

H.C.C.
Code No. W/355/65
L.A.
Ref. No. 8253/1

ADMINISTRATIVE COUNTY OF HERTFORD

The Council of the BOROUGH OF Hemel Hempstead
URBAN DISTRICT OF
RURAL DISTRICT OF

TOWN & COUNTRY PLANNING ACT, 1962

To **Browns (Hemel Hempstead) Ltd.,** Whose agent is:
Orchard Street Garage, **Mr.G.H.Baldwin,**
Hemel Hempstead **Shangri-la,**
King Edward Street,
Hemel Hempstead

Site for vehicle repair workshop
at **Orchard Street, Hemel Hempstead**

Brief description and location of proposed development.

In pursuance of their delegated powers under the above-mentioned Act and the Orders and Regulations for the time being in force thereunder, the Council on behalf of the Local Planning Authority hereby refuse the development proposed by you in your application dated 29th January 1965 and received with sufficient particulars on 3rd February 1965 and shewn on the plan(s) 8253/1 accompanying such application.

The reasons for the Council's decision to refuse permission for the development are:—

The proposal represents an over development of the site to the extent that no provision could be made for off-street parking facilities within the site curtilage; that it would lead to an increase in the number of vehicles parked on the adjoining carriageway to the detriment of road safety; and that it would be injurious to the residential amenities of the locality by reason of additional noise, smell and appearance. In addition, the proposal together with the existing premises are so sited as to represent an unsatisfactory form of development for use as a garage.

Dated 8th day of March 1965
C. W. ...
Clerk/Surveyor of the Council.

PLEASE SEE NOTES OVERLEAF

NOTE.

(1) If the applicant wishes to have an explanation of the reasons for this refusal 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 by notice served within one month of receipt of this notice, appeal to the Minister of Housing and Local Government in accordance with Section 23 of the Town and Country Planning Act, 1962. The Minister has power to allow a longer period for the giving of a Notice of Appeal and he will exercise his power in cases where he is satisfied that the applicant has deferred the giving of notice because negotiations with the local planning authority in regard to the proposed development are in progress. The Minister is not, however, required to entertain such 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 provision of Section 17(1), 18(1) and 38 of the Act and 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 Minister of Housing and Local Government, 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 Council of the County District in which the land is situated a purchase notice requiring that Council to purchase his interest in the land in accordance with Section 129 of the Town and Country Planning Act, 1962.

(4) In certain circumstances, a claim may be made against the local planning authority or the Minister of Housing and Local Government for compensation, where permission is refused, or granted subject to conditions by the Minister on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 123 and Part VI of the Town and Country Planning Act, 1962.