

Town Planning
Ref No...4/1166-95

Other Ref
No

TOWN & COUNTRY PLANNING ACT, 1990

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

| PLANNING DEPARTMENT DACORR & TOTTENHAM COUNCIL | | | |
|---|------|------|------|
| DATE | TIME | NAME | FILE |
| 28 MAY 1996 | | | |
| Comments | | | |

**RETENTION OF RECYCLING FACILITY
IN ASSOCIATION WITH CLAY
EXTRACTION OPERATIONS
at: BOVINGDON AIRFIELD, BOVINGDON**

Brief description
and location of
proposed
development

In pursuance of their powers under the above Act and the Orders and Regulations for the time being in force thereunder, the Council hereby **PERMITS** the development proposed by you in your application dated 2 September 1995 and received with sufficient particulars on 7 September 1995 and shown on the plan (s) accompanying such application, subject to 1-20 Conditions, which are detailed in the attached Schedule, along with the Reasons for the imposition of the Conditions.

Dated: 22 day of *may* 1996

Signed *Essey Jackson*

Designation - Head of Restoration,
Minerals and Waste Planning

Contd....



Director: Charlie Watson

TOWN AND COUNTRY PLANNING ACT 1990

Appeals to the Secretary of State

If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State of the Environment under Section 78 of the Town and Country Planning Act 1990.

If you want to appeal, then you must do so within six months of the date of this notice, using a form which you can get from the Department of the Environment at Tollgate House, Houlton Street, Bristol, BS2 9DJ.

The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions it imposed, having regard to the statutory requirements, to the provisions of the development order and to any directions given under the order.

In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based its decisions on a direction given by him.

Purchase Notices

If either the local planning authority or the Secretary of State for the Environment refuses permission to develop land or grants is subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor can he render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

Compensation

In certain circumstances compensation may be claimed from the local planning authority if permission is refused or granted subject to conditions by the Secretary of State on appeal or on reference of the application to him.

These circumstances are set out in Section 114 and related provisions of the Town and Country Planning Act 1990.

**SCHEDULE OF CONDITIONS 1-20 ATTACHED TO PLANNING
PERMISSION 4/1166-95 FOR RETENTION OF RECYCLING FACILITY IN
ASSOCIATION WITH CLAY EXTRACTION OPERATIONS AT
BOVINGDON AIRFIELD, BOVINGDON, HERTFORDSHIRE**

APPLICATION NUMBER :- 4/1166-95 OS GRID REF :- TL 008042

- 1. The development to which this planning permission relates shall cease on 24 September 1996.**

Reason:- To enable the Local Planning Authority to review the situation in the light of further monitoring of the site.

- 2. The operations hereby permitted shall, except where modified by this Schedule of Conditions, be undertaken in accordance with the provisions of the Written Statements dated September 1995 and 1st February 1994 accompanying planning application reference number 4/1166-95 and site plans MAS/BCX/PA1 and MAS/BCX/PA4 unless the prior written consent of the Local Planning Authority has been obtained.**

Reason:- To ensure that the development is carried out in accordance with the agreed submissions.

- 3. Operations authorised by this planning permission shall only be carried out in association with clay extraction operations authorised under planning permission 4/1434-91.**

Reason :- To ensure that the development is carried out in conjunction with clay extraction operations as requested in the submitted written statement.

- 4. There shall be no more than a total of 90 lorry movements (45 in and 45 out) at the site in any one working day (Monday to Friday) in connection with both recycling and clay extraction operations authorised under planning permissions 4/1166-95 and 4/1434-91 respectively.**

Reason :- In the interests of the safety and free flow of traffic on the public highway.

- 5. All laden lorries leaving the site shall be sheeted.**

Reason :- In the interests of the safety and free flow of traffic on the public highway and to prevent the deposit of mud and other material on the public highway.

6. **Vehicular access to and from the Airfield in connection with operations the subject of this permission shall only be via the access point at the main entrance to the runway as shown on Plan MAS/BCX/PA7.**

Reason :- In the interests of the safety and free flow of traffic on the public highway.

7. **The Rating Level (the equivalent continuous A weighted sound pressure level Leq (1 hour) day-time with corrections for tonal character as defined in BS4142 should not exceed 45 dB(A) at the "Little Colyers" and 78dB(A) at the control location marked X on Plan MAS/BCX/PA7 for noise generated from both the recycling and clay extraction operations at the site authorised under planning permissions 4/1166-95 and 4/1434-91 respectively. Measurements shall be taken at the control location marked X on Plan MAS/BCX/PA7 and should be taken at a height of between 1.2 and 1.5 metres above ground level and at least 3.6 metres away from any reflective facades.**

Reason :- To safeguard the amenity of noise sensitive properties.

8. **Noise readings shall be taken every two months. The first reading shall take place within one week of the date of this planning permission. The results in the form of a noise level report shall be submitted to the Local Planning Authority no later than one week after each reading is taken.**

Reason:- To monitor the impact of noise generated from the combined operations at the site.

9. **The access road within Bovingdon Airfield shall be maintained in a good state of repair and kept clean and free of mud and other debris.**

Reason:- To ensure the development does not have an adverse effect on the locality.

10. **Except with the previous written consent of the Local Planning Authority, no operations authorised by this permission shall be carried out other than during the following periods:-**

07.30 - 17.00 Mondays to Fridays

No operations shall take place on Saturdays , Sundays or Public Holidays.

Reason:- To minimise the adverse impact of operations on the local community in terms of noise, traffic generated and general disturbance.

11. **Measures shall be taken to minimise dust generated from the haul road and the stockpiles at the site. Such measures shall be implemented from commencement of this planning permission.**

Reason:- To ensure the development does not have an adverse effect on the amenity of the locality.

12. **No operations authorised by this planning permission shall commence until details of wheel and chassis cleaning equipment have been submitted to for approval by the Local Planning Authority. The approved equipment shall be installed prior to commencement of operations and maintained for the duration of the operations.**

Reason:- To ensure the safety of traffic using the public highway.

13. **All lorries leaving the site shall use the wheel and chassis equipment at the site.**

Reason:- To ensure the safety of traffic using the public highway.

14. **All vehicles entering and leaving the site shall not deposit mud or other materials on the public highway.**

Reason:- To ensure the safety of traffic using the public highway.

15. **No operations authorised by this planning permission shall commence until a scheme for the construction and design of a surface water drainage system has been submitted to and approved in writing by the Local Planning Authority in consultation with the National Rivers Authority. The approved scheme shall be implemented prior to the commencement of any operations authorised by this planning permission. This drainage system shall be maintained.**

Reason:- To prevent pollution of the water environment.

16. **Adequate precautions shall be taken at all times to prevent unauthorised access to the site.**

Reason:- To minimise the adverse affects on local amenity.

17. **Unless otherwise agreed in writing by the Local Planning Authority no material shall be stockpiled within the site in excess of 5 metres in height.**

Reason:- To limit the height of stockpiled material to safeguard the amenity of the area.

18. **Unless otherwise agreed in writing by the Local Planning Authority only inert material, that is, clean rubble and spoil shall be handled at the site.**

Reason:- To ensure wastes handled are confined to those proposed and to prevent the pollution of ground water.

19. **No scrap, mobile plant, fuel tanks, equipment or vehicles shall be stored within the site.**

Reason:- To ensure that the development does not have an adverse effect on the locality.

20. **All plant, equipment, foundations and hardstandings shall be removed from the site within three months of the expiration of this planning permission or within three months of the cessation of clay extraction operations authorised under planning permission 4/1434-91 whichever date is the earlier.**

Reason:- To ensure that restoration of the site is not delayed and the site is restored to a beneficial afteruse.

Planning Informatives

No apparatus must be laid over and along the line of the gas pipe irrespective of clearance. A minimum clearance of 300 mm must be allowed between any plant being installed and an existing gas pipe whether adjacent plant be parallel to or crossing the gas plant. No manhole or chamber shall be built over or round a gas pipe.

At no time should vehicles or construction equipment be used or placed over British Gas unprotected plant. Suitably reinforced crossing points should be agreed by prior consideration. Crossing at other places should be prevented.

As agreed by the Environment Cases Sub-Committee on 27 February 1996/
Mrs S J Davidson (Head of Restoration, Minerals and Waste Planning)