

In pursuance of its powers under the Acts and Orders referred to below, the County Borough Council as Local Planning Authority, hereby determines your application in accordance with the particulars and plans comprising the application

Applicant	MR & MRS EDWARDS	Code Number	CEF P/2022/0766
Agent	FISHER GERMAN LLP MISS NIA BORSEY 4 VICARS LANE CHESTER CH1 1QU	Date Received	04/08/2022
		Decision Date	11/11/2022

Town and Country Planning Act, 1990

Location of application

CHAPEL FARM, NEWBRIDGE ROAD, NEWBRIDGE, WREXHAM, , LL14 3JA

Description of application

DYMCHWEL ANNEDD BRESENNOL A CHODI ANNEDD NEWYDD /
DEMOLITION OF EXISTING DWELLING AND ERECTION OF
REPLACEMENT DWELLING

In reaching this decision the Council has had regard to the relevant policies in the Wrexham Unitary Development Plan which are as follows:-

EC6	Biodiversity Conservation
GDP1	Development objectives
H2	Residential development within settlements
PS1	Settlement limits
PS2	Development and the environment
T8	Parking

Revision	Date	Description of Decision
0	11/11/2022	Planning permission issued
1	01/09/2023	Discharge of conditions 4 and 6 approved P/2023/0087

Particulars of decision that permission be GRANTED Subject to the following:-

Condition(s)

1. The development hereby permitted shall be commenced before the expiry of five years from the date of this permission.

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2. The development shall only be carried out in strict accordance with the plan(s) and documents numbered and labelled as follows:

- Proposed First Floor Plan, Drawing number 196-CFW-FE-002, Rev G
- Proposed Elevations 1, Drawing Number 196-CFW-FE-004, Rev G
- Proposed Elevations 2, Drawing Number 196-CFW-FE-005, Rev G
- Block Plan, Drawing Number 196/CFW/PL/002, Rev G
- Proposed Ground Floor Plan, Drawing Number 196-CFW-FE-001, Rev F
- Site Location Plan, Drawing Number 196/CFW/PL/001, Rev A
- Supporting Planning Statement by Fisher German, August 2022 (Revised October 2022)
- Heritage Impact Statement by Fisher German, August 2022
- Bat Report by Kingdom Ecology, 5th August 2022
- SABS Layout and Details, Drawing Number 7967/02, Rev A

3. No facing or roofing materials shall be used other than those detailed within the approved application documentation.

4. No development shall take place until a programme of building recording and analysis, equivalent to an Historic England Level 3 building survey, has been secured and implemented, in accordance with a brief issued by the local planning authority and a written scheme of investigation which has been submitted and approved in writing by the local planning authority. The survey will be completed by a professional archaeological contractor. The programme of building analysis and recording must meet the standards laid down by the Chartered Institute for Archaeologists in their Standard and Guidance for the archaeological investigation and recording of standing buildings or structures.

A copy of the resulting report shall be submitted to and approved by the Local Planning Authority and the Development Control Archaeologist, Clwyd-Powys Archaeological Trust (The Offices, Coed y Dinas, Welshpool, Powys, SY21 8RP Email: neil.bayliss@cpat.org.uk Tel: 01938 553670).

After approval by the Local Planning Authority, a copy of the resulting report shall also be sent to the Historic Environment Record Officer gary.duckers@cpat.org.uk at Clwyd-Powys Archaeological Trust for inclusion in the regional Historic Environment Record and a further copy of the report and whole project archive shall also be sent to the National Monuments Record, RCAHMS

Date Approved: 01/09/2023 **Reference Number:** P/2023/0087

By: Wrexham County Borough Council

Approved Details: Building Recording Report Issue No 2 dated March 2023 received 6th June 2023

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5. No surface water from any increase in the roof area of the building /or impermeable surfaces within its curtilage shall be allowed to drain directly or indirectly to the public sewerage system.

6. Prior to the commencement of development, a noise survey shall be submitted to and approved by the Local Planning Authority. The noise survey shall determine noise levels for both day (07:00 - 23:00 hours) and night (23:00 - 07:00 hours) having regard to Planning Guidance (Wales), Technical Advice Note (TAN) 11 - Noise. The report of the noise survey findings shall include:

a) Noise levels arising from day/night time activities in the vicinity of the proposed development site and the impact upon the proposed accommodation, and

b) A detailed scheme of noise insulation and / or attenuation measures so designed to safeguard the amenity of the future occupants of the proposed accommodation hereby approved.

The development shall be carried out in accordance with the attenuation measures outlined in the noise survey.

Date Approved: 01/09/2023 **Reference Number:** P/2023/0087

By: Wrexham County Borough Council

Approved Details: Chapel Farm, Newbridge Road, Residential Development Ambient Noise & Building Envelope Assessment Reference No J004167-5915-TD-01 dated 13th December 2022 received 7th March 2023 and PDA Ltd Mail Supporting Information dated 18th July 2023.

7. Prior to first use of the development the site shall be laid out in strict accordance with layout plan(s) No. - 196/CFW/PL/002, Rev G

8. Within three months of commencement of development, full details of a hard and soft landscaping scheme together with a timescale for implementation of works shall be submitted to and approved in writing by the Local Planning Authority.

9. Within three months from the commencement of development a scheme of biodiversity enhancement for the site together with a timescale for the implementation of such works shall be submitted and approved by the Local Planning Authority.

Reason(s)

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1. To comply with Section 91(3) of the Town and Country Planning Act, 1990.
2. To comply with section 71ZA (2) of the Town and Country Planning Act 1990.
3. To ensure a satisfactory standard of appearance of the development in the interests of the visual amenities of the area in accordance with Policies GDP1 and PS2 of the Wrexham Unitary Development Plan.
4. To allow an adequate analytical record of the building before demolition and to ensure that the buildings origins, use, and development are understood and the main features, character and state of preservation are recorded.
5. To prevent hydraulic overloading of the public sewerage system, to protect the health and safety of existing residents and ensure no pollution of or detriment to the environment.
6. In the interest of residential amenity due to the site's location in close proximity to a railway line.
7. In the interests of highway safety in accordance with Policy GDP1 of the Wrexham Unitary Development Plan.
8. To ensure a satisfactory standard of appearance of the development in the interests of the visual amenities of the area in accordance with Policies GDP1 and PS2 of the Wrexham Unitary Development Plan.
9. To ensure that the development has a positive benefit for biodiversity in accordance with Policy EC6 of the Wrexham Unitary Development Plan.

Note(s) to applicant

The accuracy of the detailed plans and drawings forming part of the application documents hereby approved shall remain the responsibility of the applicant/developer.

Following the commencement of Schedule 3 of the Flood and Water Management Act, the works as proposed are required to obtain approval from the SuDS Approving Body (SAB) prior to commencement of those construction works. Further details of the SAB, the new national standards, the pre-application advice service and the application for approval process can be found on the Wrexham CBC's SAB webpage:

https://www.wrexham.gov.uk/english/planning_portal/sab/sab.htm or by contacting the SAB Team directly at SAB@wrexham.gov.uk

The Applicant is advised that under the Environmental Protection Act 1990, dust from construction and/or demolition activities can be judged to be causing a statutory nuisance to neighbouring properties. A legal notice can be served requiring that any dust nuisance is abated and failure to comply with the requirements of the notice can result in prosecution. The applicant

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should contact the Council's Environmental Health & Housing Standards Team on 01978 292040 for further advice and information.

Burning of waste generated from construction activities is not considered to be an appropriate method of disposal and action may be taken as follows:

- Under the Environmental Protection Act 1990 anyone found disposing of construction site waste by burning is likely to be in breach of their duty of care with regard to waste disposal;
- Under the same Act an abatement notice may be served where smoke is judged to be causing a nuisance to neighbouring properties. Failure to comply with the requirements of the notice can result in prosecution;
- Under the Clean Air Act 1993 it is an offence for a commercial activity to burn anything that gives rise to dark smoke.

To prevent offences under the above named Acts there should be no bonfires on the site, to include the prohibition of the burning of cleared vegetation. The applicant should contact the Council's Environmental Health & Housing Standards Team on 01978 292040 for further advice and information.

All works relating to this development which are audible beyond the site boundary should be carried out only between 7.30 and 18.00 hrs Monday to Friday, and 08.00 to 14.00 hrs on a Saturday, and at no time on a Sunday or a Bank Holiday. Outside these times, any works which are audible beyond the site boundary have the potential to cause unreasonable disturbance to neighbouring premises.

The applicant is advised that the Council has the option to control construction noise by serving a Control of Pollution Act 1974, Section 60, Notice where deemed necessary, and failure to comply with such a Notice can result in prosecution.

The applicant is further advised that any complaints received relating to noise of any type from the development may also be investigated using the Council's Standardised Procedure for Dealing with Noise Nuisance Complaints. This is done under the Statutory Nuisance provisions provided within the Environmental Protection Act 1990, and legal action may be taken where appropriate.

The applicant must adhere to the times given above wherever possible. If however there are urgent or unavoidable circumstances requiring works outside of the specified times, permission to proceed may be sought by contacting the Council's Environmental Health and Housing Standards at:

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healthandhousing@wrexham.gov.uk or on 01978 292040. Please use the same contact details for any other enquiries regarding construction / demolition site noise.

It is recommended that the measures described in section 4.1.1 of the Bat Report by Kingdom Ecology, 5th August 2022 be implemented.



David Fitzsimon
Prif Swyddog Yr Economi a Chynllunio
Chief Officer Economy and Planning

Refer to Statement of Applicant's Rights and General Information on our planning web site at:-

http://www.wrexham.gov.uk/english/planning_portal/publications/info_sheets.htm