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Town and Country Planning Act 1990 Form P2

Planning Permission

Name and address of applicant

G M Riddington Partnership
Orchard House
CROWLAND
Peterborough
PE6 0AW

Name and address of agent (if any)

Part I - Particulars of application

Date of application:
12 November 1998

Application No.
H02/1167/98
LCC Ref. No.
H2/1167/98

Particulars and location of development:

To continue to use land for composting agricultural and horticultural waste materials without complying with condition 2 of H.2/0821/92 and condition 9 of H.2/0922/96 for a temporary period to assess impact and viability at Decoy Farm, Postland, Crowland.

Part II - Particulars of decision

The Lincolnshire County Council hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1990 that **permission has been granted** for the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted subject to the following conditions:-

1. This permission shall be limited to a period of 18 months from the date of this Decision Notice.

2. No waste paper/cardboard shall be imported into the site until the building to be constructed in accordance with Condition No. 11 of planning permission reference H.2/922/96 has been completed to the satisfaction of the Director of Highways and Planning.

3. No waste paper/cardboard shall be imported into the site prior to the erection of a perimeter fence in accordance with a specification to be agreed in writing by the Director of Highways and Planning.

4. No waste paper/cardboard shall be stored or shredded outside the confines of the building referred to in Condition No. 2.

Date - 4 MAY 1999

R M Tennant

4th Floor, City Hall
Beaumont Fee, Lincoln

Planning Services Manager
Lincolnshire County Council

Note: This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation.

Reasons

1. To allow the impact of the proposal on the composting process and the surrounding environment to be assessed.

2, 3, & 4

In the interests of the local amenity.

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 Transport and the Regions in accordance with Section 78 of the Town and Country Planning Act 1990, within six months of receipt of this notice. (Appeals must be made on a form which is obtainable from The Planning Inspectorate, Tollgate House, Houlton Street, Bristol BS2 9DJ). The Secretary of State has a power to allow a longer period for the giving 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 of a 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 authority 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, 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 carrying out of any development which has been or would be permitted, he may serve on the Council of the district in which the land is situated a purchase notice requiring that council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country 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 Section 114 of the Town and Country Planning Act 1990.

SALLY WALTHAM
BA (Hons) F.C.I.H.
Director of Housing & Planning Services

Housing and Planning
Services Department,
Council Offices,
Priory Road,
Spalding,
Lincolnshire. PE11 2XE

Telephone: (01775) 761161
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SOUTH HOLLAND DISTRICT COUNCIL
HOUSING & PLANNING SERVICES DEPARTMENT

Town and Country Planning Act 1990

Observations on County Matter

Reference: H02/1167/98 Received: 24-NOV-98 Type: COUNTY MATTER

Name: G M Riddington Partnership
Orchard House
Crowland
Peterborough
PE6 0AW

Agent: G M Riddington Partnership
Orchard House
Crowland
Peterborough
PE6 0AW

Description: Continue use without complying with condition 2 of H02/0821/92 & condition 9 of H02/0922/96

Location : Decoy Farm Postland
Crowland Peterborough

South Holland District Council have considered the proposal, and OBJECT to the development for the reason(s) set out below:

1 The District Council has serious concerns relating to the development in that if permission is granted in the absence of sufficient safeguards and assurances the amenities of the locality would be further affected by operations on site.

Director of Housing and Planning Services
13 MAY 1999

H02/1167/98

This decision refers only to that required for the purposes of the Town and Country Planning Acts and not for Building Regulations or any other legislation. See enclosed notes relating to rights of appeal.

Town and Country Planning Act etc

DRAFT REFUSAL

Reference H02/1167/98 Received: 24-NOV-98 Type: COUNTY MATTER

X Should Agent be LCC? No

Name: G M Riddington Partnership
Orchard House
Crowland
Peterborough
PE6 0AW

Agent: G M Riddington Partnership
Orchard House
Crowland
Peterborough
PE6 0AW

Description: Continue use without complying with condition 2 of H02/0821/92 & condition 9 of H02/0922/96

Location : Decoy Farm Postland
Crowland Peterborough

South Holland District Council hereby give notice that permission has been refused etc for the following reasons:

1 The District Council has serious concerns relating to the development in that if permission is granted in the absence of sufficient safeguards and assurances the amenities of the locality would be further affected by operations on site.

Director of Housing and Planning Services
07 MAY 1999

H02/1167/98

SAS 10/5.
DR 10/5

Admin

Decision to go to LCC with covering letter