

Town Planning 4/1564-86

Ref. No. ....

## TOWN &amp; COUNTRY PLANNING ACTS, 1971 and 1972

Other

Ref. No. ....

~~THE DISTRICT COUNCIL OF~~ .....~~IN~~ THE COUNTY OF HERTFORD

To Amalgamated Builders Limited  
36 Frogmore Street  
Tring  
Herts

PLANNING AND ESTATES DEPARTMENT	
18 MAY 1987	
Refer	
Att.	
File	

... EXCAVATION AND REMOVAL OF CHALK FROM THE SITE (POST ...  
FACTO) AND IMPORTATION OF WASTE MATERIAL TO INFILL  
... THE HOLE  
at ...  
FIELD 5218, BULBOURNE ROAD, NEW MILL, TRING.

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 5th November 1986 and received with sufficient particulars on 21st January 1987 and shown on the plan(s) accompanying such application, subject to the following conditions:-

~~XXXX The development to which this permission relates shall be begun within a period of years commencing on the date of this notice.~~

See attached Schedule of Conditions numbered 1-13

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

- (1) To comply with the requirements of Section 41 of the Town & Country Planning Act, 1971.

to be  
notified  
notified  
notified  
notified

In pursuance of the provisions of the Town and Country Planning Act 1971, the Council has decided to grant permission for the development proposed by you in your application of the 14th day of May 1987.

Dated:

14th day of

May

1987

Signed

Designation County Secretary

#### 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.

SCHEDULE OF CONDITIONS NUMBERED 1-13 ATTACHED TO THE PLANNING PERMISSION ISSUED UNDER APPLICATION NUMBER 4/1564-86 FOR THE EXCAVATION AND REMOVAL OF CHALK FROM THE SITE (POST FACTO) AND IMPORTATION OF WASTE MATERIAL TO INFILL THE HOLE, FIELD 5218, BULBOURNE ROAD, NEW MILL, TRING.

- 1 The extraction and removal of chalk from the site shall cease by 30th April 1987.
- 2 The importation of waste materials shall be completed by 31st September 1987 and all operations authorised or required by this permission shall be completed by that date to the satisfaction of the Local Planning Authority.
- 3 Except with the previous written consent of the Local Planning Authority, no operations authorised by this permission shall be carried out other than during this period:

7.00 am - 6.00 pm	Monday - Friday
7.00 am - 12.30 pm	Saturday

No operations shall take place on Sundays or Public Holidays.

- 4 Tipping material shall be restricted to clean, inert waste comprising builders' rubble and soil. Fill material shall be thoroughly compacted to prevent subsidence.
- 5 No indigenous or imported topsoil, subsoil or soil-forming materials shall be sold or otherwise taken off the site.
- 6 Topsoil and subsoil shall only be handled when they are dry and friable and only then with minimum compaction.
- 7 The top 500 mm of soil shall be kept free from any materials which may damage cultivation machinery or interfere with the subsequent agricultural use of the site. All rocks, stones and other solid objects in excess of 75 mm on the surface shall be removed.
- 8 The final layer of material shall be composed of the stored topsoil which is readily capable of promoting plant growth. The final layer shall be in conformity with the level and natural contours of the adjoining land.
- 9 If settlement occurs during and after reinstatement of soils, the depression shall be filled in with suitable material, namely topsoil.
- 10 No plant, machinery or vehicles shall traverse any undisturbed or restored land other than that used in connection with agricultural or restoration operations.
- 11 The tipping operations shall be completely segregated from any watercourse, and no opening or discharge shall be made from the hole to any main river, ditch, brook, watercourse, cut, channel, culvert or pipe which is connected directly or indirectly with any watercourse or with any swallowhole or subterranean fissure, unless

approved otherwise in writing by the Local Planning Authority in consultation with the Thames Water Authority.

- 12 Adequate measures shall be taken to ensure that mud or other debris arising from the site shall not be deposited on the public highway.
- 13 Adequate measures shall be taken at all times to the reasonable satisfaction of the Local Planning Authority to prevent unauthorised access to the site.

#### Reasons for Conditions

#### Conditions 1-10 and 13

To ensure that an orderly programme of operations and restoration is carried out in the interests of public health and safety, and that the adverse effects on local amenity will be kept to a minimum and that the complete restoration of the land is achieved to a beneficial use.

#### Condition 11

To ensure that the drainage of the site and adjoining land are not adversely affected.

#### Condition 12

In the interests of public safety and so that there shall be the least possible adverse effect upon the free and safe flow of traffic along the highways in the vicinity of the site.

