MEMORANDUM

wrexham
COUNTY BOROUGH
BWRDEISTREF SIROL
wrecsam

From:	Chief Housing and Public Protection Officer	**To:**	Chief Planning Officer
Our Ref:	WK/201025005	**Your Ref:**	P/2010/0636
Date:	5th August 2010		

Town and Country Planning Act 1990
Town and Country Planning (General Development Procedure) Order 1996

Re: N & C Read Brine Pits Farm Lower Wych Road Tallarn Green
Wrexham SY14 7JX

Environmental Protection

The construction phase of the development has the potential to cause noise disturbance to nearby residential properties. I therefore recommend that the following noise condition should be incorporated into any permission that may be granted:
Condition

"All works, ancillary operations and the use of plant and machinery which are audible at the site boundary shall only be carried out between 07.30 hours to 18.00 hours Monday to Friday, between 08.00 hours to 14.00 hours on Saturdays, and at no time on Sundays and Bank Holidays"

Advisory Note to Applicant
The Applicant should be aware that compliance with this condition does not provide an exemption from the statutory noise nuisance provisions of the Environmental Protection Act 1990. Any complaints received relating to noise from the development during the permitted hours may still be investigated using the Council's Standardised Procedure for Dealing with Noise Nuisance Complaints and legal action may be taken if appropriate.

The applicant should also be advised that the Council has the option to control construction site noise by means of a Control of Pollution Act 1974, Section 60, Notice, where deemed necessary.

The applicant should contact the Council's Public Protection Department for further advice and information.

Smoke
Burning of Waste
Advisory Note to Applicant

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 Public Protection Department for further advice and information.

Contaminated Land

No comments

Health and Safety

No Comments

Public Health

No comments

Food Safety

No comments

…….
Chief Housing and Public Protection Officer