

Town and Country Planning Act 1990 (As amended).

4/21/2018/0B1

NOTICE OF GRANT OF PLANNING PERMISSION

Mr David Kirby
15 Crown Street
Millom
LA18 4AG

**VARIATION OF CONDITION 4 (DISCHARGE OF SURFACE WATER) OF PLANNING APPROVAL
4/17/2376/0F1
ALLOTMENT GARDENS, RICHMOND STREET, MILLOM**

Mr David Kirby

The above application dated 14/01/2021 has been considered by the Council in pursuance of its powers under the above mentioned Act and PLANNING PERMISSION HAS BEEN GRANTED subject to the following conditions:

1. -
2. This permission relates to the following plans and documents as received on the respective dates and development shall be carried out in accordance with them:-
 - Location Plan, Scale 1:1250, Drawing No: (90) 01, received by the Local Planning Authority on the 25th October 2017.
 - Existing Ground Floor Plan, Scale 1:100, Drawing No: (20) 01, received by the Local Planning Authority on the 25th October 2017.
 - Existing Elevations, Scale 1:100, Drawing No: (20) 02, received by the Local Planning Authority on the 25th October 2017.
 - Proposed Elevations and Section (Amended), Scale 1:100, Drawing No: (20) 22, Rev C, received by the Local Planning Authority on the 8th December 2017.
 - Proposed Site Plan (Amended), Scale 1:100, Drawing No: (20) 20, Rev C, received by the Local Planning Authority on the 8th December 2017.
 - Proposed GF & LF Plan (Amended), Scale 1:100, Drawing No: (20) 21, Rev C, received by the Local Planning Authority on the 8th December 2017.
 - Flood Risk Assessment, received by the Local Planning Authority on the 25th October 2017.

- Design and Access Statement, received by the Local Planning Authority on the 25th October 2017.

Reason

To conform with the requirement of Section 91 of the Town and Country Planning Act 1990, as amended by the Planning and Compulsory Purchase Act 2004.

3. The development hereby permitted shall be carried out in accordance with and implement all of the detail and mitigation measures set out within the Flood Risk Assessment, received by the Local Planning Authority on the 25th October 2017. These measures should be retained at all times thereafter.

Reason

For the avoidance of doubt and to ensure that adequate measures are incorporated to protect the occupiers from flooding.

4. The development must be carried out in accordance with and implement all of the details and mitigation measures specified within the following approved documents:
 - Drainage Detail, received by the Local Planning Authority on the 26th January 2021.
 - Drainage Layout, received by the Local Planning Authority on the 26th January 2021.
 - Cover Letter 2, received by the Local Planning Authority on the 14th January 2021.

The development must be maintained in accordance with this approved detail at all times thereafter unless agreed in writing with the Local Planning Authority.

Reason

In the interests of highway safety and environmental management.

Informative:

1. United Utilities recommend the applicant implements the development in accordance with the surface water drainage hierarchy outlined within the NPPF. The site should be drained on a separate system with foul water draining to the public sewer and surface water draining in the most sustainable way.
2. A separate metered supply to each unit will be required at the applicant's expense and all internal pipe work must comply with current water supply (water fittings) regulations 1999. Should this planning application be approved, the applicant should contact United Utilities on 03456 723 723 regarding connection to the water mains or public sewers.
3. It is the applicant's responsibility to demonstrate the exact relationship between any United Utilities assets and the proposed development.
4. PROW (public footpath) number FP 415014 lies adjacent to the site. The Applicant must ensure that no obstruction to the footpath occurs during, or after the completion of the site works.

Statement:

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received, and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development as set out in the National Planning Policy Framework.

Please read the accompanying notice



PP Pat Graham
Chief Executive

18th March 2021

APPROVALS
(OUTLINE, FULL RESERVED MATTERS & HOUSEHOLDER)

DEVELOPMENT MANAGEMENT PROCEDURE (ENGLAND) ORDER 2010

PART 2

TOWN AND COUNTRY PLANNING ACT 1990

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 to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
- If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.
- 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 a development order.
- 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](#).

Purchase Notices

- If either the Local Planning Authority or the Secretary of State refuses permission to develop land or grants 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 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 (District Council, London Borough Council or Common Council of the City of London) 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 Part V1 of the Town and Country Planning Act 1990.