BRIAN SMITH Dip TP MRTPI
Director of Planning & Building Control Services
Planning & Building Control Department,
Council Offices,
Priory Road, Spalding,
Lincolnshire. PE11 2XE

Telephone: (0775) 761161
Fax: (0775) 710772

SOUTH HOLLAND DISTRICT COUNCIL

~~Town and Country Planning Act 1990~~

Observations of District Council on County Matter

Reference: H16/0623/93 Received:02-JUL-93 Type:COUNTY MATTER

Name: Birse Construction Ltd
Off A1073 Cowbit Road
Spalding
Lincs
PE12 6AD

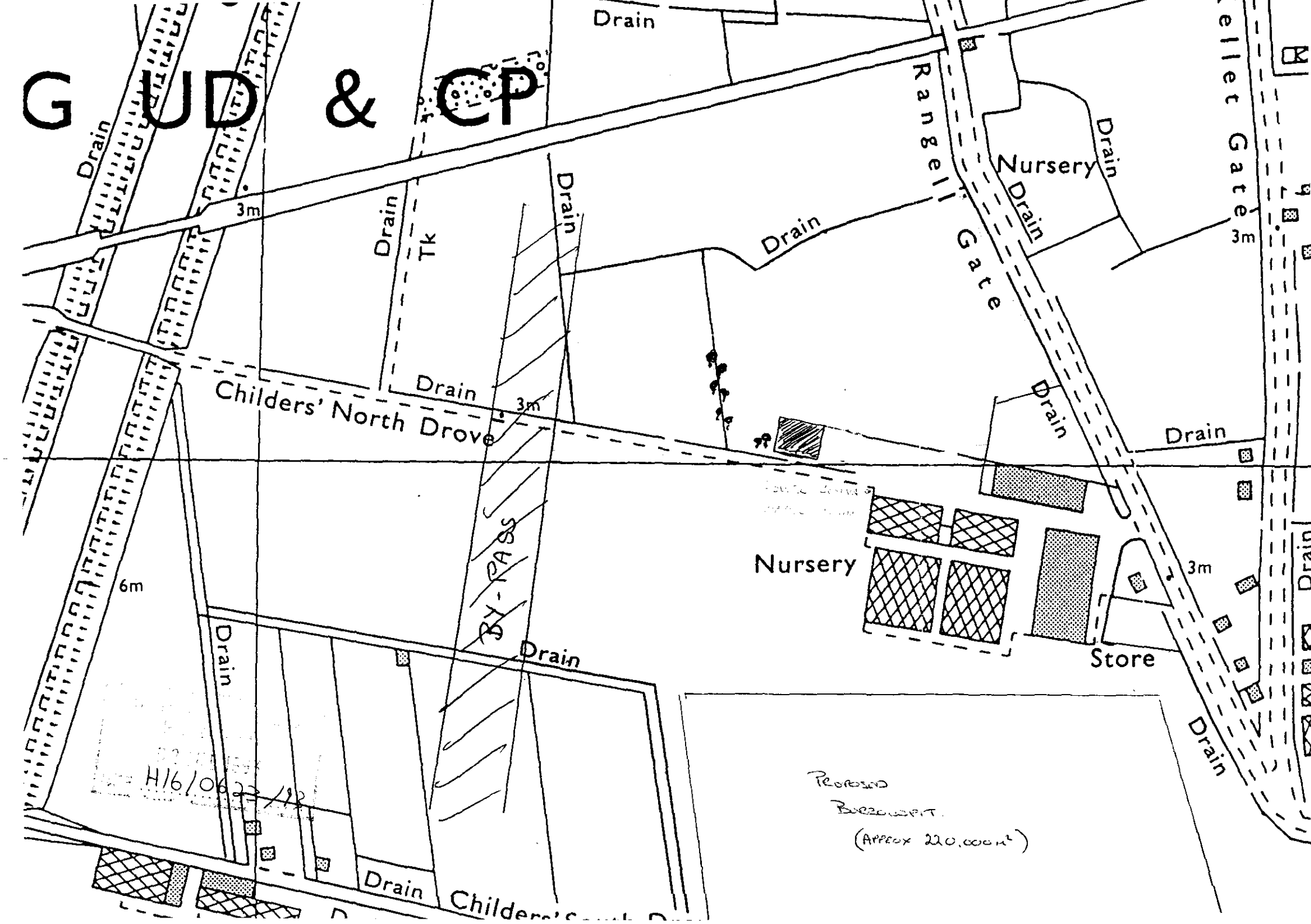
Agent: Birse Construction Ltd
Off A1073 Cowbit Road
Spalding
Lincs
PE12 6AD

Description: Excavate a borrow pit to extract material to be used as temporary surcharge on the by-pass, replace after use
Location : North of Childers Drove South (South/east of A16 by-pass) Spalding Lincs

South Holland District Council have considered the proposal and have no objections, subject to any condition(s) set out below:

Director of Planning and Building Control Services
10-AUG-93 H16/0623/93

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


G UD & CP
Drain
Drain
3m
Drain
Tk
Drain
Drain
Rangell Gate
Nursery
Drain
Drain
3m
Childers' North Drove
Drain
3m
Drain
Drain
Nursery
3m
Store
6m
Drain
BY-PASS
Drain
Drain
Drain
Drain
H/6/0622/12
Proposed
Borrow pit
(Approx 220,000m²)

Application for permission to develop land etc.

Town and Country Planning Act 1990

Application no.	H16/0623/93 (For official use only)
Date received	
Grid reference	

Four completed copies of this form and plans should be sent to the County Council

PART 1 – to be completed by or on behalf of all applicants as far as applicable to the particular development

1. Applicant (complete details below in block capitals)

Name BIRSE CONSTRUCTION LTD.

Address OFF A1073 COUNT ROAD, SPALDING, LINCOLNSHIRE.

Postcode PE12 6AD Tel. No. 713828

Agent (if any) to whom correspondence should be sent (complete details below in block capitals)

Name

Address

Postcode Tel No.

OFFICE COPY

2. Particulars of proposal for which permission or approval is sought

(a) Full address or location of the land to which this application relates (and site area if known): LAND NORTH OF CHLODES DROVE SOUTH; ENCLOSED BETWEEN BIRS RANGEL GATE AND NEW ROAD; AND CHLODES DROVE SOUTH AND PUNCH ESTATES NURSERY. ABOUT ADDRESS ON SOUTH EAST SIDE OF SPALDING.

(b) Applicant's interest, e.g. owner, tenant, prospective purchaser: TENANT.

(c) Brief particulars of proposed development including the purpose(s) for which the land and/or buildings are to be used: THIS EXTRACTION OF NATURAL MATERIAL TO FORM SUBGRADE COTTION OF NEW ROAD IN ORDER TO ALLOW FULL SETTLEMENT. MATERIAL TO BE RETURNED TO PLACE OF EXTRACTION AND LANDSCAPED ON COMPLETION OF SETTLEMENT.

(d) State whether applicant owns or controls any adjoining land and, if so, give its location: LAND ADJACENT TO BURROWPIT OWNED BY J. VAN GEEST WHO ALSO OWNS THE LAND PROPOSED FOR DEVELOPMENT.

3. Particulars of application (see note 3 of the "Notes for Applicants")

State whether this application is for: –

	State Yes or No	If yes, tick those items below which you wish to be considered as part of this application
(a) Outline planning permission		1 siting; 2 design; 3 external appearance; 4 means of access; 5 landscaping
(b) Full planning permission	YES	
(c) Approval of reserved matters following the grant of outline permission		If yes, state the date and number of outline permission: Date 21 JUN 1993; Number
(d) Renewal of a temporary permission or permission for retention of building or continuance of use without complying with a condition subject to which planning permission has been granted		If yes, state the date and number of previous permission and identify the particular condition (see note 3(d) of the "Notes for Applicants"): Date; Number; The condition

4. Particulars of Present and Previous Use of Buildings or Land

(a) State

(i) Present use of buildings/land AGRICOLTORAL.

(ii) If vacant, the last previous use including the date when the use was discontinued .....

5. Additional Information

(a) State whether the proposal involves: –

		State Yes or No
(i) Construction of a new access to a *highway*	vehicular	No
	pedestrian	No
(ii) Alteration, including change of use, of an existing access to a highway	vehicular	No
	pedestrian	NO
(iii) The crossing of a ditch or other water course		NO

(b) State whether the proposal involves: –

(i) New building(s) If residential development, state number of dwelling units proposed and type if known, e.g. houses, bungalows, flats	No .....
(ii) Alteration or extension	No
(iii) Change of use	Yes.

(c) Size of any new structure: – N/A.

(a) height .....

(b) *length* .....

(c) width .....

(d) Type and colour of materials for facing external walls N/A.

(e) Type and colour of roofing materials N/A.

(f) What provision exists or is proposed for garaging and/or parking vehicles within the site? N/A.

(g) Is the application for industrial, office, warehousing, storage or shopping purposes?	NO	If yes, complete Part 2 of this form
(h) Is the application in connection with agriculture?	No	If yes, give brief details on page 4
(i) Does the proposal affect a listed building?	NO	
(j) Does the proposed development involve the felling of any trees?	No	If yes, indicate their positions on plan

(k) (i) How will surface water be disposed of? KEPT WITHIN THE CONFINES OF BOREHOLE. Continue on page 4 if necessary

(ii) How will foul sewage be dealt with? N/A.

(l) Does the proposal affect a land drain?	Yes.	If yes, indicate positions on plan NOT KNOWN
(m) Has the site been disturbed, filled or otherwise contaminated?	NO.	If yes, please supply details (on separate sheet)

6. Plans

List of drawings and plans submitted with the application

1 LOCATION PLAN (C772/410)

2 PROPOSED DIMENSIONS OF BOREHOLE. (C772/411)

3 TYPICAL SECTION THROUGH BOREHOLE. (C772/412)

4 LOCATION PLAN (C772/413).

5 LANDSCAPE PLAN (C772/414.)

Note: The proposed means of enclosure, the materials and colour of the walls and roof, landscaping details etc. should be clearly shown on the submitted plans, unless the application is in outline only

PART 3

Application is hereby made for permission/approval to carry out the development described herein and on the attached plans.

I have completed the relevant certificate.

X **Signed** .....

***On behalf of** BIRSE CONSTRUCTION LTD.
(insert applicants name if signed by an agent)

Date 7TH JUNE 1993

**Delete whichever is not applicable*

Note *An appropriate certificate must accompany this application unless you are seeking approval of reserved matters— see Note 10 of the "Notes for Applicants". The following certificate will be appropriate if you are the owner of all the land. Only one copy need be completed. Certificates B, C or D can be obtained from your Council Offices*

Certificate under section 66 of the Town and Country Planning Act 1990 as amended

Certificate A I hereby certify that:-

1. No person other than the *~~applicant~~ ~~appellant~~ was an owner *(a)* of any part of the land to which the *~~application~~ ~~appeal~~ relates at the beginning of the period of 20 days before the date of the accompanying *~~application~~ ~~appeal~~

* 2. None of the land to which the *~~application~~ ~~appeal~~ relates constitutes or forms part of an agricultural holding:
or

* 2. ~~I have~~ *~~The applicant has~~ ~~The appellant has~~ given the requisite notice to every person other than *~~myself~~ ~~himself~~ who 20 days before the date of the *~~application~~ ~~appeal~~ was a tenant of any agricultural holding any part of which was comprised in the land to which the *~~application~~ ~~appeal~~ relates, viz:—

Name of Tenant *(e)*	Address	Date of Service of Notice

Signed .....

***On behalf of** BIRSE CONSTRUCTION LTD.
(insert applicants name if signed by an agent)

Date 7TH JUNE 1993

**Delete whichever is not applicable*

(a) Owner means a person who is for the time being the estate owner in respect of the fee simple in the land or is entitled to a tenancy of the land granted or extended for a term of years certain of which not less than seven years remain unexpired

(e) If you are the sole agricultural tenant enter "None"

ADDITIONAL INFORMATION

**YOUR APPLICATION CANNOT BE CONSIDERED UN'
HAVE SIGNED PART 3 OF THIS FORM AND COM'
SIGNED AN APPROPRIATE CERTIFI'**

APPLICATION ASSESSMENT decision by 27-7

Notes for Case Officer

Site Inspection

Accuracy :
Neighbours :
Boundaries :
Site Features :

Flat by sb
adjoins Trach
No very near neighbours
See no policy objection to Retention.

Inspected by
Date 14/7

Site Notice posted by
Date
Expiry

Individual Resident Notices required:

Addresses to be sent to –

Addresses delivered to –

Case Officer Conclusions

RECOMMENDATION/DECISION

NON-DETERMINATION

Permitted Dev (or equiv) .....
Non Development (or equiv) .....
Non Response after Direction .....

Senior Officer confirmed .....

Withdrawn .....

COMMITTEE

Confirmed as agenda .....

SUB-COMMITTEE

Confirmed as agenda .....

DPBCS AUTHORISED

Decision Issue confirmed .....

DELEGATED DECISION

Case Officer Recommendation

Approve (or equiv)

Refuse (or equiv)

Signed ..... Date.....

Notes:

☐ Disabled
☐ Prev conditions
☐ Amended plans –
Dwg no:
Received:

Conditions/Reasons: (cont overleaf)

DC INSTRUCTION SHEET

APPLICATION REF: H16/0623/93

Directions

Art 7 (Outlines)

☐ RM checklist

	Sit	Des	Ext	Acc	Land
Previous					
Current					
Required					

Reg 4 Scale drawing.... Highway S/W.... Agric appraisal....

☐ Non Std Precise details:

Direction authorised by Senior Officer..... Date.....

Revalidation after Direction

Information satisfactory Signed..... Date.....

Valid date:

Amended description

Reconsultations:

All.....
Specified:

Unsatisfactory –
Further direction:
Signed.....
Senior Off.....

Precise details:

Additional Consultation/Publicity Required

PDM 7-7
DR 8/7

		Publicity: >>	Consultations:	
Departure		.....	County	.....
Setting of LB		.....	E Heritage	.....
Public Right of Way		.....	Societies	..... G ROW
Discretionary		.....		

Extra Consultations:

WP Note –
G Group available
G* Group essential (longer expiry)

Transport TRA	D/Transp A15	..... G* T15	
	D/Transp A18	.....	
	B Rail	.....	
Environment/ Drainage WAT	Env Services	.....	
	NRA	.....	
	IDB	.....	
	Env Assess	..... G ENV	Specify:
Conservation LB	LB Demolish	..... G* DEM	
	Archaeology	..... G ARC	Specify:
	Eng Heritage	.....	
	Consultant	.....	Order No:
	Other	.....	Specify:
Hazards	HSC Group	..... G* HAZ	
	Specific	.....	Specify:
Other PLA		.....	Specify:

Case Officer

Senior Officer Confirmed ..... Date..... Recorded DC....

ADMIN RECORD SHEET

Initial

Submitted Fee £ NIL

Receipt No

Date first Rec'd 02 JUL 1993

Registration

Reference H16/0623/93

Cross-Ref

Date 5 7 93

Validation

TYPE CM

Site area
No of dwellings
Floorspace

Earlier permission – Ref:
New/Redevelop/Use/Ext/Alt/Works

Description to be recorded

Invalid
Site plans ☐
Certificate ☐

Fee ☐
Fee (not free) ☐

Inaccurate ☐
Incomplete ☐
Unclear ☐

Fees
Correct fee £ NIL

Nil fee ☐
Discounted ☐

Previous app – ref:
Type of app
Reason:

Additional £
Refund £

Receipt No
Voucher No

Date
Date

Information

Index sheet 303 + 331
Grid ref 534000 339000

OS Plots

Ward 4 + 9

Parish SPALDING

Inside IBD NO

Inside LP area YES

Constraints:

CA Cons Area ☐
LB Listed – Grade: ☐
ARC Archaeology ☐
AM Ancient Mon ☐
SSI Special Int ☐

Hazards –

Dist Bound ☐

Other: Bridleway ☐

TR Rural ☐
BP TR proposed 67m ☐
LC Level Cross ☐
FP Footpath ☐

TPO Tree Pres ☐

HAZ Site ☐
AIR Safeguard ☐
LIN Elect ☐
PIP Pipe ☐
CON Waste/contamin ☐

Linked to site Ref 1464 ☐

Linked to property Ref ☐

Planning Records:
Earlier apps

B Reg Records:
Already submitted – Ref:
Request needed
Requested

37	H09/0534/93 Mr Mohammed Ajaib	DMG	Deferred for site visit. Require Transparancy plan showing where double yellow lines are. Add condition ref advert rights.
40	H01/0542/93 Mr & Mrs C Russell	DJR	Refused as recommended.
42	H16/0563/93 Tanglewood Group	PJU	Grant as recommended.
44	H08/0565/93 H08/0566/93 H08/0567/93 Gosberton Haulage	DJR	Refused as recommended.
48	H14/0572/93 Mr & Mrs M Woolsey	DJR	Refused as recommended.
50	H18/0576/93 Regalbourne Ltd	DMG	Deferred. Check conditional alignments of original permission with Highways, search out facts and liaise with Admin Dept as to whether we can enforce the visibility condition.
52	H08/0578/93 Mrs E Garner	DJR	DPBCS Auth as recommended.
54	H07/0583/93 Mr & Mrs Passfield	DMG	DPBCS Auth subject to sect 106 agreement as recommended. Amendment required to condition 1 - wait for minutes.
56	H09/0598/93 Kings Quality Homes	JB	Grant as recommended. All residents to be notified with copy of decision notice - ACP to arrange.
58	H22/0608/93 Mr N Johnson	PJU	Deferred for site visit.
60	H08/0611/93 Mr G P Meads	PJU	Refused as recommended.
62	H16/0623/93 H16/0624/93	DJR	No objections as recommended.

06 Aug 93

Signed: .....

N Midlen
Principal Planning Officer

APPLICATION REFERENCE: H16/0623/93 DATE RECEIVED: 02-JUL-93

TYPE: County Matter

DESCRIPTION: Excavate a borrow pit to extract material to be used as temporary surcharge on the by-pass, replace after use

LOCATION: North of Childers Drove South (South/East of A16 By-pass), Spalding

APPLICANT: Birse Construction Ltd AGENT:

APPLICATION REFERENCE: H16/0624/93 DATE RECEIVED: 02-JUL-93

TYPE: County Matter

DESCRIPTION: Excavate a borrow pit to extract material to be used as temporary surcharge on by-pass, replace after use

LOCATION: Land at Pilmore Lane (South/East of A16 By-pass), Spalding

APPLICANT: Birse Construction Ltd AGENT:

REASON FOR COMMITTEE CONSIDERATION

Proposal warrants Committee consideration.

RECOMMENDATION

That no objections be raised, subject to the sites being reinstated to their original condition on completion of the works, and consideration being given to protecting nearby dwellings by utilisation of top soil to provide protective soil bunding.

COMMENTS

1 Both applications will be determined by the County Council. Proposals are for 2 borrow pits close to the By-pass for the purpose of surcharging new highway embankments.

2 The Pilmore Lane site has a capacity of 40,000 cubic metres: the Childers Drove site a capacity of 190,000 cubic metres.

3 Permission recently granted for site at Cowbit Road, but that site is not guaranteed due to archaeological interest. Sites will be reinstated to their previous condition upon completion of works.

Répresentations

nvironmental Services:	No objections, in principle, subject to protection of the nearby residential properties by utilisation of the remaining top soil to provide protective soil bunding.

BRIAN SMITH Dip TP MRTPI
Director of Planning & Building Control Services
Planning & Building Control Department,
Council Offices,
Priory Road, Spalding,
Lincolnshire. PE11 2XE

Telephone: (0775) 761161
Fax: (0775) 710772

SOUTH HOLLAND DISTRICT COUNCIL

H16/0623/93

COUNTY MATTER

Applicant: Birse Construction Ltd
Tel: 0775 713828

Agent: Birse Construction Ltd
0775 713828

Description: Excavate a borrow pit to extract material to be used as temporary surcharge on the by-pass, replace after use

Location: North of Childers Drove South (South/east of A16 by-pass) Spalding Lincs

---

Valid date: 02-JUL-93
Target dates:
To case officer 09-JUL-93
Inspected by 16-JUL-93
Extra contacts 23-JUL-93
Report if not clear by 16-JUL-93

Terminal date: 23-JUL-93
Target Committee:
Report deadline:

Case Officer:
D J ROBERTS

DEVELOPMENT/CONSTRAINTS

Size:
Category: Misc works
Listed building:
Conservation Area:

Other Constraints: FP

CONSULTATIONS CARRIED OUT

	Sent	Expiry
Cllr E N Davies	09-JUL-93	16-JUL-93
Cllr J Goodley	09-JUL-93	16-JUL-93
Cllr B J Davies	09-JUL-93	16-JUL-93
Cllr C Evans	09-JUL-93	16-JUL-93
Cllr M C White	09-JUL-93	16-JUL-93

SITE RECORD

Grid ref: 526450 322050
OS Sheet: 202 221 Parcel:

L C C - Obs direct to L C C RCB 15/7/93

Lincolnshire County Council,
Director of Highways and Planning,
City Hall,
Beaumont Fee,
Lincoln.
LN1 1DN.

Mr D Roberts

DJR/JJ H16/0623/93
H16/0624/93
ACW/CM/JS

10 Aug 1993

Dear Sir,

APPLICATION BY BIRSE CONSTRUCTION
BORROW PIT AT CHILDERS DROVE SOUTH AND PILMORE LANE, SPALDING.

The above applications were considered by the Councils Planning Committee on 4th August. It was resolved in respect of both sites that no objections be raised subject to the sites being reinstated to their original condition on completion of the works, and consideration being given to protecting nearby dwellings by utilisation of top soil to provide protective soil bunding.

I trust this is satisfactory.

Yours faithfully

N Midlen
Principal Planning Officer
Development Control

LATE OBS... DR ... 27/7

SOUTH HOLLAND DISTRICT COUNCIL

M E M O R A N D U M

FROM: DIRECTOR OF ENVIRONMENTAL SERVICES DATE: 22.7.93

OUR REF: JC/RCP/PC

TO: DIRECTOR OF PLANNING AND BUILDING CONTROL SERVICES

YOUR REF:

Planning Application H16/0623/93, H16/0624/93
Borrowpits, A16 Bypass

I write in respect to the above and would confirm that subject to protection of the nearby dwellings by utilisation of the topsoil and the operations being carried out in accordance with the agreed environmental work schedules, I have no objections in principle to the proposals.

for Director of Environmental Services

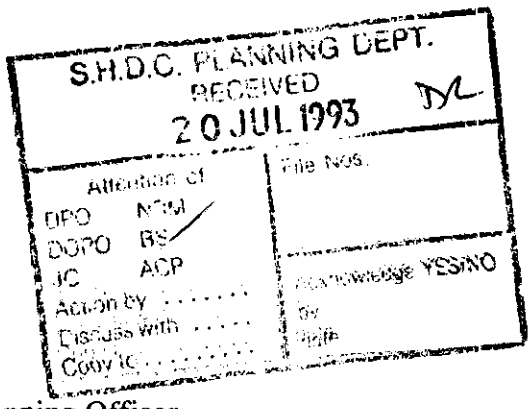
S.H.D.C. PLANNING DEPT.
26 JUL 1993 DR

Anglian Water

Anglian Water
Services Limited

P.O. Box 62
Waterside House
Waterside North
Lincoln LN2 5HA

Telephone 0522 557000
Facsimile 0522 557992



Our ref SH/930064
Your ref H16/-/93/JS

15 July 1993

District Planning Officer
South Holland District Council
Council Offices
Priory Road
SPALDING Lincs
PE11 2XE

Dear Sir

Proposal : Excavate Borrow Pit - material to be replaced/landscaped
Location : Pilmore Lane, Spalding, Lincs
Applicant: Lincolnshire County Council

With regard to the above-mentioned Application, I would inform you that Anglian Water has no objections to raise to the proposals from the planning aspect and has no comment to make thereon.

If any further information is required concerning the above please contact my Senior Engineer (Planning) Mr. D. Hellier.

Yours faithfully

Philip Laws
Customer Services Manager

Registered in England No 2366656
Registered Office:
Anglian House Ambury Road
Huntingdon Cambridgeshire PE18 6NZ

SOUTH HOLLAND DISTRICT COUNCIL

PLANNING & BUILDING CONTROL DEPARTMENT

BRIAN SMITH
Dip TP MRTPI
Director of Planning and Building Control Services

Lincolnshire County Council
Director of Highways and Planning
4th Floor
City Hall
Beaumont Fee
Lincoln
LN1 1DN

Your Contact: Mr D J Roberts
Our Ref: DJR/LAB/H16/ 0623&0624/93
Your Ref: ACW/H16/-/93/ CM/JS
Date: 14 July 1993

Dear Sir

Planning Application For Borrow Pits At Childers Drove South and Pilmore Lane, Spalding, For Birse Construction.

With reference to the above applications. This is to advise you that it may not be possible for the District Council to send its formal response to the above applications within the 28 day period as you request.

At this stage I would anticipate that the applications will be reported to the District Council's Planning Committee Meeting on 4 August 1993. Although I cannot pre-judge the final outcome my initial thoughts are that there will be no objections to these proposals subject to the sites being restored to their original conditions.

I hope this is satisfactory for the time being.

Yours faithfully

N R Midlen
Principal Planning Officer
Development Control

Planning & Building Control Department
Council Offices,
Priory Road,
Spalding,
Lincolnshire. PE11 2XE

Telephone: (0775) 761161
Fax: (0775) 710772

SOUTH HOLLAND
Internal Drainage Board

Marsh Reeves,
Foxes Lowe Road,
Holbeach,
Spalding, Lincs.
PE12 7PA.

Please contact: Mr. Staines

Tel. Holbeach (0406) 24933
Fax: (0406) 26501

Our Ref. RS/PA-B/623/93/FES Your Ref.

Date 8 July, 1993

Dear Mr. Smith,

PLANNING APPLICATION - BIRSE CONSTRUCTION LTD
BORROW PIT - CHILDERS SOUTH DROVE, SPALDING

I enclose for your perusal a copy of my observations in response to the National Rivers Authority's formal consultation to my Board regarding the above project.

Yours faithfully,

J F Elsey

ENGINEER TO THE BOARD

S.H.D.C. PLANNING DEPT.
RECEIVED
12 JUL 1993
Attention of
DPC NRM
JC BS
ACP
Action by .....
Passed with .....
Copy to .....
File Nos.
Acknowledge YES/NO
By
Date

B. Smith Esq., M.R.T.P.I.,
Director of Planning & Building Control Services,
Planning & Building Control Dept.,
South Holland District Council,
Priory Road,
Spalding,
Lincs.

Mr. Staines

623

RS/PAB/---/93/FES 93/1/LCC/0084 6 July, 1993

Dear Sir,

FULL PLANNING APPLICATION - BIRSE CONSTRUCTION LTD
BORROW PIT - CHILDERS SOUTH DROVE, SPALDING

I have the following observations to make in response to your consultation received on the 5th July 1993 regarding planning application No: H16/-/93/CM/JS.

I would be glad to receive a copy of your response to the Planning Authority.

The Boards Wells Drain adjoins part of the Southern boundary of the site and accordingly the Boards Byelaws as summarised on the enclosed standard conditions will apply. For the avoidance of doubt, I enclose a copy of the applicants plan upon which I have marked in Blue the extent of the Boards watercourse alongside which I shall require that fencing and the bund are sited to give at least 9 metres clearance from the brink.

The applicants attention is also drawn to the existence of a 300 mm diameter private pipeline that discharges to the upstream extremity of the Boards watercourse from the buildings and yard to the North. Needless to say this outfall must be safeguarded to prevent flooding of the premises served. Other watercourses adjoining the site are privately owned and maintained.

It is vitally important that none of these water courses are obstructed and accordingly, the riparian owners and the Boards consent must be obtained prior to any filling being undertaken or extra stormwater run-off discharged to the private dykes or Boards watercourse. Prior to such works being undertaken however full details must be provided for my Board's approval in order I can ensure existing drainage interests will not be affected. Should improvements be required to privately owned dykes to cater for increased flows from the development such works must be carried out at the applicants expense following my Board's approval of details.

Yours faithfully,

ENGINEER TO THE BOARD

The Planning Engineer
National Rivers Authority
Anglian Region
Norther Area
Aqua House
Harvey Street
Lincoln LN1 1TF

Director of Highways and Planning
Lincolnshire County Council
City Hall
Beaumont Fee
Lincoln
LN1 1DN

Your ref: SMD/JS

Dear Sir

APPLICATION TO EXCAVATE A BORROW PIT TO EXTRACT MATERIAL TO BE USED AS TEMPORARY SURCHARGE ON THE BYPASS. MATERIAL TO BE REPLACED AFTER USE AND LANDSCAPED
AT LAND NORTH OF CHILDERS' DROVE SOUTH, IMMEDIATELY SOUTH EAST OF THE PROPOSED A16 SPALDING BYPASS

This resolution was placed in my Council's Statutory Register of Planning Applications on 2 July, 1993 and the number allocated to the application was H16/0623/93.

In addition to the consultations and publicity which you have carried out (ticked in Column A), I consider that the following extra consultations and publicity are necessary (marked by a tick in Column B).

CONSULTATIONS

	A	B		A	B
Town/Parish Council	[ ]	[ ]	DRS (Archeology)	[✓]	[ ]
Regional Water Authority	[✓]	[ ]	DRS (Footpaths)	[✓]	[ ]
Drainage Board	[✓]	[ ]			

PUBLICITY
TOWN AND COUNTRY PLANNING ACT 1990

	A	B
Press Notice	[✓]	[ ]
Site Notices	[✓]	[ ]
Neighbouring Residents	[✓]	[ ]

Yours faithfully

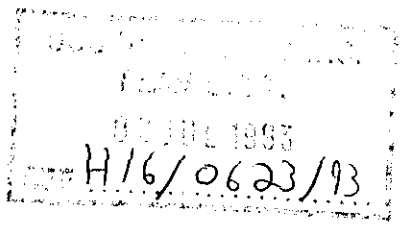
Birse

Birse Construction Limited
Building & Civil Engineering Contractors

Midlands Office:
500 Pavilion Drive
Northampton Business Park
Northampton
NN4 0YR

Telephone No: (0604) 700444
General Fax : (0604) 708373
Estimating Fax: (0604) 708374

Lincolnshire County Council
Highways and Planning Dept
4th Floor
City Hall
Beaumont Fee
Lincoln
LN1 1DN



Site Offices
Fen End Lane
Spalding
Lincs PE12 6AD
Tel: 0775 713828

18th June 1993
C772/NO/EW/8.16.3/1305

For the attention of Mr C. Green

Dear Sirs

A16 SPALDING TO SUTTERTON IMPROVEMENT
RE: PROPOSED BORROW PIT ADJACENT TO CHILDERS DROVE SOUTH

Please find enclosed a completed planning application for borrow pit adjacent to the proposed A16 Spalding by-pass. We also enclose the following in support of our application:

a. A brief outline of our proposed borrow pit together with reinstatement details.

b. Copies of drawings detailed in (a).

c. A copy of notice 12 of application for planning permission.

d. A cheque for £5,520 which is the application fee for 9.2HA development.

We have requested approval of three borrow pits in order to provide the 350,000m of surcharge material required to construct the new Spalding to Sutterton Link. This particular development is required as our previous application for Cowbit Road is not guaranteed due to archeological interest. Failure to gain approval will require the surcharge material to be transported on County highways from off-site sources.

We trust these details provide all the information you require to proceed with this application.

Yours faithfully
for BIRSE CONSTRUCTION LIMITED

R.W. Smyczek
Snr. Contract Manager

Encl.

Directors:
P M Birse BSc(Eng) MICE
M J Wilson BSc MIStructE MICE
J Elders BSc(Eng)
G Askew
M Budden BA ACA ACMA
S French MIOSH
F E Horne BSc PhD FICE
C F Meek
P S Robinson BSc CEng FICE
J P Towey BSc(Hons) ARICS

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EC4A 3TR

Company Registration No
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Group Headquarters:
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Offices in:
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Manchester
Leeds
Northampton
Middlesbrough
Birmingham
Cardiff
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Birse

Birse Construction Limited
Building & Civil Engineering Contractors

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500 Pavilion Drive
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Estimating Fax: (0604) 708374

Lincolnshire County Council
Highways and Planning Dept
4th Floor
City Hall
Beaumont Fee
Lincoln
LN1 1DN

Site Offices
Fen End Lane
Spalding
Lincs PE12 6AD
Tel: 0775 713828

25th June 1993
C772/JS/EW/8.16.5-8.16.6/1562

For the attention of Mr A. Winkley

Dear Sirs

A16 SPALDING TO SUTTERTON IMPROVEMENT
RE: BORROW PIT PLANNING APPLICATIONS

We refer to our planning applications sent to yourselves on the 24th June 1993 for borrow pits at Pilmore lane/Elm Lane and Childers South Drove. Unfortunately we had not fully completed the certificate B forms.

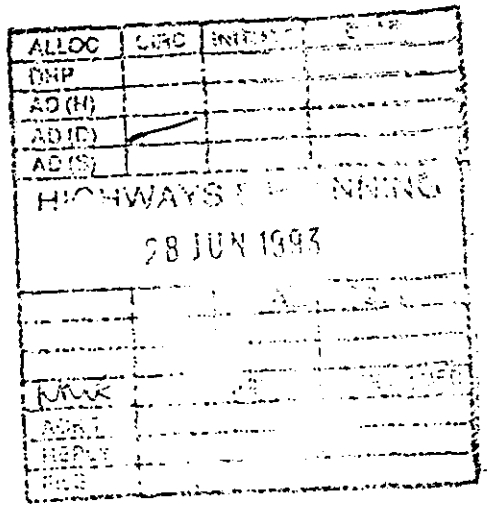
We enclose for your records the completed forms copies of which were faxed to yourselves on the 25th June 1993.

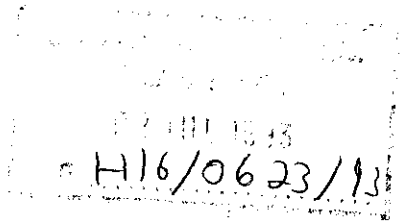
We trust these are correct and apologise for our earlier omission.

Yours faithfully
for **BIRSE CONSTRUCTION LIMITED**

R.W. Smyczek
Snr. Contract Manager

Encl.





Directors:
P M Birse BSc(Eng) MICE
M J Wilson BSc MStructE MICE
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Leeds
Northampton
Middlesbrough
Birmingham
Cardiff
Bristol

BIRSE CONSTRUCTION LIMITED

A16 SPALDING TO SUTTERTON IMPROVEMENT

PROPOSED BORROW PIT - ADJACENT TO CHILDERS DROVE SOUTH

H/16/0623/93

1.0 Introduction

The Contract requires that the imported fill embankments to be constructed at the southern half of the contract from the A16 tie in to the south of Spalding up to Ch10310 in the locality of West Marsh Road; are to be surcharged with further imported material for a period of time approximately at 4 months.

The total quantity of surcharge to be applied is circa 350,000 cubic metres, which has subsequently to be removed and disposed of.

Inspection of the earthworks scheduled for the Contract Works reveals that the only surplus risings are at the northern end, with as mentioned above, the surcharge being required at the Southern half of the Contract.

Haulage restrictions imposed by the River Glen bisecting the site and designated access routes, means the only way of transporting surplus materials from the northern end is by road. This is a long haul exiting the site at the A17 Station Road junction, following the A17 to Sutterton, then travelling south on the A16 through Surfleet and Spalding to enable use of the designated accesses at the A16, A1073 Low Road, A151 and Wardentree Lane. This would impose substantial lorry movements onto already extremely busy public highways.

2.0 Proposal

In order that the effect on the public highway be minimized, areas of land adjacent to the works have been assessed for us as borrow pits. An area has been identified, as attached drawing C772/410, adjacent to Childers Drove South and contiguous with the Contract as having a potential borrow capacity of 190,000 cubic metres.

This material could be removed for use as borrow, and replaced to the original profile, with predominate vehicle movements on site and with virtually no public highway movements, except over plant crossings.

3.0 Reinstatement

It is envisaged that upon completion of the settlement periods, the surcharge would be removed and returned to the borrow pit.

Density tests will be carried out prior to extraction of surcharge material, to ensure material removed returns to its original conditions.

On return of surcharge the borrow pit will be landscaped to the profile and condition existing prior to working's' being started.

4.0 Detailed Proposals

The following drawings show the proposal.

C772/410:	Location Plan	- Childers Drove South Borrow Pit
411:	Layout Drawing	- Childers Drove South Borrow Pit
412:	Typical Cross Section	- Childers Drove South Borrow Pit
413:	Location Plan	- Childers Drove South Borrow Pit
414:	LANDSCAPE PLAN	- CHILDERS DROVE SOUTH BORROW PIT.

Birse

A16 SPALDING TO SUTTERTON IMPROVEMENT

BORROW PIT AT CHILDERS DROVE SOUTH

METHOD OF REMOVING AND RETURNING EXTRACTED MATERIAL

H16/0623/93

1. Restoration of borrow pit would be carried out in a manner which would ensure the return of the workings to their original condition.

2. Depth of excavation would be 2.5-3.0m from underside of topsoil. The material which we intend moving is generally classified as silty clay.

3. Type of plant used to remove the surcharge material would be 360 degrees excavation, tracked shovels and articulated dump-trucks.

4. Although we would attempt to keep excavations dry by moving water within the confines of the borrow pit, it may be necessary to pump into local watercourses. The pumping of water into watercourses would only be undertaken with the authority and direction of local drainage boards.

5. Working Hours
These are anticipated to be:

Monday to Friday:	7.00am to 7.00pm
Saturday:	7.00am to 1.00pm

6. Timing of Works
Extraction of borrow is anticipated July to October 1993 return to borrow pits anticipated between January and May 1994.

7. Method of Working Would be as Follows:-

   a. Erect temporary fencing around borrow pit.
   b. Strip soil to sides of proposed excavations.
   c. Excavate subsoil place separately to underlying silty clay material so that on reinstatement of borrow pit it can be returned to underside of topsoil.
   d. Excavate borrowed material and transport and place as surcharge on new roadworks.

8. Traffic Management
We would not anticipate any accessing of public highways from borrow pits, with all routing of earthworking vehicles being through the site.

9. Safety
Prior to any excavation work all statutory bodies will be required to verify their services within the vicinity of the works.
On starting excavation all machine drivers will be in possession of a Birse Permit to Dig indicating all services and site clearance requirements.

10. Archeology
Following discussions with Lincolnshire Archeology Department we are informed this site has no archeological restrictions.

21 JUN 1993

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988 (as amended)
Certificates under Article 12A of this Order

Notes for Applicants

1. Article 12A of the Town and Country Planning General Development Order 1988 provides that where an application for planning permission is made, the applicant shall certify, in the appropriate form, that the requirements of Article 12 (notice of application for planning permission) have been satisfied. This is designed to secure that owners of land, and agricultural tenants, are given notice of applications relating to their land. It is the duty of applicants to give the necessary notices, and to provide the appropriate certificates; copies of these, so far as they relate to applications for planning permission, are attached. You should therefore read the paragraphs below, which summarise the material provisions of the section, and send in the appropriate certificate, when completed, with your application.

2. For these purposes "owner" means a person entitled to the freehold or a lease the unexpired term of which at the relevant time is not less than seven years. "Agricultural holding" has the same meaning as in the Agricultural Holdings Act, 1986, viz., "the aggregate of the agricultural land comprised in a contract of tenancy, not being a contract under which the said land is let to the tenant during his continuance in any office, appointment or employment held under the landlord."

3. If you are the owner (as defined above) of *all* the land to which the application relates you should complete Certificate A.

4. If you are not the owner (as defined above) of all the land to which the application relates you should take one of the following three courses:—

(a) If you know the names and addresses of all the occupiers and owners of the land to which the application relates, you should give them notice in the prescribed form and complete Certificate B.

(b) If you know the names and addresses of some of the occupiers and owners of the land to which the application relates, but not all of them, you should give notice in the prescribed form to those whose names and addresses you know and take all steps reasonably open to you to ascertain the names and addresses of the others. You must also give notice of the application in a local newspaper, in the prescribed form. The newspaper notice should be published not earlier than the day 21 days before the date of the application. You should then complete Certificate C.

(c) If you do not know the names and addresses of any of the occupiers and owners of the land to which the application relates, you should take all steps reasonably open to you to ascertain them and also give notice of application in a local newspaper, in the prescribed form. This notice should be published not earlier than the day 21 days before the date of the application. You should then complete Certificate D.

5. Any person who knowingly or recklessly issues a certificate which contains any statement which is false or misleading in a material particular is liable on conviction to a fine not exceeding level 3 on the standard scale of fines.*

6. The "prescribed forms of notice" referred to in paragraph 4 of these notes are set out in Part 2 of Schedule 4 to the Town and Country Planning and General Development Order 1988 (as amended).

* (£400, £1,000 from 1st October 1992; subject to alteration from time to time.)

NOTE: Complete and sign appropriate certificate, and delete remainder.

Certificate A

I CERTIFY that:

1. On the day 21 days before the date of the accompanying application nobody, except the applicant, was the owner† of any part of the land to which the application relates.

2. None of the land to which the application relates is, or is part of, an agricultural holding.

or

2. [I have][The applicant has] given the requisite notice to every person other than [my][him][her] self who, on the day 21 days before the date of the application, was a tenant of an agricultural holding on all or part of the land to which the application relates, as follows:

Tenant's name	Address at which notice was served	Date on which notice was served
N/A		

H16/0623/93

21 JUN 1993

Signed .....

[On behalf of ..... BEST CONSTRUCTION LTD.]

Date ..... 7TH JUNE 1993 .....

Delete inappropriate words in square brackets.

† "Owner" means a person having a freehold interest or a leasehold interest the unexpired term of which was not less than 7 years.

FOR CERTIFICATES "B" "C" AND "D" SEE OVERLEAF

Copyright Form. Cat. No. TCP 90. SHAW & SONS LTD., Shaway House, London. SE26 5AE LLF 14582

Certificate B

I CERTIFY that

1. [I have][The applicant has] given the requisite notice to every one else who, on the day 21 days before the date of the accompanying application, was the owner† of any part of the land to which the application relates, as listed below.

Owner's name	Address at which notice was served	Date on which notice was served
MR J. VAN GEEST.	FOLNEY ESTATES, FOLNEY HOUSE, SPALDING, LINCOLNSHIRE PE12 6EH.	

~~2. None of the land to which the application relates is, or is part of, an agricultural holding.~~

or

2. ~~[I have][The applicant has]~~ given the requisite notice to every person ~~other than [my][him][her] self who, on the day 21 days~~ before the date of the application, ~~was~~ a tenant of an agricultural holding on all or part of ~~the land to which the application relates,~~ as follows:

Tenant's name	Address at which notice was served	Date on which notice was served
N/A.		

X Signed .....

[On behalf of .....]

Date 7TH JUNE 1993.

Certificate C

I CERTIFY that

1. (i) [I][The applicant] cannot issue a certificate A or B in respect of the accompanying application.

(ii) [I have][The applicant has] given the requisite notice to the persons specified below, being persons who 21 days before the date of the application, were owners† of any part of the land to which the application relates.

Owner's name	Address at which notice was served	Date on which notice was served

(iii) [I have][The applicant has] taken all reasonable steps open to [me][him][her] to find out the names and addresses of the other owners† of the land, or of a part of it, but [have][has] been unable to do so. These steps were as follows:—

(a) .....

.....

(iv) Notice of the application, as attached to this Certificate has been published

in the *(b)* .....

on *(c)* .....

2. None of the land to which the application relates is, or is part of, an agricultural holding.

or

2. [I have][The applicant has] given the requisite notice to every person other than [my][him][her] self who, on the day 21 days before the date of the application, was a tenant of an agricultural holding on all or part of the land to which the application relates, as follows:

Tenant's name	Address at which notice was served	Date on which notice was served

Signed .....

[On behalf of .....]

Date .....

Delete inappropriate words in square brackets.

† "Owner" means a person having a freehold interest or a leasehold interest the unexpired term of which was not less than 7 years.

Notes

(*a*) Description of steps taken.

(*b*) Name of newspaper circulating in the area in which the land is situated.

Certificate D

I CERTIFY that

1. (i) [I][The applicant] cannot issue a certificate A in respect of the accompanying application.

(ii) [I][The applicant][have][has] taken all reasonable steps open to [me][him][her] to find out the names and addresses of everyone else who, on the day 21 days before the date of the application, was the owner† of any part of the land to which the application relates, but [have][has] been unable to do so. These steps were as follows:—

(a) .....

.....

Notice of the application, as attached to this Certificate has been published in the *(b)* .....

.....

on *(c)* .....

N/A

2. None of the land to which the application/appeal* relates is, or is part of, an agricultural holding.

or

2. [I have][The applicant has] given the requisite notice to every person other than [my][him][her] self who, on the day 21 days before the date of the application, was a tenant of an agricultural holding on all or part of the land to which the application relates, as follows:

Tenant's name	Address at which notice was served	Date on which notice was served

Signed .....

[On behalf of .....]

Date .....

Delete inappropriate words in square brackets.

† "Owner" means a person having a freehold interest or a leasehold interest the unexpired term of which was not less than 7 years.

Notes

(*a*) Description of steps taken.

(*b*) Name of a newspaper circulating in the area in which the land is situated.

(*c*) Date of publication (which must not be earlier than the day 21 days before the date of the application).

Certificate B

I CERTIFY that

.. [I have][The applicant has] given the requisite notice to every one else who, on the day 21 days before the date of the accompanying application, was the owner† of any part of the land to which the application relates, as listed below.

Owner's name	Address at which notice was served	Date on which notice was served
S. L. VAN GEEST, HIGH STREET, MOULTON, SPALDING LINC'S. PE12 6QD.		24.06.93

~~2. None of the land to which the application relates is, or is part of, an agricultural holding.~~

or

~~2. [I have][The applicant has]~~ N/A given the requisite notice to every person other than [my][him][her] self who, on the day 21 days ~~before the date of the application~~, was a tenant of an agricultural holding on all or part of the land to which the application relates, as follows:

Tenant's name	Address at which notice was served	Date on ~~which notice~~ was served

H16/0623/93

Signed .....

[On behalf of ..... BIRSE CONSTRUCTION LTD .....]

Date ..... 24.06.93 .....

Delete inappropriate words in square brackets.

† "Owner" means a person having a freehold interest or a leasehold interest the unexpired term of which was not less than 7 years.

H16/0623/93

COUNTY OFFICES
NEWLAND · LINCOLN

LINCOLNSHIRE COUNTY COUNCIL

HIGHWAYS & PLANNING DEPARTMENT

4th Floor, City Hall, Beaumont Fee, Lincoln LN1 1DN
Telephone (0522) 552222 Fax (0522) 553149

My Ref: ACW/H16/-/93/CM/JS

Director: J. Emmerson BSc MSc PhD CEng FICE

29 June 1993

Planning Officer
South Holland District Council
Council Offices
Priory Road
SPALDING
PE11 2XE

For further information contact
Mr A C Winkley
Telephone
Lincoln (0522) 553131

Dear Sir

APPLICATION TO EXCAVATE A BORROW PIT TO EXTRACT MATERIAL TO BE USED AS TEMPORARY SURCHARGE ON THE BYPASS. MATERIAL TO BE REPLACED AFTER USE AND LANDSCAPED
AT LAND NORTH OF CHILDERS' DROVE SOUTH, IMMEDIATELY SOUTH EAST OF THE PROPOSED A16 SPALDING BYPASS

I refer to the above County Matter application which I recently received.

I would appreciate your Councils observations as soon as possible, but in any case within 28 days of the date of this letter. If your views are not received within the specified time then I will assume you have no comments to make on this application.

Please enter on the attached Form LCP 9 the number which you allocate to this application in your Council's Statutory Register of Planning Applications. Please add the date on which the application was placed in the Register and send the form to me by return of post.

I have today carried out consultations and arranged publicity as indicated on the Form LCP 9. If, in your opinion, any extra consultation or publicity is necessary, please mark in the appropriate box marked B.

Should you feel that you require an extension to the period of consultation for any reason, please do not hesitate to contact Mr Winkley at this office on Lincoln 553131.

Yours faithfully

A.C. Winkley

for Director of Highways and Planning

cm-dc-h.

COUNTY OFFICES
NEWLAND · LINCOLN

LINCOLNSHIRE COUNTY COUNCIL

HIGHWAYS & PLANNING DEPARTMENT
4th Floor, City Hall, Beaumont Fee, Lincoln LN1 1DN
Telephone (0522) 552222 Fax (0522) 553149

Director: J. Emmerson

Your Ref:
My Ref : CG/H.16/623/93/ES

Planning Officer
South Holland District Council
Council Offices
Priory Road
Spalding
Lincs PE11 2EX

For further information contact
Mr C Green
Telephone Lincoln (0522) 553068

9 May 1994

Dear Sir

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED)
APPLICATION TO EXCAVATE A BORROW PIT TO EXTRACT MATERIAL TO BE USED AS TEMPORARY SURCHARGE ON THE BYPASS LAND TO NORTH OF CHILDERS DROVE SOUTH, SPALDING

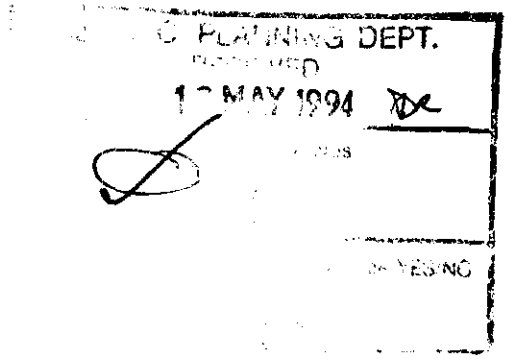
I refer you to my previous letter of 29 June 1993, notifying you of receipt of a planning application for the above development proposal.

The material was needed to provide for the surcharging requirement of the Spalding to Sutterton Improvement works to the east and south of Spalding. An amount of surcharge was provided for in the Cowbit Road borrow pit (permission reference: H.16/412/93), supplemented with other material from within the works. As a consequence the surcharging requirement of the road contract has now been completed and the above site is no longer required. Birse Construction Ltd have now withdrawn the above planning application (ref: H.16/623/93), and you may wish to amend your records accordingly.

Yours faithfully

Please Amend 6 DC 13/5

for Director of Highways and Planning



18327.d51

555. PLANNING APPLICATIONS (Continued)

(f) **Observations on applications by Lincolnshire County Council**

The Lincolnshire County Council be advised that this authority raises no objections to the undermentioned developments, in accordance with the recommendations of the Director of Planning and Building Control Services:-

Plan No. and Applicant	Proposal
H16/0623/93 Birse Construction Ltd	Excavate a borrow pit to extract material to be used as temporary surcharge on the by-pass, replace after use, north of Childers Drove South (South/East of A16 By-pass), Spalding.
H16/0624/93 Birse Construction Ltd	Excavate a borrow pit to extract material to be used as temporary surcharge on by-pass, replace after use on land at Pilmore Lane (South/East of A16 By-pass), Spalding.

(g) **Enforcement Action**

(i) "Valencia", Cranesgate Road, Whaplode St Catherine

Arising from the refusal of application reference H23/0365/92 relating to the change of use of land at Cranesgate Road, Whaplode St Catherine to a use for the storage of motor vehicles prior to sale which use had already commenced, the Director of Administration be authorised to take enforcement action under the provisions of Sections 172/173 of the Town and Country Planning Act 1990 requiring the cessation of the unauthorised use of the site within a period of six months from the date the enforcement notice takes effect, it being considered expedient to issue such a notice in the interests of safeguarding the residential amenities of the locality.

(ii) 29 Northorpe Road, Donington

Arising from the refusal of application reference H04/0504/93 relating to the use of land at 29 Northorpe Road, Donington for parking of one lorry, which use had already commenced, the Director of Administration be authorised to take enforcement action under the provisions of Sections 172/173 of the Town and Country Planning Act 1990 requiring the cessation of the unauthorised use of the land within a period of six months from the date the enforcement notice takes effect, it being considered expedient to issue such a notice in the interests of safeguarding the residential amenities of nearby dwellings.

(O.A. denotes outline application.)

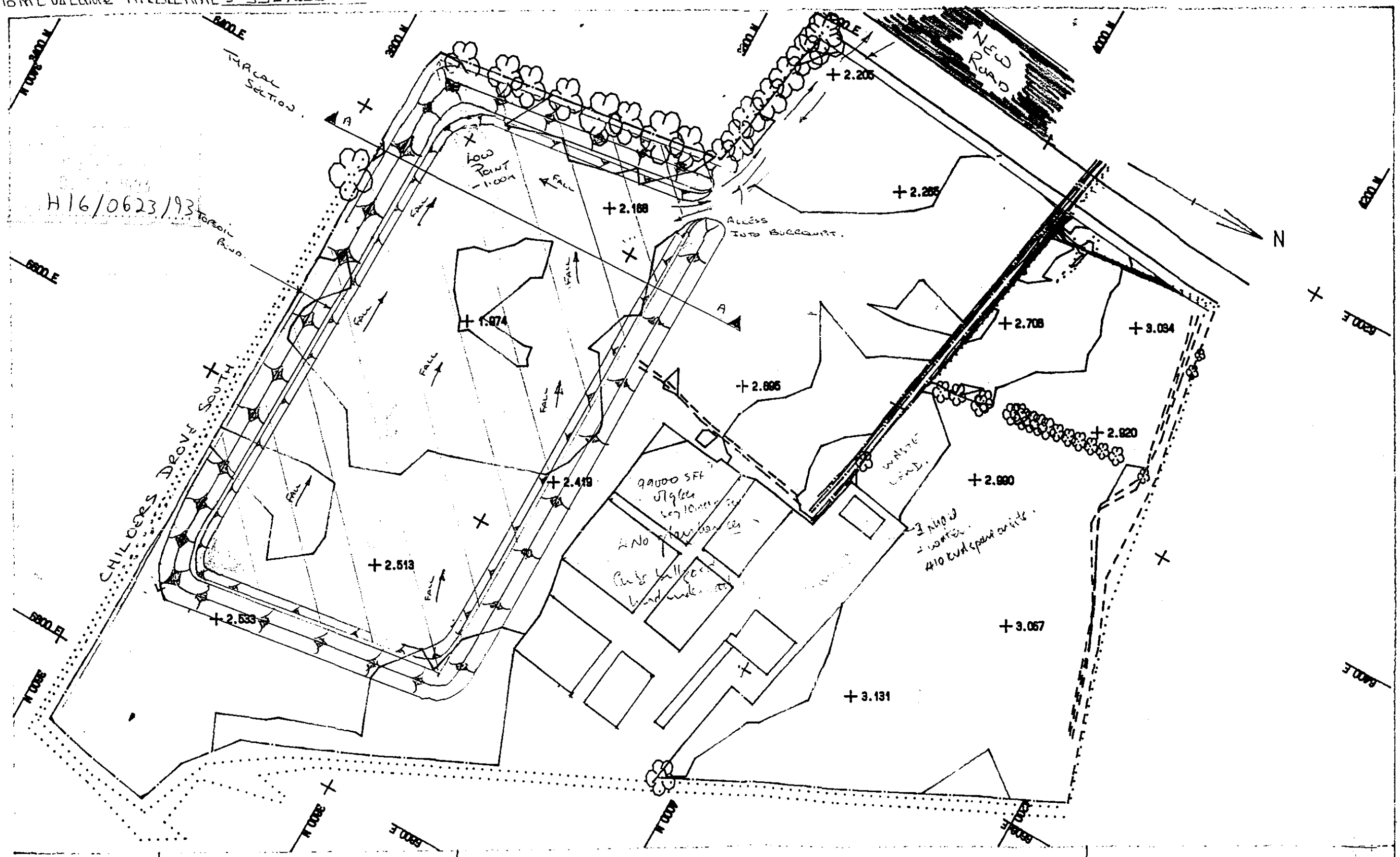
556. FLEET ROAD, HOLBEACH - COMPLAINT RE ALLEGED UNAUTHORISED ACTIVITIES (592/92)

Further to the above minute the Director of Planning and Building Control Services reported that further complaints had been received that the occupier of 13 Fleet Road, Holbeach was using the domestic garage and yard for the repair of motor vehicles. Although the site had been monitored regularly by the Enforcement Officer, and the garage had been used occasionally for the valeting of motor vehicles there was insufficient evidence to suggest that a material change of use had taken place on the site, and residents in the area had confirmed that there was no noise or nuisance of any kind from the premises.

TOTAL PLAN = 221,123·3 M² (contoured area)
TOTAL SURFACE = 221,300·04M²
TOTAL VOLUME INCLUDING AT = 552,808·14m³

AREA = 76000M²
VOLUME: ½ x 76,000 = 190,000 m³

76000m² = 18 acres



H16/0623/93

N R G	PROPOSED BORROW PIT SITE LOCATION	Contract : A16 SPALDING TO SUTTERTON IMPROVEMENT Filename : SAT1 Date : 25MAY1993	Operator : BRAD Scale : 1: 2500 Rotation : 120

TARGET DRAWING: CHILDERS DROVE STH BORROW PIT.

DRAWING: C772/411.

Proposed Improvement

SPALDING

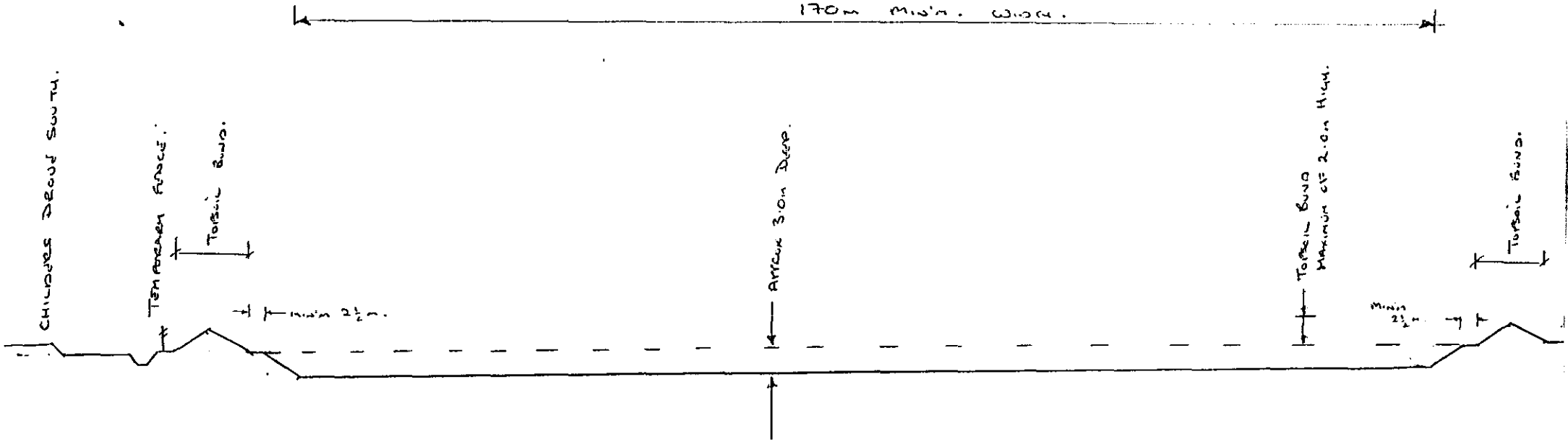
PINCHBECK CP

B1165

Borough
AT CHILDERS DYKE SOUTH.

H/6/0623/93

LOCATION PLAN. C772/413.



TYPICAL SECTION OF BORROWPIT AT CHILDERS DROVE SOUTH.

NOTE :-

1. All Slopes Min'm of 1 in 2.
2. Min'm of 2½m Between Topsoil Storage And Top of Borrowpit.
3. Chestnut Temporary Fence To Be Erected Around Work.
4. Bottom of Borrowpit To Be Shaped So Falling To Single Low Spot.

H16/0623/93.

21 JUN 1993

DRAWING : C772/412.