

H.C.C. Code No. W/2150/64
L.A. Ref. No. 275/64

ADMINISTRATIVE COUNTY OF HERTFORD

The Council of the BOROUGH OF
URBAN DISTRICT OF BERKHAMSTED.
RURAL DISTRICT OF

TOWN & COUNTRY PLANNING ACT, 1962

To Callaghan's Garage Ltd.,
33, High Street,
BERKHAMSTED.

New motor repair workshop and alterations to front
and forecourt of garage, including re-siting of
petrol pumps at 33 High Street, Berkhamsted.

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 permit the development proposed by you in your application dated 8.9.64 and received with sufficient particulars on 14.9.64 and shewn on the plan(s) accompanying such application, subject to the following conditions:—

- 1. Provision shall be made within the curtilage of the site simultaneously with the carrying out of the development hereby permitted for the parking of not less than 24 cars.
- 2. The existing car spaces on the forecourt of the garage shall be retained for the parking of motor vehicles of customers and visitors associated with the proposed development.
- 3. All new development shall be set behind the widening line for the trunk road with the exception of the accesses of forecourt surface.

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

- 1 and 2. To ensure the use of the development hereby permitted makes adequate provision for the parking of cars and motor vehicles likely to be associated with the use, in the interests of the safety and free flow of traffic on adjoining and nearby highways in the town centre.
3. So that the future improvement of the trunk road shall be safeguarded.

The third condition is attached on the direction of the Ministry of Transport.

Dated 21st day of January, 19 65

A. C. Hedding

Clerk/~~Secretary~~ of the Council.

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 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 provisions 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 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.