

TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

THE DISTRICT COUNCIL OF DACORUM

IN THE COUNTY OF HERTFORD

To Mr B Marshall CGB Partnership
 25 Boxwell Road The Dower House
 Berkhamsted 108 High Street
 Berkhamsted

Berkhamsted, Herts.

..Light industrial building (Outline).....

at ..285 High Street, 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 1977-81, the development proposed by you in your outline application dated and received with sufficient particulars on 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 The building hereby permitted shall not exceed a gross floor area (measured externally) of 128 sq m.
- 4 The development hereby permitted shall be used only for light industrial purposes and for no other purpose (including any other purpose in Class III of the Schedule to the Town and Country Planning (Use Classes) Order 1972 or in any provision equivalent to that Class in any statutory instrument revoking and re-enacting that Order).

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, 1974.
2. To comply with the requirements of Section 42 of the Town and Country Planning Act, 1971.
3. To ensure proper development of the site in order to provide adequate car parking facilities and to provide a satisfactory relationship to adjoining buildings.
4. In the interests of the amenities of adjacent residential occupiers.
5. To ensure the adequate and satisfactory provision of off-street vehicle parking facilities.
6. To ensure the adequate and satisfactory provision of off-street vehicle parking facilities.
7. To ensure a satisfactory development.
8. To ensure an adequate standard of sound attenuation.

Dated 5 day of February 19 87

Signed.....

Designation CHIEF PLANNING OFFICER

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.

CONDITIONS (Cont'd)

5. Details submitted in accordance with condition 1 of this permission shall include detailed proposals for vehicle parking within the site in accordance with standards adopted by the local planning authority.
6. The development hereby permitted shall not be occupied until parking arrangements approved in accordance with condition 5 hereof shall have been provided and they shall not be used thereafter for any purpose other than the parking of vehicles.
7. All structures existing on the site at the date of this permission shall be demolished and the materials removed within 56 days of the first rateable occupation of the development hereby permitted.
8. Between the hours of 19.00 hours and 07.00 hours on Mondays to Fridays inclusive, noise from operations conducted on the premises shall not exceed 44dBA as measured on any part of the boundaries of the site over any 15 minute period, and expressed as 15 minute equivalent continuous sound pressure level (Leq 15 mins). At any other time, noise from operations conducted on the premises and measured and expressed in a similar way shall not exceed 54 dBA (Leq 15 mins). The measurements shall be taken at a height of 1.2 m above ground level except where the site is enclosed by a wall or other sound opaque structure at or near the perimeter, when measurement shall be taken at a position high enough to measure the noise coming over the top of such a structure.
9. The developer shall afford access at all reasonable times to any archaeologist nominated by the local planning authority, and shall allow him to observe the excavations and record items of interest and finds.
10. The development shall not be brought into use until a properly consolidated and surfaced turning space for vehicles has been provided within the curtilage of the site.

REASONS (Cont'd)

9. To ensure that reasonable facilities are made available to record archaeological evidence.
10. In the interests of highway safety.

Dated 5 day of

February

1987

Signed



Designation

Chief Planning Officer