



## GRANT OF PLANNING PERMISSION

TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION NO. 2012/1255

**To** Miss Alison Chitoriski  
AC Environment Solutions Ltd  
Enterprise Court  
Farfield Park  
Manvers  
Rotherham S63 5DB

**DESCRIPTION** Change of use from engineering works/concrete storage yard/glass recycling yard to a Waste Transfer Centre with treatment (Sui Generis)  
**LOCATION** Land and Buildings at Mitchells Enterprise Centre, Bradbury Balk Lane, Wombwell, Barnsley, S73 8HR

Permission is granted for the proposals which were the subject of the Application and Plans registered by the Council on 15 November 2012 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 strictly in accordance with the plans (No's AC00018/GBC/01, AC00018/GBC/02, the plan entitled Glass Recycling Process Plant dated April 2012, and the Planning Statement - document ref AC/DAPS/00018) and specifications as approved unless required by any other conditions in this permission.  
**Reason: In the interests of the visual amenities of the locality and in accordance with LDF Core Strategy Policy CSP 29, Design.**
- 3 Full details of the parking spaces and bays within the site shall be provided to the Local Planning Authority prior to the commencement of development. Following the written approval of the Local Planning Authority, the parking spaces shall brought into use prior to the commencement of development/change of use, and shall be retained for that sole purpose at all times.  
**Reason: To ensure that satisfactory off-street parking/manoeuvring areas are provided, in the interests of highway safety and the free flow of traffic and in accordance with Core Strategy Policy CSP 26, New Development and Highway Improvement.**

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

Signed *Stephen Moralea*  
Assistant Director, Planning and Regulatory Services

Dated 04 February 2013

- 11 No materials shall be stored above a height of 3.5m when measured from the ground level.  
**Reason: In the interests of the local amenity and in order to accord with policy CSP40 of the Core Strategy.**
- 12 No more than 60,000 tonnes of material shall be processed on site per annum.  
**Reason: In the interests of highway safety and in accordance with CSP26 of the Core Strategy.**
- 13 Prior to the commencement of development, a draft Travel Plan shall be submitted to and approved in writing by the Local Planning Authority. The plan shall indicate measures that will be put in place to encourage travel by modes other than the private car, and allow for regular reporting and monitoring being undertaken. Subsequently, within six months of the site becoming operational, a detailed travel plan shall be submitted to the Local Planning Authority and once approved shall be fully implemented.  
**Reason - In the interests of sustainable development.**
- 14 All surface water run off shall be collected and disposed of within the site and shall not be allowed to discharge onto the adjacent highway.  
**Reason: In the interests of highway safety in accordance with Core Strategy Policy CSP 40, Pollution Control and Protection.**
- 15 Crushing activities shall only take place within the building marked on plan no AC0018/GBC/02.  
**Reason: In the interests of residential amenity.**

#### **Reason(s) for Granting Permission**

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| 1 Economic development and residential amenity - Policy ED4 | The proposal complies with Policy ED4 of the Unitary Development Plan in that it would have no significant impact on air pollution and noise and it would support the provision of further jobs which is consistent with policy CSP19 of the Core Strategy. The proposal is considered to comply with policy CSP40 of the Core Strategy and the Joint Waste Plan. |
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## **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.