

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. | <b>SAB_FUL_2019_0703</b>       | Date Validated | 16 <sup>th</sup> September 2019 |
| Date Determined: | 19 <sup>th</sup> November 2019 | Ask For:       | Neil Taunt                      |

|                                                                                                                             |                                                                                                           |
|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------|
| <b>Applicant:</b><br>Wrexham County Borough Council<br>Housing and Economy Department<br>Ruthin Road<br>Wrexham<br>LL13 7TU | <b>Agent:</b><br>Mr S. Moss<br>MDA Wirral Ltd.<br>Egerton House<br>2 Tower Road<br>Birkenhead<br>CH41 1FN |
|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------|

**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.

|                                 |                                                                                     |
|---------------------------------|-------------------------------------------------------------------------------------|
| <b>Location:</b>                | Nant Silyn<br>Pont Wen<br>Wrexham<br>LL13 8SQ                                       |
| <b>Description of Proposal:</b> | Erection of 8No. 1 Bedroom Apartments, 2No. Bungalows and 2No. Semi Detached Pairs. |

**Date of Approval: 19<sup>th</sup> November 2019**

**Signed:**

**Darren Williams**

Chief Officer Environment & Technical

Cyngor Bwrdeistref Sirol Wrecsam/ Wrexham County Borough Council  
Neuadd y Dref, Wrecsam. LL11 1AY  
Guildhall, Wrexham. LL11 1AY  
www.wrecsam.gov.uk [www.wrexham.gov.uk](http://www.wrexham.gov.uk)

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. The applicant retains full responsibility for management and maintenance activities for the lifetime of the development. Should at any point in the future any dwelling or plot be transferred to a third party then the applicant must ensure provision is made to ensure future management and maintenance of the approved SuDS scheme will continue unhindered. Funding of any such activity will remain the responsibility of the applicant.
7. 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.
8. No surface water and/or land drainage shall be allowed to connect directly or indirectly with the public sewerage network. This is 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.

#### **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.
- The proposed development site is crossed by two 300mm public combined sewers, a 450mm public combined sewer and a 600mm public combined sewer, no operational development is to take place within 3 metres either side of the centreline of these sewers. Prior to commencing any operational development the location of these assets must be determined. If operational development is likely to commence within 3 metres either side of the centreline of these sewers please stop works and contact Dwr Cymru Welsh Water directly.
- Site construction runoff should be adequately treated to ensure no sediments or pollutants are passed on to downstream receiving waterbodies, SuDS or sewers.
- Please note that this SAB approval relates solely to the approval of SuDS components. In order to establish whether the proposed development benefits from consent, the applicant is advised to refer to the planning permission granted as well as any conditions in reference to foul water drainage. In accordance with the Town & Country Planning (Development Management Procedure) (Wales) (Amendment) Order 2016 Dwr Cymru Welsh Water is a statutory consultee to the planning process and will provide comments to any proposals for foul water drainage by response to a planning application consultation.

#### **APPROVED PLANS, DRAWINGS & SUPPORTING DOCUMENTS**

1. Application-form-for-full-application-approval-of-suds - Dated 19.07.2019
2. Location Plan
3. 18-068\_D01\_J Drainage Layout
4. 18-068\_D02\_A Drainage Details
5. 18-068\_A02\_A Proposed adopted surface water drainage details
6. 18-068\_A03\_A Proposed Adopted Surface Water Drainage Long Section
7. 18-068\_A04\_A Hardstanding Areas and Exceedance Flows
8. Nant Silyn 18-068 Maintenance of Surface Water Drainage
9. Nant Silyn\_Rev B 17\_10\_19 Drainage Design Report
10. Ownership Confirmation Letter (14<sup>th</sup> August 2019)

#### **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.

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We welcome correspondence in Welsh. We will respond to any correspondence in Welsh and this will not lead to any delay.

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/](https://beta.gov.wales/planning-inspectorate?contact_us/)
- Email: [wales@pins.gsi.gov.uk](mailto: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:

| <b>Appeal Type</b>                                                    | <b>Either</b>            | <b>Or</b>                                                                                                                                                                                                                                                                                                    |
|-----------------------------------------------------------------------|--------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 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.