



GRANT OF PLANNING PERMISSION

TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION NO. 2013/0275

To Mr Damian Hosker
Ponderosa
Scotland Lane
Horsforth
Leeds
LS18 5SF

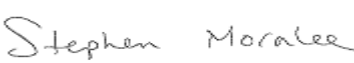
DESCRIPTION Erection of a 17.5 Streetworks Tower and 3 no. telecommunication cabinets.
LOCATION Land at Hemingfield Road Roundabout, Hemingfield, Barnsley, S73 0NH

Permission is granted for the proposals which were the subject of the Application and Plans registered by the Council on 14 March 2013 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 following plans and specifications as approved unless required by any other conditions in this permission:-
 - Planning application form
 - Drawing no 008 149-01 'Site Location'
 - Drawing no 008 149-02 'Site Layout'
 - Drawing no 008 149-03 'Equipment Layout'
 - Drawing no 008 149-04 'Site Elevation'
 - ICNIRP declaration & clarification statement**Reason: In the interests of the visual amenities of the locality and in accordance with LDF Core Strategy Policy CSP 29, Design.**

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


Signed
Head of Planning, Building Control and Sustainability

Dated 09 May 2013

Reason(s) for Granting Permission

- 1 Unique In the opinion of the Local Planning Authority the application proposal acceptable in that:-

Material weight is afforded to the presumption in favour of sustainable development stated in the National Planning Policy Framework. Specifically the proposals are considered to be in general compliance with Chapter 5 Supporting high quality communications infrastructure paragraphs 42, 43, 45, 46 in that the development is required to enable continued 3G coverage in the area by up to 3 network operators and as the site is considered suitable and preferable to other options.

The proposal is also considered acceptable with regards to visual and residential amenity considerations having regards to Core Strategy policy CSP 29 'Design'.

The proposal would not give not rise to any significant highway safety concerns having regards to CSP26 'New Development and Highway Improvement' and the NPPF.

In the opinion of the Local Planning Authority there are no other material considerations which would indicate that a decision should be made at variance to the above policies and guidance.

Informative(s)

Pursuant to article 31(1)(cc) of the Town and Country Planning (Development Management Procedure) Order 2010 (as amended), the Local Planning Authority have, where possible, made a pre-application advice service available, complied with our Planning Service Charter for Business and otherwise actively engaged with the applicant in dealing with the application.

- 1 As the development involves works within the highway, the developer must contact Environmental Services on 01226 773555 prior to any works commencing on-site, to gain all necessary technical and legal approvals to ensure no damage is caused to the highway.

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.