#### NORFOLK COUNTY COUNCIL

## Town and Country Planning Act, 1990

# Town and Country Planning (General Development Procedure) Order 1995

To:

RMC Aggregates (UK) Ltd

RMC House

Coldharbour Lane

Thorpe Egham TW20 8TD

## Particulars of Proposed Development

Location:

Land adjacent to former Watlington Quarry, West of A10 at

Watlington and Tottenhill.

Applicant:

RMC Aggregates (Eastern Counties) Ltd

Agent:

RMC Aggregates (UK) Ltd

Proposal:

Extension of sand and gravel extraction with progressive

restoration to nature conservation and agriculture, erection of new

processing plant and retention of existing access.

The Norfolk County Council hereby gives notice of its decision to PERMIT the development specified in the application and particulars deposited on the 28th September 2000

This permission is subject to the conditions specified on the attached sheet.

The reasons for these conditions are also set out on the attached sheet.

Signed: Super Date: 3.6.03

for DIRECTOR OF PLANNING AND TRANSPORTATION

Norfolk County Council County Hall Martineau Lane Norwich NR1 2SG

#### **NOTES**

- (1) If the applicant is aggrieved by the decision of the Local Planning Authority to refuse permission 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 78 of the Town and County Planning Act 1990, within six months of the date of this notice. The secretary of State has the 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.
- (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 by the carrying out of any development which has been or would be permitted, he may serve on the Council of the county or district in which the land is situated a purchase notice requiring that Council to purchase his interest in the land accordance with Section 137 of the Town and County Planning Act, 1990.
- (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 Sections 114 and 115 of the Town and Country Planning Act, 1990.
- (4) Any planning permission is subject to compliance with the byelaws (Local Acts, Orders, Regulations) and general statutory provisions in force.

Appeals must be made on a form which is obtained from the Planning Inspectorate, Customer Support Unit, Room 3/15 Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Tel: 0117 372 6372 Fax: 0117 372 8782 or e-mail: enquiries@planning-inspectorate.gsi.gov.uk

Location: Land adjacent to former Watlington Quarry, West of A10 at Watlington and Tottenhill.

- The development to which this permission relates shall cease and the site shall be restored in accordance with condition 8 within 11 years of the date of the commencement of extraction of sand and gravel. The date of commencement of extraction of sand and gravel shall be notified in writing to the County Planning Authority
- 2. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995 (or any Order revoking or re-enacting that order), no further buildings, plant or machinery, nor structures of the nature of plant or machinery other than that permitted under this planning permission, shall be erected on the site, except with permission granted on an application under Part III of the Town and Country Planning Act 1990.
- 3. The plant hereby permitted shall be used solely for processing mineral derived from the site and for no other purpose.
- 4. No development shall take place until the applicant, or their agents or successors in title, has secured the implementation of a programme of archaeological work, excluding those areas of the site previously disturbed by mineral planning permissions 2/DM/2383, 2/DM/3323 and C/2/1998/2023, in accordance with a written scheme of investigation which has been submitted by the applicant and approved by the County Planning Authority in consultation with the Highway Authority.
- 5. No extraction of sand and gravel shall take place until details of the conveyor under the C54 Whin Common Road ,as indicated on the 'Operational Areas' drawing (contained in the Planning Application Statement dated September 2002 Volume 1) accompanying the application (C/2/2000/2022), have been submitted to and approved in writing by the County Planning Authority in consultation with the Highway Authority.
- 6. No extraction of sand and gravel shall take place until the works approved pursuant to Condition 5 are constructed to the satisfaction of the County Planning Authority in consultation with the Highway Authority.
- 7. The movement of aggregates from the operational areas to the plant site, as set out in the drawings covering the Operational Phases 1 to 10 (contained in the Planning Application Statement dated September 2002 Volume 1) accompanying the application (C/2/2000/2022), shall only take place by means of the conveyor constructed pursuant to Condition 6
- 8. The working and restoration of the site shall not take place except in accordance with the details given in the Statement dated September 2000 (Volumes 1,2 and 3) accompanying the application (C/2/2000/2022) unless otherwise agreed in writing with the County Planning Authority.
- 9. Noise emitted from the site shall not exceed the noise limits, expressed as a 1 hour Laeq., as set out in Paragraphs 9.45 and 9.98 of the Environmental Statement

- accompanying the application (C/2/2000/2022)dated September 2000 unless otherwise agreed in writing with the County Planning Authority.
- 10. No plant or machinery (including water pumps) shall be used on the site unless it is maintained in a condition whereby it is efficiently silenced.
- 11. The development hereby permitted shall not commence until a scheme of dust control, including monitoring of dust levels, has been submitted to and approved by the mineral planning authority, and the development shall thereafter be undertaken only in accordance with the approved scheme.
- 12. No operation authorised or required under this permission or under Part 23 of Schedule 2 of the Town and Country Planning (General Permitted Development) Order 1995 shall take place on Sundays or public holidays, or other than during the following periods:-

07.00 - 17.00 Mondays to Fridays

07.00 - 13.00 Saturdays.

- 13. No development shall take place until a scheme of landscaping is submitted and agreed in writing by the County Planning Authority. This scheme shall be submitted within three months of the date of the planning permission or such other period agreed in writing with the County Planning Authority. The scheme shall include a timetable for the planting of trees, hedges and shrubs, details of size, species and spacing of trees, hedges and shrubs, arrangements for their protection and maintenance, and details of the construction and maintenance of the soil bunds. It shall make provision for:-
- i. the screening of the operations by trees, hedges and soil bunds;
- ii. the protection and maintenance of existing trees and hedges which are to be retained on the site
- iii. re-seeding and re-planting where failures or damage occur within a period of five years from the date of planting
- iv. the replacement of any damaged or dead trees with trees of similar size and species at the next appropriate season.
- 14. Any drums and small containers used for oil and other chemicals on the site shall be stored in bunded areas which do not drain to any watercourse, surface water sewer or soakaways and all oil or chemical storage tanks, ancillary handling facilities and equipment including pumps and valves shall be contained within an impervious bunded area of a least 110% of the total stored capacity
- 15. Any oil storage tanks on the site shall be sited on impervious bases and surrounded by oil tight bund walls; the bunded areas shall be capable of containing 110% of the tank volume and shall enclose all fill and draw pipes.
- 16. Measures shall be taken to ensure that vehicles leaving the site shall not be in a condition whereby they would deposit mud or other loose material on the public highway.
- 17. No sand and gravel shall be transported from the processing site until details of signs, showing the direction to be taken by vehicles entering and leaving the site, have been submitted to and approved by the County Planning Authority. The approved signs to be erected by the company at the site entrance, within one month of this permission, and thereafter maintained by the company for the duration of the operation.

- 18. No external lighting shall be installed on the site unless it is maintained such that it will not cause glare beyond the site boundaries.
- 19. Handling, movement and re-spreading of topsoil and subsoil shall not take place except when the soils are in a suitably dry and friable condition and in such a way and with such equipment as to ensure minimum compaction. (No handling of topsoil and subsoil shall take place except between 1st April and 31st October unless otherwise agreed in writing by the County Planning Authority.)
- 20. Before the topsoil is replaced on those areas to be restored to an agricultural afteruse a layer of at least 600mm of subsoil substitute shall be created through the use of soils, sand, overburden and/or excavation spoil derived from the site. This layer shall be cross-ripped to a depth of at least 500mm to relieve compaction.
- 21. On those areas to be restored to an agricultural afteruse an even layer of topsoil shall be re-spread on the subsoil layer to an even depth of at least 300mm.
- 22. Measures including ripping shall be carried out after soil replacement on those areas to be restored to an agricultural afteruse so that any compacted layers and pans are broken up to assist free drainage.
- 23. All stones and deleterious materials in excess of 15cm which arise from the ripping of the subsoil and topsoil on those areas to be restored to an agricultural afteruse shall be removed from the site.
- 24. No dewatering of excavations shall be carried out except in accordance with details submitted with the application and as set out in the Environmental Statement which accopanied the application.
- 25. An aftercare scheme specifying such steps as may be necessary to bring the land to the required standard for use for agriculture shall be submitted for the approval of the County Planning Authority not later than six months from the date of commencement of the extraction of sand and gravel. The approved aftercare scheme shall be implemented over a period of five years following the completion of restoration or in the case of phased restoration in stages each of five years duration dating from each completed restoration phase.

### Note(s)

- a. Attention is drawn to the requirements of the Environment Agency as contained in their letter dated 9 November 2001 a copy of which is attached to this notice.
- b. This permission is subject also to a legal agreement under Section 106 of the Town and Country Planning Act 1990, covering the long term management and restoration of the site for nature conservation and the provision of a footpath.
- c. This development involves work to the public highway that can only be undertaken by the County Council within the scope of a legal agreement with the applicant. Please note it is the applicants responsibility to ensure that, in addition to planning permission, any necessary agreements under the Highways Act 1980 are also obtained. Advice on this matter can be obtained from the County Council's Highway Development Control Group based at County Hall in Norwich.

The reasons for the Council's decision to authorise the development subject to compliance with the conditions herein before specified are:

- 1 To accord with Section 91 of the Town and Country Planning Act 1990.
- 2,3, 9-13,18 To protect the amenities of the surrounding area in accordance with Policy MIN.6 of the Adopted Norfolk Minerals Local Plan (1996).
- 5-7,16,17 In the interests of highway safety in accordance with Policy MIN.9 of the Adopted Norfolk Minerals Local Plan (1996).
- To ensure adequate time is available to investigate any features of archaeological interest in accordance with Policy MIN.8 of the Adopted Norfolk Minerals Local Plan (1996).
- 14,15,24 To safeguard hydrological interests in accordance with Policy MIN.10 of the Adopted Norfolk Minerals Local Plan (1996).
- 8, 19-23, 25 To ensure the proper and expeditious restoration of the site in accordance with Policy MIN.36 of the Adopted Norfolk Minerals Local Plan (1996).

Our ref:

AE\2000\003287\002

Your ref:

SPWEA251001

Date:

9th November 2001

S P Wade
Senior Hydrogeologist
Rmc Aggregates (Uk) Limited
Rmc House,
Church Lane
Bromgrove
Worcestershire
B61 8RA

Dear Sir/Madam



BROMSGROVE 1 2 NOV 2001

# DEWATERING OF SAND & GRAVEL EXTRACTION - WATLINGHAM, NORFOLK

Thank you for your letter dated 29th October 2001.

The Environment Agency is now satisfied that Watlington Farms and Mr Hope have been consulted and that their views are properly recorded. This will greatly assist our determination of any necessary conservation measures when the notice of intent to dewater is received.

With regard to the notice of intent to dewater, subject to prior planning approval from the County Council, this should be submitted on Form W10 at least four weeks prior to the commencement date of the dewatering. Our previous recommendation for an earlier submission of the notice was intended to be helpful by establishing early the likelihood of, and necessity for, any necessary conservation measures.

The Agency is in agreement with your remarks about the observation well (TF60/039) penetrating the Leziate Beds. As it offers the only groundwater record near the proposed dewatering site, it is possible that it might have some relevance to the matter in hand. On that basis, the record from TF60/039 indicates that groundwater levels at TF60/039 during the 1990/91 winter were mid-range, the range being 0.6 to 3.6 mbdat in the period 1988-2001. This accords with Mr Abra's surmise that water levels in the Tottenhill gravels were mid range during the 1990/91 winter. If the range recorded at TF60/039 is indicative of the range in the vicinity of the excavation site then, in dry periods, 'natural' levels in the gravels may fall significantly lower than those in January 1991. Obviously, the impact of dewatering would lower these levels further. It would appear that Watlington Farms and Mr Pope are willing to accept this prospect. Therefore, at this stage, the Environment Agency has no further comment on the planning application.

Cont/d..

Environment Agency
Cobham Road, Ipswich, SulTolk IP3 9JE
Telephone: 01473 727712
Fax:

4

If you have any queries please do not hesitate to contact Sharon Witton on 01473 706008.

Yours faithfully

Michael Guthrie

Customer Services Manager

2/00/1552KM

#### NORFOLK COUNTY COUNCIL

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# Town and Country Planning (General Development Procedure) Order 1995

To:

RMC Aggregates (UK) Ltd

**RMC** House

Coldharbour Lane

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Date: 3,6.03

for DIRECTOR OF PLANNING AND TRANSPORTATION

Norfolk County Council County Hall Martineau Lane Norwich NR1 2SG

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Our ref:

AE\2000\003287\002

Your ref:

SPWEA251001

Date:

9th November 2001

S P Wade
Senior Hydrogeologist
Rmc Aggregates (Uk) Limited
Rmc House,
Church Lane
Bromgrove
Worcestershire
B61 8RA

Dear Sir/Madam



BROMSGROVE

1 2 NOV 2001

# DEWATERING OF SAND & GRAVEL EXTRACTION - WATLINGHAM, NORFOLK

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Cont/d..

Environment Agency
Cobham Road, Ipswich, SulTolk IP3 9JE
Telephone: 01473 727712 Fax:

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If you have any queries please do not hesitate to contact Sharon Witton on 01473 706008.

Yours faithfully

Michael Guthrie

Customer Services Manager