

NORFOLK COUNTY COUNCIL

Town and Country Planning Act, 1990

Town and Country Planning (General Development Procedure) Order 1995

To: Mr A J Hayden
20 Castle Meadow
Norwich
Norfolk
NR1 3DH

Particulars of Proposed Development

Location: The Oakery, Lodge Road, Feltwell

Applicant: Anti-Waste Limited

Agent: Mr A J Hayden

Proposal: Composting Operation to Provide Restoration Soils and Daily Cover Material.

The Norfolk County Council hereby gives notice of its decision to REFUSE permission for the development specified in the application and particulars deposited on the 25th October 2000 with the Norfolk County Council.

The grounds of refusal are as follows:

1. The proposed development would have an adverse and detrimental impact on the amenity of local residents due to the odour associated with the activity and is therefore in conflict with Policy WAS.13 of the Adopted Waste Local Plan.

Signed: B. Hunt Date: 7.3.01

for DIRECTOR OF PLANNING AND TRANSPORTATION

Norfolk County Council
County Hall
Martineau Lane
Norwich
NR1 2SG

SEE NOTES OVERLEAF

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, Tollgate House, Houlton Street, Bristol, BS2 9DJ.

NORFOLK COUNTY COUNCIL

Town and Country Planning Act, 1990

Town and Country Planning (General Development Procedure) Order 1995

To: Mr S M Daw
Friday Cottage
Mellis Road
Thrandeston
Diss
IP21 4BU

Particulars of Proposed Development

Location: Land off East Winch Road, East Winch King's Lynn, Norfolk

Applicant: Middleton Aggregates Ltd

Agent: Mr S M Daw

Proposal: Variation of Condition to Allow Occasional Out of Hours Delivery of
Excavated Road Metal.

The Norfolk County Council hereby gives notice of its decision to PERMIT the development described in the notice of planning permission reference No.C/2/1999/2019 granted on the 12 December 1999 without compliance with condition No 5 set out in that notice, subject to compliance with the condition set out on the attached sheet.

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

Signed:  Date: 19.12.00

for DIRECTOR OF PLANNING AND TRANSPORTATION

Norfolk County Council
County Hall
Martineau Lane
Norwich
NR1 2SG

SEE NOTES ON ATTACHED SHEET

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 in 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, Tollgate House, Houlton Street, Bristol, BS2 9DJ.

Location: Land off East Winch Road, East Winch King's Lynn, Norfolk

Conditions:

1. The development hereby permitted shall cease within 1 year of the date of this permission.
2. Except for delivery to the site of excavated road metals, asphalt planings, direct from road improvement contract work, no operation authorised or required under this permission shall take place on Sundays or public holidays, or other than during the following periods:-

07.00 - 18.00 Mondays to Fridays

07.00 - 13.00 Saturdays
3. Deliveries outside the hours specified in condition 2 above shall not take place on more than 30 days in any calendar year.
4. From the date of this permission the operator shall maintain a record of the deliveries made to the site outside the hours specified in condition 2 above, and shall make them available to the County Planning Authority at any time upon request. All records shall be kept for at least 12 months.
5. Noise emitted from the site shall not exceed 42 dB LA eq (1 hour) at any time outside of the set hours, 7.00-18.00 weekdays, 7.00 – 13.00 Saturdays.

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

- 1 - 5. To ensure orderly working in the interest of the amenities of the surrounding area.

Note.

Conditions 1 - 4 and 6 - 11 on planning permission C/2/1999/2019, remain inforce.

