

Application No. B/ 93/0210/BA

BARNSELY METROPOLITAN BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990

TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988

**E.J. Lidster Construction Limited,
c/o Hylø Design,
To: 50 Church Street,
Brierley,
Barnsley, S72 9HT.**

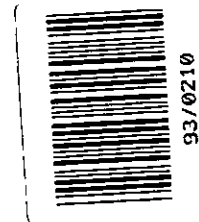
In pursuance of its powers under the above mentioned Act and Orders the Barnsley Metropolitan Borough Council as the local planning authority hereby grants permission for the development the subject of the plan(s) and application submitted to the Council on **1st March,** 19 **93** and therein described as:-

Erection of storage building in connection with existing haulage use - temporary, Land off Burton Road, West Green, Barnsley.

The permission is subject to compliance with the following conditions:-

1. The development for which permission is hereby granted shall be begun within a period of five years from the date of this permission.

See attached sheet.



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

1. In order to comply with the provisions of Section 91 of the Town and Country Planning Act 1990.

See attached sheet

Dated the **Thirteenth** day of **May,** 19 **93**

Central Offices,
Kendray Street,
Barnsley. S70 2TN.

Signed

E. Hutchinson
Director of Planning.

1. 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 appeal to the Secretary of State for the Environment in accordance with section 36 of the Town and Country Planning Act 1971 within six months of receipt of this notice. (Appeals must be made on a form which is obtainable from the Department of the Environment, Tollgate House, Houlton Street, Bristol BS2 9DJ.) The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain 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 statutory requirements * , to the provisions of the development order, and to any directions given under the order. He does not in practice refuse to entertain appeals solely because the decision of the local planning was based on a direction given by him.
2. If permission to develop land is refused or granted subject to conditions, whether by the local planning authority or by the Secretary of State for the Environment, 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 Common Council, or County Council, London borough or District Council in which the land is situated as the case may be, a purchase notice requiring that council to purchase his interest in the land in accordance with the provisions of Part IX of the Town and Country Planning Act 1971.
3. In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 169 of the Town and Country Planning Act 1971.

* The statutory requirements are those set out in section 36(7) of the Town and Country Planning Act 1971, namely sections 29(1), 30(1), 67 and 74 of the Act.

B/93/0210/BA (contd)

1. The approval hereby granted shall be for a limited period of 5 years only, from the date of this permission, by which date the building shall be removed and the land restored to its former condition.
2. The building shall be provided with high and low level ventilation points, the design of which shall have been submitted to and approved in writing by the Local planning Authority prior to the erection of the building.
3. Prior to the occupation of the building passive sensors and an alarm system shall be installed to monitor any ingress of landfill gas. The design and location of such equipment shall have been submitted to and approved in writing by the Local Planning Authority prior to their installation.
4. Prior to the commencement of the development the works required by virtue of the conditions attached to planning permission B/85/1029/BA shall be implemented in their entirety.
5. No outside storage shall at any time take place on the site.
6. Before the development is commenced, the colour of the cladding material shall have been submitted to and approved in writing by the Local Planning Authority.
7. No surface water shall be discharged to the drainage system, without the use of petrol/oil/grit interceptors.

Reasons

1. Owing to the temporary design of the building.
- 2,3 In order to ensure the safe occupancy of the building which is located within 250 metres of a landfill site.
4. To ensure that satisfactory means of access to the site is provided, in the interests of highway safety.
- 5,6 In the interests of the visual amenities of the locality.
7. In order to prevent the pollution of adjacent watercourses.