SOUTH HOLLAND DISTRICT COUNCIL

Town and Country Planning Act 1990

Observations of District Council on County Matter

Reference: H17/1015/96 Received:06-NOV-96 Type:COUNTY MATTER

Name: D Machin Esq
15 Field Close
Gosberton
Spalding
Lincs PE11 4NY

Agent: R Longstaff & Co
5 New Road
Spalding
Lincs
PE11 1BS

Description: Continue use of land: deposit of waste material & restore to agricultural use without complying with conds. 5 & 7
Location : Land off Surfleet Bank (OS. 4870 & 4462)
Surfleet Spalding

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

1 No objections but request hedge or tree planting along A16 boundary, or alternatively specimen trees should be planted within the field, in addition to the proposed hawthorn hedge.

Director of Housing and Planning Services
28-NOV-96 H17/1015/96

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.

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

Housing & Planning Services Department, Council Offices, Priory Road, Spalding, Lincolnshire. PE11 2XE (Tel: 01775 761161)

Town and Country Planning Act etc

DRAFT PERMISSION

Reference: H17/1015/96 Received:06-NOV-96 Type:COUNTY MATTER

Name: D Machin Esq
15 Field Close
Gosberton
Spalding
Lincs PE11 4NY

Agent: R Longstaff & Co
5 New Road
Spalding
Lincs
PE11 1BS

DC Is this OK? Yes →

Description: Continue use of land: deposit of waste material & restore to agricultural use without complying with conds. 5 & 7
Location : Land off Surfleet Bank (OS. 4870 & 4462)
Surfleet Spalding

South Holland District Council hereby give notice
that permission has been granted (or equiv)
on the following condition(s):

X 1 No objections but ~~suggest~~ request hedge or tree planting along A16 boundary, ~~as well~~ or alternatively specimen trees should be planted within the field, in addition to the proposed hawthorn hedge.

25-NOV-96 Checked ..... SAS 25/11

Authorised to issue (inc Delegation)..... DP 26/11

Close to terminal date

FILE COP

Town and Country Planning Act 1990 Form P2

Refusal of Planning Permission

Name and address of applicant

D Machin Esq
15 Field Close
Gosberton
Spalding
Lincs
PE11 4NY

Name and address of agent (if any)

R Longstaff & Co
5 New Road
Spalding
Lincs
PE11 1BS

Part I - Particulars of application

Date of application:	Application no.
5 September 1996	H.17/1015/96

Particulars and location of development:

To continue to use land without complying with Conditions 5 and 7 of planning permission granted 9 June 1993 (Ref. H.17/230/93) and in accordance with details received by the Director of Environmental Services on 21 October 1996 at land off Surfleet Bank, Surfleet .

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 refused** for the carrying out of the development referred to in Part I hereof for the following reasons:-

1 In granting planning permission on 9 June 1993 (Ref. H.17/230/93) the County Planning Authority were of the opinion that part of the application site was one of the few marginal wetland areas in this part of the Fens and because if its contribution to the natural habitats in this part of the County it should be retained. A satisfactory landscaping and restoration scheme was submitted and works were carried out but this was not satisfactorily protected and was destroyed by livestock grazing on the adjacent land. It is considered that the alternative proposals now submitted to protect the wetland area would result in one of the few examples of wetland areas in this part of the County being lost.

2 Policy 59 of the Lincolnshire Structure Plan Consultation Draft (1996) notes that in areas of local importance for nature conservation, where development is permitted which would damage the nature conservation value of the site, the Local Planning Authority will consider the use of Conditions to provide appropriate compensatory measures.

3 In relation to the application site appropriate Conditions were attached to the planning permission to ensure the wetland feature was retained and enhanced: to permit the amended scheme would be contrary to that Policy. Furthermore, the intrinsic character of the wetland habitat would be progressively destroyed by livestock grazing over the area.

Date - 2 JAN 1997

4th Floor, City Hall
Beaumont Fee, Lincoln

Chief Planning Officer
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.

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