

LA
TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

Town Planning
Ref. No.

Other
Ref. No. 4/0949/88

THE DISTRICT COUNCIL OF DACORUM

IN THE COUNTY OF HERTFORD

To S F N & H J M. Humbert Stimpsons Planning & Architecture
'Braeside' 14A St Albans Road
Chesham Road, Watford
Berkhamsted Herts WD1 1PX

..Residential development.(three dwellings)..(outline).....

.....
at..."Braeside", Chesham Road,, Berkhamsted.....

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 dated17. May. 1988
and received with sufficient particulars on19. May. 1988.....
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. Details submitted in accordance with condition 1 hereof shall include a survey of the site including levels, trees and hedges.

Cont'd.....

11. In the interests of highway safety.
12. In the interests of safeguarding trees at the site.

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. To comply with the provisions of s.42 of the Town & Country Planning Act 1971
4. To maintain and enhance visual amenity.
5. To maintain and enhance visual amenity.
6. To maintain and enhance visual amenity.
7. In the interests of highway safety.
8. In the interests of highway safety.
9. In the interests of highway safety and for the avoidance of doubt.
10. To ensure the adequate and satisfactory provision of off-street vehicle parking facilities in the interests of highway safety.

Dated day of 19

Signed.....

Designation

Corr'd..

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.

4. Adequate arrangements shall be made to the satisfaction of the local planning authority for the protection of the existing trees shown on Drawing No. 301601A which are to be retained to prevent damage during constructional works. Any trees accidentally damaged shall be replaced by approved species in the first planting season thereafter.
5. The existing hedge on the eastern boundary of the site shall be protected during the period of construction and such part or parts of the hedge as become damaged shall be replaced within the planting season following completion of development.
6. All planting, seeding or turfing comprised in the approved details of landscaping, shall be carried out in the first planting and seeding seasons following the occupation of the buildings or the completion of the development, whichever is the sooner; and any trees or plants which within a period of 5 years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species, unless the local planning authority gives written consent to any variation, and for the purposes of this condition a planting season shall be deemed to commence in any one year on 1 October and to end on 31 March in the next following year.
7. The developer shall construct the crossover to plots 1 and 2 to standards set out in the current edition of Hertfordshire County Council's "Specification for the Construction of Residential Estate Roads" and the development shall not be brought into use until the crossovers have been so constructed.
8. The means of access to Plot 1 shall not be from Chesham Road.
9. A 2.4 m x 2.4 m visibility splay shall be provided each side of the vehicular accesses to Plots 1 and 2 measured from the edge of the accessway to the back of the footway, within which there shall be no obstruction to visibility between 600 mm and 2.0 m above the carriageway level.
10. Details submitted in accordance with Condition 1 shall include proposals for the provision of a turning area within Plot 2 which shall be provided prior to the occupation of the dwelling.
11. The turning space referred to in Condition 10 shall not be used for any purpose other than the turning of vehicles.

12. Notwithstanding the provisions of Classes I and II of the Town and Country Planning General Development Order 1977 (or any Order revoking and re-enacting that Order) no development falling within these Classes shall be carried out within the curtilage of Plot 2 without the prior approval in writing of the local planning authority.

Dated 11

day of August

1988

Signed 

Designation Chief Planning Officer