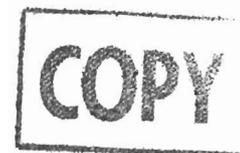




Northamptonshire County Council



Town and Country Planning Act 1990

PLANNING PERMISSION

Name and address of applicant

Cook Lubbock and Co
Storefield Lodge Farm
Rushton
Nr. Kettering
Northants
NN14 1QT

Name and address of agent (if any)

Cleansing Services Group Limited
Grange Road
Botley
Southampton
Hampshire
SO30 2GD

Part I - Particulars of application

Date of Application

22nd January 2004

Application No.:

KE/04/0078C

Particulars and location of development

Use of current storage mound as permanent engineering bund for completion of the site covered under planning permission KE/94/326C and KE/89/714C

Storefield Lodge Landfill Site, Oakley Road, Rushton

Part II - Particulars of decision:

The Northamptonshire 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:-

Scope of Planning Permission

1. This permission relates only to that area of land shown marked 'red' on submitted Drawing No.PP1 entitled "Application Boundary" dated December 03.

Note: This permission only relates to planning permission and does not include consent under the Building Regulations for which separate permission may be required.

2. This permission is solely for the utilisation and re-engineering of the existing storage mound and specifically excludes the further deposition of any types of waste materials.

Restoration and Aftercare

3. The landform of the re-engineered storage bund shall accord with the pre- and post-settlement contour details as shown in submitted Drawings Nos.RLPRE1 and RLPOST1.
4. Not later than twelve months prior to the completion of the adjacent waste disposal and restoration operations, or of the date stated in condition 7 of this permission, whichever is the sooner:-
 - 4a. A scheme of measures for the soiling and treatment of the upper 1 metre of the re-engineered mound to facilitate its agricultural or other appropriated use shall be submitted to the County Planning Authority and shall be subsequently implemented in accordance with the approved scheme.
 - 4b. A scheme of landscaping, including tree-planting and hedgerows, shall be submitted to the County Planning Authority and shall be subsequently implemented in accordance with the approved scheme.
 - 4c. A scheme for the aftercare of the site for a period of not less than 5 years shall be submitted to the County Planning Authority and, following its approval, shall be implemented immediately upon completion of the restoration of the site.

Hours of Operation

5. Except as may otherwise be agreed in writing by the County Planning Authority, re-engineering and restoration operations together with any associated activities shall be restricted to between the hours of 7.00 am and 6.00 pm on Mondays to Fridays and 7.00 am and 1.00 pm on Saturdays, with no such operations being carried out on the site on Sundays or Public Holidays.

End Date

6. The development hereby permitted shall cease no later than 30th April 2013 by which time the site shall be restored or reinstated, in accordance with the conditions of this permission.

The reasons for the conditions are:-

- 1&2 To specify the scope of this planning permission.
3. For the avoidance of doubt.

- 4a. To ensure the site is properly restored to an appropriate after use.
- 4b. In the interests of visual amenity and the landscape.
- 4c. To ensure the establishment and maintenance of the site for its approved after use.
5. In the interest of local amenity.
6. To specify the end date of the permission and to enable the circumstances to be reconsidered at the end of the period stated.

SUMMARY OF REASONS FOR APPROVAL OF THIS APPLICATION

The development is considered to be acceptable and in accordance with Policy W3 of the Northamptonshire County Structure Plan 1996 – 2016. The landform proposed is considered to be acceptable and will not adversely impact upon the surrounding area.

Date 21st April 2004 Signed G.P. Watson
Authorised to sign on behalf of the
County Planning, Transportation and
Environment Officer

NOTE

1. The applicant's attention is drawn to the contents of the letter dated 4th March 2004 from the Environment Agency, a copy of which is appended to this permission.

1. If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or the grant permission or approval subject to conditions, he may appeal to the Secretary of State for the Environment in accordance with Sections 78 and 79 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, 3/08a Kite Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN). The Secretary of State has 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 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 (a), to the provisions of the development order, and to any direction 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 for the Environment 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.
 - (a) The statutory requirements are those set out in Section 79(6) of the Town and Country Planning Act 1990, namely sections 70 and 72(1) of the Act.