

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 JOHN WILLIAMS	Code Number	COE P/2020/0873
Agent	BLUEPRINT LTD JACK FELGATE OFFICE 3K4 REDWITHER TOWER WREXHAM INDUSTRIAL ESTATE WREXHAM LL13 9XT	Date Received	15/12/2020
		Decision Date	11/02/2021

Town and Country Planning Act, 1990

Location of application

LAND SOUTH OF NANT COTTAGE, LOWER ROAD, COEDPOETH,
WREXHAM, LL11 3TP

Description of application

RESERVED MATTERS (ACCESS, APPEARANCE, LANDSCAPING,
LAYOUT AND SCALE) PURSUANT TO OUTLINE PERMISSION
P/2020/0370

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

GDP1	Development objectives
H2	Residential development within settlements
PS2	Development and the environment
T8	Parking

Revision	Date	Description of Decision
0	11/02/2021	RESERVED MATTERS APPROVAL ISSUED
1	30/07/2021	P/2021/0519 - DISCHARGE OF CONDITIONS 02 (MATERIALS) AND 14 (BOUNDARY TREATMENT) OF RESERVED MATTERS APPROVAL P/2020/0873

Particulars of decision APPROVAL of reserved matters

Subject to the following:-

Condition(s)

1. The development shall only be carried out in strict accordance with the details shown on the approved drawing(s) numbered D111/006 Rev B and D111/007 Rev B, and as contained within the application documentation.

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2. Prior to their use on the development samples of all external facing and roofing materials shall be submitted to and approved in writing by the Local Planning Authority. The development shall only be carried out in strict accordance with such details as are approved.

Approved on: 30/07/2021 **Reference Number:** P/2021/0519

By: Wrexham County Borough Council

Approved Materials Schedule Ref: Land South of Nant Cottage

3. With the exception of those shown on the approved plan and notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995 (or any order revoking, re-enacting that Order with or without modification) no windows or other openings shall be inserted in any elevation of the building.

4. Prior to first use of the development the site shall be laid out in strict accordance with layout plan no. D111/007 Rev B.

5. The vehicular parking and turning areas as shown on approved drawing no. D111/007 Rev B shall be fully laid out, surfaced and drained prior to first use of the development. These areas shall thereafter be permanently retained and kept free of any obstruction, and made available solely for the parking and turning of motor vehicles at all times.

6. No land drainage run-off or surface water shall be permitted to discharge or connect to the public sewerage system, either directly or indirectly, and foul and surface water shall be drained separately from the site.

7. No development shall take place within 3 metres either side of the public sewer which crosses the site.

8. The gradient access from the edge of the existing carriageway shall be a maximum of 1:8.

9. The proposed access points shall have visibility splays of 2.4 m x 18 m in both directions measured to the nearside edge of the adjoining highway within which there shall be no obstruction in excess of 1.0m in height.

10. The proposed access shall be surfaced using hard bound materials for a minimum distance of 5 metres behind the highway boundary. Any gates to be erected at the proposed access shall be a minimum of 5m from the edge of the adjacent carriageway.

11. No part of the development shall be occupied / first used until the passing bay and retaining walls have been constructed in strict accordance with Highway Authority adoptable standards.

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12. Within six months of the first use of the development, trees and shrubs shall be planted on the site in accordance with a scheme which has been submitted to and approved in writing by the Local Planning Authority.

13. The landscaping scheme as carried out in connection with condition no. 12 shall be permanently retained. Any planting becoming severely damaged or seriously diseased, or is in poor physiological condition and/or are removed without the written permission of the Local Planning Authority shall be replaced with trees or shrubs of similar size and species to those originally required to be planted and within a timescale all to be submitted to and approved in writing by the Local Planning Authority.

14. Prior to first use/occupation of the dwelling, boundary treatments shall be erected in and around the site in strict accordance with details which have been submitted to and approved in writing by the Local Planning Authority.

Approved on: 30/07/2021 **Reference Number:** P/2021/0519

By: Wrexham County Borough Council

Approved Pan Ref: DIII/008

15. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995 (or any order revoking, re-enacting that Order with or without modification), no further development shall take place under Classes A, B, C and E of Schedule 2 Part 1 and under Classes A and B of Schedule 2 Part 2, other than the development hereby granted permission.

16. The site shall be developed in accordance with the ground and / or floor levels indicated on approved plan ref: D111/006 Rev B. No changes to floor levels or external ground levels shall be made without the prior written approval of the Local Planning Authority.

Reason(s)

1. To comply with section 71ZA (2) of the Town and Country Planning Act 1990.
2. 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.
3. To protect the amenities of the occupiers of nearby properties in accordance with Policy GDP1 of the Wrexham Unitary Development Plan.

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4. In the interests of highway safety in accordance with Policy GDP1 of the Wrexham Unitary Development Plan.
5. To provide for the parking and turning of vehicles clear of the highway and to ensure that reversing by vehicles into or from the highway is rendered unnecessary in the interest of traffic safety in accordance with Policies GDP1 and T8 of the Wrexham Unitary Development Plan.
6. To protect the integrity of the public sewerage system and prevent hydraulic overloading of the public sewerage system. To protect the health and safety of existing residents and to ensure no detriment to the environment in accordance with Policies GDP1 and EC13 of the Wrexham Unitary Development Plan.
7. To protect the integrity of the public sewer and avoid damage thereto in accordance with Policy GDP1 of the Wrexham Unitary Development Plan.
8. In the interests of highway safety in accordance with Policy GDP1 of the Wrexham Unitary Development Plan.
9. In the interests of highway safety in accordance with Policy GDP1 of the Wrexham Unitary Development Plan.
10. In the interests of highway safety in accordance with Policy GDP1 of the Wrexham Unitary Development Plan.
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Note(s) to applicant

The Applicant is advised that the development to which these reserved matters are pursuant shall commence by 08/10/2025.

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 should contact the Council's Housing and Public Protection Department on 01978 315300 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 should adhere to the times given above wherever possible. For further information and advice regarding construction noise please contact the Council's Housing and Public Protection Department on 01978 315300.

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.

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.

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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 Environment and Planning Department on 01978 315300 for further advice and information.

The written consent of the Highway Authority (as required by sections 38 and 278 of the Highways Act 1980) must be obtained before any work is carried out on private land that is intended for adoption by the Highway Authority in connection with condition no 11. All works shall be constructed to a safe and usable condition and completed to an adoptable standard. Further guidance can be obtained from the Highway Authority of Wrexham County Borough Council.

No part of the development should commence until further site investigation works in relation to the stability of the embankment have been carried out. The applicant is advised to contact Roger Davies on Tele no. 01978 729736 to discuss any proposed retaining walls that may impact upon the adjoining highway that may require technical approval.

PROW No. 20 Bersham runs alongside the development site to the south which should not be interfered within any way, nor should it be blocked during the construction phase of development.



Officer Appointed for this purpose
Chief Officer Planning & Regulatory

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