN & COUNTRY PLANNING ACTS, 1971 and 1972**

To: **W J & M MASH LTD  
TORRINGTON FARM  
GROVE LANE  
CHESHAM  
BUCKS  
HP5 32G**

**APPLICATION FOR A PERMANENT  
RECYCLING FACILITY FOR INERT  
MATERIAL  
at: BOVINGDON AIRFIELD, BOVINGDON,  
HERTS**

Brief description  
and location of  
proposed  
development

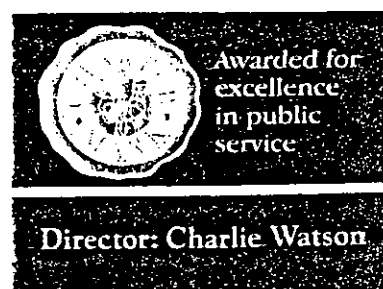
In pursuance of their powers under the above Acts and the Orders and Regulations for the time being in force thereunder, the Council hereby **REFUSES** the development proposed by you in your application dated 20 July 1996 and received with sufficient particulars on 22 July 1996 and shown on the plan (s) accompanying such application. The reasons for the Council's decision to refuse permission for the development are:-  
See attached Schedule of Reasons numbered 1-7.

Dated: *25* day of *September* 19*96*

Signed *Chris Sanders*

Designation - Head of Restoration,  
Minerals and Waste Planning

Contd....



**SCHEDULE OF REASONS FOR REFUSAL NUMBERED 1 - 7 ATTACHED  
TO REFUSAL OF PLANNING PERMISSION REF. 4/0933-96 FOR A  
PERMANENT RECYCLING FACILITY FOR INERT MATERIAL AT  
BOVINGDON AIRFIELD, BOVINGDON, HERTS**

1. The proposal is contrary to Policy 1 of the Hertfordshire County Structure Plan Review (incorporating approved alterations) 1991 which states that within the Green Belt very special circumstances are required for development other than mineral extraction, agriculture, small scale facilities for participating sport and recreation, or other uses appropriate to a rural area, which does not include recycling. Very special circumstances have not been put forward by the applicant to override the strong policy presumption against this proposal.
2. The proposal is contrary to Policy 3 of the Dacorum Borough Local Plan (Written Statement) 1995 which reiterates and supports the strong policy presumption against inappropriate development within the Green Belt.
3. The proposal would result in the permanent encroachment of development onto the airfield with consequential detrimental effects on visual amenity. The proposal could compromise the purpose of the Green Belt with the establishment of development clearly of a type inappropriate in a Green Belt location.
4. The proposal is contrary to Dacorum Borough Councils' approved supplementary policy guidance for development control purposes in respect of the former Airfield which states that concrete recycling is not acceptable as a permanent use.
5. The proposal is contrary to Policy 9 of the Hertfordshire County Structure Plan (incorporating approved alterations) 1991 in that it would result in unacceptable delay in restoring the application site progressively back to agriculture as required by planning application ref. 4/1434-91. The proposal is also contrary to Policy 16 of the draft Hertfordshire Waste Local Plan which says that the permanent establishment of facilities for re-use, recovery, recycling and storage of waste will not be permitted at mineral, landfill and landraising sites.
6. The proposal is contrary to Policy 23a of the Hertfordshire County Structure Plan (incorporating approved alterations) 1991 and Policy 43 of the draft Hertfordshire Waste Local Plan. The proposed site is not located within or close to an urban area or the main highway network and the number of HGV movements this proposal would generate is likely to mitigate against the derived environmental benefits from the opening of the Kings Langley and Berkhamsted bypass.
7. Close monitoring of the site has shown that operations have been problematic, resulting in adverse effects on the local environment in terms of the volume and environmental effects of HGV vehicles on Chesham Road and mud and debris on the runaway and highway network. The proposal is therefore contrary to Waste Policy 13 in the draft Hertfordshire Waste Local Plan.



**Hertfordshire**  
COUNTY COUNCIL

**Environment**

Town Planning  
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Other Ref  
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Awarded for  
excellence  
in public  
service

Director: Charlie Watson

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## 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, Department of the Environment, Tollgate House, Houlton Street, Bristol BS2 2DJ.) 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 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 District Council in which the land is situated, 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.