

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)

## NOTIFICATION OF PLANNING DECISION

Application Reference Number: S/2011/1122/FULL

Name and address of applicant:

Mrs Clare Churchill  
Alderbury Parish Council  
1 Tower Farm Cottages  
Quidhampton  
Salisbury  
SP2 9AA

Particulars of Development: FULL PLANNING Creation of access, parking for allotments (6 spaces), erection of fencing, sheds and provision of pathways

At: Land Adjacent to Taras End Southampton Road  
Alderbury Salisbury

**In pursuance of its powers under the above Act, the Council hereby GRANT PLANNING PERMISSION for the above development to be carried out in accordance with the application and plans submitted (listed below), subject to compliance with the condition(s) specified below :-**

**Permission granted for the following reason:**

The proposed development, accords with the provisions of the Development Plan, and in particular Policies G2 (General Criteria for Development), D2 (design criteria), PS1 (Community facilities), and TR11 (Off street parking) of the saved policies of the adopted local plan, insofar as the proposed development is considered compatible in terms of its scale and would not adversely affect the amenities of neighbours,

**And Subject to the following CONDITION (S):**

1.The development hereby permitted shall be begun before the expiration of three years from the date of this permission.

REASON: To comply with the provisions of Section 91 of the Town and Country Planning Act 1990 as amended by the Planning and Compulsory Purchase Act 2004.

2.This decision relates to documents/plans listed below. No variation from the approved documents should be made without the prior approval of this Council. Amendments may require the submission of a further application.

Drawing reference Proposed Alderbury Allotments dated 2 Sep.2010 and received on 28 June 2011

Details of proposed field gate received on 29 July 2011

Details of proposed sheds received on 29 July 2011

Details of proposed grass protection mesh received on 28 June 2011

Diagram of layout of proposed allotment plots received on 29 July 2011

Access statement received on 28 June 2011

REASON: For the avoidance of doubt

3.The gradient of the access way shall not at any point be steeper than 1 in 15 for a distance of 5 metres from its junction with the public highway.

REASON: In the interests of highway safety

POLICY: G2 General criteria for development.

4.Any gates, which are provided for the entrance from Southampton Road, shall be set back 5 metres from the edge of the carriageway, such gates to open inwards only.

REASON: In the interests of highway safety.

POLICY: G2 General criteria for development

5.The development hereby permitted shall not be first brought into use until the first five metres of the access, measured from the edge of the carriageway, has been consolidated and surfaced (not loose stone or gravel). The access shall be maintained as such thereafter.

REASON: In the interests of highway safety.

POLICY: G2 General criteria for development

**Signed:**



**Director for Development Services**

**Decision Date 23/09/2011**

## PERMISSION FOR DEVELOPMENT

### NOTES

1. **Other Necessary Consents.** This document only conveys permission for the proposed development under Part III of the Town and Country Planning Act 1990 and the applicant must also comply with all the byelaws, regulations and statutory provisions in force in the district and secure such other approvals and permissions as may be necessary under other parts of the Town and Country Planning Act 1990 or other legislation. In particular the applicant is reminded of the following matters:-

1.1 the need in appropriate cases to obtain approval under Building Regulations. (The Building Regulations may be applicable to this proposal. Please contact the Council's Building Control team before considering work on site);

1.2 the need to obtain an appropriate Order if the proposal involves the stopping up or diversion of a public footpath;

1.3 The need to obtain a separate "Listed Building Consent" to the demolition, alteration or extension of any listed building of architectural or historic interest;

1.4 the need to make any appropriate arrangements under the Highways Act 1980, in respect of any works within the limits of a public highway. The address of the Highway Authority is County Hall, Trowbridge, BA14 8JD.

(It is the responsibility of the applicant to ascertain whether his development affects any public right of way or listed building.)

2. **Appeals.** If the applicant is aggrieved by the decision of the local planning authority to grant permission subject to conditions, he may appeal to the Secretary of State for the Environment in accordance with Section 78(1) of the Town and Country Planning Act 1990 within six months of the date of this decision. (Appeals must be made on a form which is obtainable from the Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN. 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 of the proposed development could not have been so granted otherwise than subject to the conditions imposed by the local planning authority, 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. If the applicant wishes to have any further explanation of the reasons for the conditions imposed on this permission it will be given on request and a meeting arranged if necessary.

3. **Purchase Notices.** If permission to develop land is granted subject to conditions, whether by the local planning authority or by the Secretary of State for Communities and Local Government, 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 the carrying out of any development which has been or would be permitted, he may serve on the Council a purchase notice requiring the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

4. **Compensation.** 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.

5. **Discharge of Conditions.** The Government introduced new fees for the discharge of planning conditions from 6 April 2008. The fee is payable per request and not per condition. The fee chargeable is £25 per request for householder development and £85 per request for all other types of development. The fee must be paid when the request is made, and cannot be received retrospectively. It does not matter when the permission was granted as long as it remains extant. The request, identifying the permission (with reference number) and the conditions concerned, should be made using the 1 APP forms which are available on the council's Website or the Planning Portal. You are advised that, as the local planning authority has up to 12 weeks to consider the request, you apply well in advance of when you intend to start work.