

Ein cyf/Our ref: CAS-251148-D1V2
Eich cyf/Your ref: P/2024/0098

Wrexham County Borough Council
The Guildhall
Wrexham
LL11 1AY

Dyddiad/Date: 21 March 2024

Annwyl Syr/Madam/Dear Sir/Madam,

BWRIAD/PROPOSAL: DISCHARGE OF CONDITIONS 4 (MATERIALS), 5 (TREES), 6 (ACCESS), 7 (LANDSCAPING), 11 (DRAINAGE) AND 15 (BIODIVERSITY) OF PLANNING PERMISSION P/2023/0580

LLEOLIAD/LOCATION: Land At The Rear Of 5 And 6 New House Lane, Pentre, Chirk, Wrexham, LL14 5AW

Thank you for consulting Cyfoeth Naturiol Cymru (CNC)/Natural Resources Wales (NRW) about the above, which we received on 11 March 2024.

We have concerns with the application as submitted. We do not recommend your Authority discharges condition 11 for the following reasons.

We have no comments to make on the discharge of conditions 4 (Materials), 5 (Trees), 6 (Access), 7 (Landscaping), and 15 (Biodiversity) of Planning Permission P/2023/0580, as we did not request these conditions.

Condition 11: Drainage

We note the application site is within the catchment of the River Dee and Bala Lake Special Area of Conservation (SAC). As you are aware, on the 21st January 2021, we published an evidence package outlining phosphorus levels for all river SACs across Wales. In line with our [Planning Advice](#) (August 2023), under the Habitats Regulations, Planning Authorities must consider the phosphorus impact of proposed developments on water quality within SAC river catchments. We therefore advise you to consider whether the proposals, as submitted, would increase the volume of foul discharge from the site in planning terms.

This Discharge of Condition application relating to the erection of two new dwellings proposes connection of foul water to the mains sewer. In their letter dated 14/03/2024 (ref: PLA0078877) DCWW have confirmed 'in principle' only that they can accept the foul flows from the proposed development. We refer you to our Planning Advice and the information

set out in the section titled 'What does this mean for development proposals involving connection to public wastewater treatment works'.

Your Authority will need to take the above into account in your determination of whether the development is likely to have a significant effect on the SAC. Should you determine that an Appropriate Assessment is required, the Applicant will then need to submit whatever evidence they deem appropriate (seeking advice from consultants as may be necessary) to demonstrate no adverse effect on site integrity. You should then consult us on your Appropriate Assessment under Regulation 63 of the Conservation of Habitats and Species Regulations 2017 (as amended).

Ultimately, the suitability of foul drainage arrangements for the proposed development is a matter for your Authority to determine.

Other Matters

Our comments above only relate specifically to matters included on our checklist, *Development Planning Advisory Service: Consultation Topics* (September 2018), which is published on our [website](#). We have not considered potential effects on other matters and do not rule out the potential for the proposed development to affect other interests.

We advise the applicant that, in addition to planning permission, it is their responsibility to ensure they secure all other permits/consents/licences relevant to their development. Please refer to our [website](#) for further details.

If you have any queries on the above, please do not hesitate to contact us.

Yn gywir / Yours faithfully,

Rhys Jones

Cynghorydd - Cynllunio Datblygu/Advisor - Development Planning
Cyfoeth Naturiol Cymru/Natural Resources Wales

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Croesewir gohebiaeth yn Gymraeg a byddwn yn ymateb yn Gymraeg, heb i hynny arwain at oedi./Correspondence in Welsh is welcomed, and we will respond in Welsh without it leading to a delay.