

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



**Flood and Water Management Act 2010
Schedule 3 (Wales)**

Application Ref.	SAB_FUL_2019_1005	Date Validated	29 th October 2019
Date Determined:	17 th January 2020	Ask For:	Neil Taunt

Applicant: Aldi Stores Limited Regional Distribution Centre Chester High Road Neston Cheshire CH64 3TS	Agent: Mr Phil Sarbutts SWF Consulting Unit 4 Millbank House Riverside Business Park Wilmslow Cheshire, SK9 1BJ
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WREXHAM COUNTY BOROUGH COUNCIL as SuDS Approving Body hereby **APPROVES** the Sustainable Drainage System associated with the following development in accordance with the plans and application submitted to the Council, subject to any conditions.

Location:	Land at the Junction of B5102 & Gresford Rd. Straight Mile Llay Wrexham
Description of Proposal:	Construction of a food store with associated car park, servicing and landscaping

Date of Approval: 17th January 2020

Signed:

Darren Williams

Chief Officer Environment & Technical

Cyngor Bwrdeistref Sirol Wrecsam/ Wrexham County Borough Council
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Rydym yn croesawu gohebiaeth yn Gymraeg. Byddwn yn ymateb i unrhyw ohebiaeth yn Gymraeg ac ni fydd hyn yn arwain at unrhyw oedi.
We welcome correspondence in Welsh. We will respond to any correspondence in Welsh and this will not lead to any delay.

IT IS IMPORTANT THAT YOU COMPLY WITH THE APPROVED PLANS AND ALL CONDITIONS BELOW. PLEASE READ INFORMATIVES BELOW THAT ACCOMPANY THE DECISION.

CONDITIONS OF APPROVAL

1. All works undertaken should be in strict accordance with the **APPROVED PLANS, DRAWINGS & SUPPORTING DOCUMENTS** as detailed below, and thereafter permanently retained in an operational condition to ensure the full function of the SuDS scheme as approved.
2. The development hereby permitted shall be **commenced** before the expiry of **five years** from the date of this approval.
3. The applicant must, in writing, notify the SAB a minimum of **7 days prior** to the intention to commence works on site.
4. Notice in writing must be given within **21 working days** by the applicant to the SAB upon completion of SuDS works, this must include:
 - Evidence that the scheme has been implemented in full compliance with the **APPROVED PLANS, DRAWINGS & SUPPORTING DOCUMENTS**.
 - Detailed "as built" plans of the approved SuDS scheme, in a format agreed with the SAB, for inclusion on the register of SuDS features.

The SAB reserves the right to inspect the works should the evidence be deemed unsatisfactory. Inspection fees will be charge at £168 per inspection in accordance with The Sustainable Drainage (Application for Approval Fees) (Wales) Regulations 2018.
5. The applicant is obliged to maintain the drainage system in accordance with the APPROVED PLANS, DRAWINGS & SUPPORTING DOCUMENTS for the lifetime of the development the approved SuDS serves.
6. All SuDS structures or features that will not be adopted by the SAB shall be designated as a local land charge in strict accordance with Schedule 1 of the Flood and Water Management Act (2010). Written evidence of this registered land charge shall be submitted to, and approved in writing by, SAB prior to the first use/occupation of the associated development.
7. Surface water flows from the development shall only connect with the currently private surface water sewer that at manhole reference SJ33564301. The connection shall be made through an attenuation device that discharges at a rate not exceeding 5.4 l/s.

INFORMATIVES & ADVISORY NOTES

- This approval does not remove from the applicant the necessity to obtain other licences, consents, approvals or permissions (including planning permission) which may be required in law or in order to comply with any duties or responsibilities for conservation or protection of the environment.
- The SAB accepts no responsibility for the design and construction of the works that are the subject of this approval; nor liability for any costs or damages that may arise out of their design, construction, maintenance or use.

- Site construction runoff should be adequately treated to ensure no sediments or pollutants are passed on to downstream receiving waterbodies, SuDS or sewers.
- The applicant may need to apply to Dwr Cymru / Welsh Water for any connection to the public sewer under S106 of the Water industry Act 1991. If the connection to the public sewer network is either via a lateral drain (i.e. a drain which extends beyond the connecting property boundary) or via a new sewer (i.e. serves more than one property), it is a mandatory requirement to first enter into a Section 104 Adoption Agreement (Water Industry Act 1991). The design of the sewers and lateral drains must also conform to the Welsh Ministers Standards for Gravity Foul Sewers and Lateral Drains, and conform with the publication "Sewers for Adoption"- 7th Edition. Further information can be obtained via the Developer Services pages of www.dwrcymru.com.

APPROVED PLANS, DRAWINGS & SUPPORTING DOCUMENTS

1. Full App Form Final SUDS Application
2. Location Plan DWG No. 2636NESW-100 Rev A
3. Drainage Strategy Report Ref: 8945-SWF-XX-XXRP-D-0201 Version: P3 (May 2019)
4. Waterco Flood Consequence Assessment May 2019 (Ref:w10889-190321-FCA)
5. Drainage Maintenance Plan Ref: 8945-SWF-XX-XXRP-D-0202 Version: P1 (September 2019)
6. External Works Proposed Finished Levels DWG. No. 8945-SWF-XX-XX-DR-C-1102 Version: P1
7. External Works Proposed Formation Levels DWG. No. 8945-SWF-XX-XX-DR-C-1101 Version: P1
8. Drainage Car Park Details and Hydrobrake Manhole DWG. No. 8945-SWF-XX-XX-DR-D-1403 Version: P1
9. Drainage Manhole Schedule DWG. No. 8945-SWF-XX-XX-DR-D-1701 Version: P1
10. Drainage Proposed Drainage DWG. No. 8945-SWF-XX-XX-DR-D-1102 Version: P1
11. Drainage Overland Flow Routes For Exceedance Events DWG. No. 8945-SWF-XX-XX-DR-D-1103 Version: P1
12. Drainage Typical Manhole Details DWG. No. 8945-SWF-XX-XX-DR-D-1401 Version: P1
13. Drainage Car Park Details and Hydrobrake Manhole DWG. No. 8945-SWF-XX-XX-DR-D-1403 Version: P1
14. Drainage Typical Drainage Details DWG. No. 8945-SWF-XX-XX-DR-D-1402 Version: P1
15. Micro drainage output Ref: 8945-SWF-XX-XX-CA-D-0201 Pumped
16. Landscape Plan Dwg. No. V2636L01 Rev H

RIGHTS AND GENERAL INFORMATION

We believe that a negotiated solution is best when dealing with disputes around SAB decisions. However a formal mechanism for appeals to the Welsh Ministers is provided in Regulations (Sustainable Drainage (Appeals) (Wales) Regulations 2018).

Full details of the procedure for appeals, including; how an appeal may be made, the information to be provided, duties of the SAB in providing information, timescales for appeal decisions and the specific duties for the Welsh Ministers, are contained in the Sustainable Drainage (Appeals) (Wales) Regulations 2018.

Please Note noted that making an appeal does not suspend a decision and a developer appealing

against a condition of an approval must not start construction.

SAB decisions that can be appealed and the time-limit for doing so

In the event that a mutually acceptable resolution of a dispute over a SAB decision cannot be reached, which may relate to:

- an application for approval,
- approval conditions, including a condition specifying a non-performance bond,
- a request to adopt a drainage system.

The developer may, by notice, appeal to Welsh Ministers against the decision, the appeal must at the same time be copied to the SAB. In practice, the Planning Inspectorate Wales (PINS) will handle the appeal on behalf of the Welsh Ministers. A copy of the form needed to make an appeal is available by contacting PINS:

- Website: https://beta.gov.wales/planning-inspectorate?contact_us/
- Email: wales@pins.gsi.gov.uk
- Telephone: 0303 444 5940

An appeal must be made to the Welsh Ministers (PINs) and copied to the SAB within the time-limit set in Regulation 5 of the Sustainable Drainage (Appeals) (Wales) Regulations 2018:

- Any appeal concerning an application for approval or a request to adopt must be made within the period of 6 months beginning with:

Appeal Type	Either	Or
An application for approval (other than a decision about a condition)	The date of the decision	If the appeal is against the deemed refusal of the application arising from the failure of the approving body to determine the application within the period prescribed in Regulation 5 of the Sustainable Drainage (Approval and Adoption Procedure) (Wales) Regulations 2018, the last day of that period.

- Any appeal concerning a condition of approval, including a condition specifying a non-performance bond, must be made within the period of 6 months beginning with the date approval is granted.

In addition, the appellant must identify a choice of appeal mechanism:

- Written representation
- Oral hearing
- Enquiry

Appeals may be submitted electronically or by post. An appeal may be withdrawn at any time by the appellant by giving notice in writing to the Welsh Ministers (PINs), copied to the SAB.