

TOWN AND COUNTRY PLANNING ACT 1990

FULL PLANNING PERMISSION

APPLICATION NO: PA/2022/1293

Address/Agent:

Miss Mary Tappenden
Biffa
Poplars
Lichfield Road
CANNOCK
WS11 8NQ

Applicant: Miss Mary Tappenden, Biffa

North Lincolnshire Council hereby gives notice that the application received on 09/08/2022 to:

vary conditions 3 and 9 of planning permission PA/2019/830 to amend the end date for the development at Roxby Landfill Site, Winterton Road, Roxby, DN15 0BJ

has been considered and that permission for this development in accordance with the plans and written particulars submitted has been granted subject to the following conditions and reasons:

1.

The development hereby permitted shall be carried out in accordance with the following approved plan: PA/2019/830/02.

Reason

For the avoidance of doubt and in the interests of proper planning.

2.

The development hereby permitted shall expire on 10 May 2026. At the end of the period specified the site shall have been cleared in accordance with condition 4 and restoration shall have been completed in accordance with details to be submitted to and approved by the local planning authority.

Reason

In order that the development is carried out in accordance with the details submitted.

3.

On cessation of operations or expiration of this permission, all buildings, plant, surface equipment, hardstanding areas and internal roads shall, except as those agreed in writing by the local planning authority, be removed from the site within 6 months from the date of such cessation and the land shall be treated in accordance with the approved restoration plan.

www.northlincs.gov.uk

Church Square House
30-40 High Street
Scunthorpe
North Lincolnshire
DN15 6NL

Reason

In the interests of amenity, in accordance with policy DS1 of the North Lincolnshire Local Plan.

4.

Best current practice shall be used to restrict the emissions of vibration, smoke, fumes or grit from the development hereby permitted.

Reason

In the interests of amenity, in accordance with policy DS1 of the North Lincolnshire Local Plan.

5.

At all times the best practicable means shall be employed to prevent the undue emission of dust from the site, plant and tipping areas and all surfaces used by vehicular traffic shall be maintained to a high standard to minimise dust emissions.

Reason

In the interests of amenity, in accordance with policy DS1 of the North Lincolnshire Local Plan.

6.

All machinery and vehicles employed on the site shall be fitted with effective silencers of a type appropriate to their specification and at all time the best practicable means shall be employed to prevent or counteract the effects of noise emitted by vehicles, plant, and machinery or otherwise arising from the development. Adequate opportunities shall be given to persons authorised by the local planning authority to periodically monitor the emission of noise levels from vehicles, plant and machinery.

Reason

In the interests of amenity, in accordance with policy DS1 of the North Lincolnshire Local Plan.

7.

Except in cases of emergency, all operations pursuant to this permission shall be carried out only between the hours of 6am and 10pm Monday to Fridays and between 6am and 5pm on Saturdays. No operations shall be carried out on Sundays and Bank Holidays. At times when operations are not permitted, works shall be limited to servicing, maintenance and testing of plant and work of an emergency nature only.

Reason

In the interests of amenity, in accordance with policy DS1 of the North Lincolnshire Local Plan.

8.

The acoustic barrier, as set out in the following documents:

- Detail of Jakoustic Fencing System – 3mH (06 J7/01043)
- Jakoustic Acoustic Fencing Specifications and technical Data (JFS MKT/SPC 0611 V1)
- Proposed Location of Acoustic Barrier (RXAC-001)

- Test Certificate
- Scheme for Acoustic Fence (March 2020) (403.00034.00581.00038)
- Condition 9 Verification Report (May 2021) (403.00034.00606)

shall continue to be in place and maintained for the duration of the development.

Reason

To define the terms of the permission and in the interests of safeguarding residential amenity in accordance with policies DS1 and DS11 of the North Lincolnshire Local Plan.

9.

There shall be no amendments to the layout of the waste transfer facility without prior written approval from the local planning authority.

Reason

In order that the development is carried out in accordance with the details submitted.

10.

Suitable wheel cleaning facilities shall be provided within the site and shall be retained thereafter.

Reason

In the interests of highway safety in accordance with policies DS1 and T2 of the North Lincolnshire Local Plan.

11.

All drums and small containers used for oil and other chemicals should be stored in bunded areas which do not drain to any watercourse, surface water sewer or soakaway. These areas should preferably be undercover. Only clean surface water from roofs and roads should discharge to any soakaway.

Reason

To ensure the proposal does not give rise to pollution, in accordance with policy DS1 of the North Lincolnshire Local Plan.

12.

Site operators should ensure that there is no possibility of contaminated water entering and polluting surface or underground waters.

Reason

To ensure the proposal does not give rise to pollution, in accordance with policy DS1 of the North Lincolnshire Local Plan.

13.

All oil or chemical storage tanks, buildings, ancillary handling facilities and equipment, including pumps and valves, shall be contained within an impervious bunded area of at least 110% of the tank capacity designed and constructed to the satisfaction of the local planning authority.

Reason

To ensure the proposal does not give rise to pollution, in accordance with policy DS1 of the North Lincolnshire Local Plan.

Dated: 7 October 2022

Signed:



Andrew Law
On behalf of Chris Barwell
Development Management Lead

Informative

In determining this application, the council, as local planning authority, has taken account of the guidance in paragraph 38 of the National Planning Policy Framework in order to seek to secure sustainable development that improves the economic, social and environmental conditions of the area.

WARNING

THIS DOCUMENT DOES NOT CONSTITUTE ANY
APPROVAL UNDER THE BUILDING REGULATIONS

WARNING

This is a PLANNING PERMISSION ONLY. It does NOT convey any approval or consent required under any enactment, byelaw, order or regulation other than those referred to in the heading of this notice. It is IMPORTANT that you should read the notes concerning APPEALS below.

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.
- If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice and if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice.
- If an enforcement notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of service of the enforcement notice, or within 6 months [12 weeks in the case of a householder appeal] of the date of this notice, whichever period expires earlier.

Please note however:

If your application was for **householder development** (dwelling house extensions, alterations, garages, swimming pools, walls, fences, vehicular access, porches, satellite dishes etc) or for a minor commercial application then you must do so **within 12 weeks** 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 he 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 him 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 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.