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TOWN AND COUNTRY PLANNING ACT 1990 APPROVAL REQUIRED BY CONDITION OF PERMISSION

Reference: H14-0198-21 **Date of Decision:** 10th August 2021

Applicant: Keston Fields Ltd.
C/O Lincs Design Consultancy
12 Vickers Lane
Louth
Lincs
LN11 9PJ

Location: Keston Nurseries Mill Green Road Pinchbeck Spalding

Description: Details of boundary treatment, open space plan, landscape management and maintenance plan, refuse collection points, external meter boxes etc, highways improvements, surface water drainage, foul water drainage, construction management plan, wheel washing, cycle storage, contaminated land report and acoustic report (Conditions 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 20 and 21 of H14-0355-17)

South Holland District Council hereby give notice that CONSENT HAS BEEN GRANTED for the details submitted for the purpose of conditions attached to the planning permission.

Notes:

The determined plans are:
Phase 2 (geo-environmental ground investigation) report (prepared by Humberside Materials Laboratory Ltd, dated September 2020) - Part 1
Phase 2 (geo-environmental ground investigation) report (prepared by Humberside Materials Laboratory Ltd, dated September 2020) - Part 2
Remediation Plan (prepared by Ground Engineering Limited, dated 19th November 2018)
Anglian Water Acceptance Letter (dated 12th March 2021)

Details of Technical Approval (dated 4th December 2020)
Noise Assessment Report (prepared by Blue Tree Acoustics, dated 15th October 2018)
Construction Management Statement (prepared by Lincs Design Consultancy, Rev C,
dated 25th June 2021)

LDC2902-BR001K

LDC2328-06 G

LDC2328-07 G

ADC1461/DR/500 P1

ADC1461/DR/501 P1

ADC1461/DR/502 P1

ADC1461/DR/503 P1

ADC1461/DR/510 P14

ADC1461/DR/600 P4

ADC1461/DR/601 P3

GGL-EDN-0114-1104

Ldc2902-BR101_C

Ldc2902-BR102_C

Ldc2902-BR103_B

Ldc2902-BR104_B

Ldc2902-BR105_B

Ldc2902-BR106_B

Ldc2902-BR107_A

Ldc2902-BR109_B

Ldc2902-BR110_C

Ldc2902-BR111_B

Ldc2902-BR112_B

Ldc2902-BR113_A

Ldc2902-BR114_A

Ldc2902-BR115_A

Ldc2902-BR116_A

Ldc2902-BR117_A

Ldc2902-BR118_A

Ldc2902-BR119_A

Please note that noise generating activity shall be restricted (as far as practically possible)
until after 7:30am.



Phil Norman
Planning Manager
South Holland District Council

BUILDING REGULATIONS:

This decision refers only to planning permission as granted under the Town and Country Planning Act 1990. The works that you are proposing may also require Building Regulations and this planning permission does not give authority under Building Regulations to commence work. Please contact

the Building Control section for further information on 01775 764557 or bcadmin@sholland.gov.uk

RIGHTS OF APPEAL

Appeals to the Secretary of State

If you are aggrieved by the decision of your Local Planning Authority to refuse permission for the proposed development or grant consent subject to conditions, then you can appeal to the Secretary of State under Section 78 of the Town and Country Planning Act 1990 or Section 20 of the Planning (Listed Building and Conservation Areas) Act 1990.

Timescales for appealing

The deadlines for appeals are calculated from the **date of decision** and are as follows for the types of applications below:

12 Weeks	6 Months	8 Weeks
Householder Applications	Planning Permission	Consent to Display Adverts
Minor Commercial Development	Listed Building Consent	
Agricultural Determinations	Other Prior Approval Applications	
Householder Prior Approval Applications		

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are on GOV.UK.

Enforcement Notices

If an enforcement notice was served prior to the planning application being determined then the deadline for appealing is 28 days from the date of the **planning refusal**.

If an enforcement notice is served after the planning application is determined then the deadline for appealing is 28 days from the date of the **enforcement notice** OR **the timescales stated above for each application type** from the date of the planning refusal - whichever is sooner.

Appeals can be made online at: <https://www.gov.uk/planning-inspectorate>. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.

The Secretary of State can allow a longer period for giving notice of an appeal but 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 the Secretary of State that the

Local Planning Authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under the order.

Purchase Notices

If either the Local Planning Authority or the Secretary of State refuses permission to develop land or grant 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 the Part VI of the Town and Country Planning Act 1990 or Section 32 of the Planning (Listed Building and Conservation Areas) 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 of the application to him.

These circumstances are set out in Section 114 and related provisions of the Town and Country Planning Act 1990 and Section 27 of the Planning (Listed Building and Conservation Areas) Act 1990.