BARNSLEY
Metropolitan Borough Council

GRANT OF PLANNING PERMISSION

TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION NO. 2010/0891

To Peter Matthew & Associates
14 Belcombe Place
Bradford-on-Avon
Wiltshire
BA15 1NA

DESCRIPTION Replacement of existing sewage treatment plant with a sewage dumping station and a Kee NuDisc 1400

LOCATION The Old Post Office, Lower Swithen, Haigh, Barnsley, S75 4DE

Permission is granted for the proposals which were the subject of the Application and Plans registered by the Council on 21 July 2010 and described above.

The approval is subject on compliance with the following conditions:

1 The development hereby permitted shall be begun before the expiration of 3 years from the date of this permission.
Reason: In order to comply with the provision of Section 91 of the Town and Country Planning Act 1990.

2 The development hereby approved shall be carried out in strict accordance with the amended plans and specifications received on 16th August 2010 (Drawing No. P31200/U dated June 2010, P31200/U - 3, 882305 Issue 2, P31200/U - 5, P31200/U - 4d, GRP Kiosks Standard Range), unless prior written consent has been given by the Local Planning Authority to any minor variation.
Reason: For the avoidance of doubt as amendments have been submitted during the course of processing the application and in accordance with UDP Policy BE6, Design Standards.

The grant of this consent does not constitute or imply permission, approval or consent by the Local Authority for any other purpose.

Stephen Moralee
Signed
Assistant Director, Planning and Transportation

Dated 31 August 2010

Planning and Transportation Service **Telephone: 01226 - 772000**
PO Box 604, Barnsley, S70 9FE **Fax: 01226 - 772591**

3 Prior to the commencement of development or other operations being undertaken on site in connection with the development, a condition survey of the trees and vegetation which would be potentially affected by the proposed development shall be submitted and approved in writing by the LPA. Any trees which are damaged as a result of the development works shall be replaced in the first planting season following the completion of the development. Any trees or plants which die or show signs of decline within a period of 5 years from the completion of the development, become seriously damaged or diseased, or are removed for other reasons shall be replaced in the next planting season with specimens of similar size and species, unless the Local Planning Authority give written consent to any variation.
Reason: To ensure the continued well being of the trees in the interests of the amenity of the locality.

4 Prior to the commencement of development, a construction method statement shall be submitted to and approved in writing by the LPA identifying the methodology and mitigation methods associated with the installation of the underground drains and pipes. The details approved in the method statement shall be adopted and retained throughout the entire construction period.
Reason: In order to protect the trees and to accord with GS22 of the UDP.

5 Development shall not commence before details of measures to prevent mud/debris from being deposited on the public highway to the detriment of highway safety have been submitted to and approved in writing by the Local Planning Authority, and such measures shall be retained for the entire construction period.
Reason: In the interests of highway safety.

6 Unless otherwise agreed in writing the fencing hereby approved as part of this development shall be coloured and maintained dark green (Moss Green RAL 6005)
Reason: In the interests of the visual amenities of the Green Belt.

Reason(s) for Granting Permission

1	Visual amenity - Policy GS9	The proposal complies with Policy GS9 in that the development does not cause any significant harm to the visual amenity of the Green Belt. It complies with PPG2 (Green Belts) in that it is not an inappropriate development and does not cause significant harm to the openness or conflict with the purposes of including land in the Green Belt. The proposed development is considered to adhere to GS22 of the Barnsley UDP as no trees will be lost and mitigation measures are proposed to protect trees.

Informative(s)

1 The proposed development lies within a coal mining area. In the circumstances Applicants should take account of any coal mining related hazards to stability in their proposals. Developers must also seek permission from the Authority before undertaking any operations that involves entry into any coal or mines of coal, including coal mine shafts and the implementation of site investigations or other works. Property specific summary information on any past, current or proposed surface and underground coal mining activity to affect the development can be obtained from the Coal Authority. The Coal Authority Mining Reports Service can be contacted on 0845 762 6848 or at www.coal.gov.uk.

2 Prior to any work commencing on-site, you should contact Mr G Handley (Highways and Engineering) on 01226 772026 to gain all the necessary technical and legal approvals relating to the creation/alteration/reinstatement and removal of permanent or temporary vehicular access(s) to the highway.

3 The applicant already holds a discharge consent numbered C4772 for the existing system which may require varying to ensure that the new package treatment plant complies with the same conditions. The Environmental Permitting Regulations (EPR) came into force on 6 April 2008 to make existing legislation more efficient.

The applicant is advised to contact our Barnsley and Doncaster Environment Management team on 01709 312891to discuss the issues likely to be raised on the site. Or alternatively, please contact our National Customer Contact Centre on 08708 506506.

NOTES:-

Appeals to the Secretary of State

If you are aggrieved by the decision of the Council to grant permission for the proposed development subject to conditions then you can appeal to the Secretary of State for the Environment, Transport and Regions under Section 78 of the Town and Country Planning Act. 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 Planning Inspectorate, Room 3/24 Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.

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 giving under the order. In practice, the Secretary of State does not refuse to consider appeals solely because the Local Planning Authority based its decision on a direction given by him.

Purchase Notices

If either the Local Planning Authority or the Secretary of State for the Environment, Transport and Regions refuses permission to develop land or grants it 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 to the application to him. These circumstances are set out in Sections 114 and related provisions of the Town and Country Planning Act 1990.

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