

FAO Philip Forster

10/05/2019

Dear Philip,

**TOWN AND COUNTRY PLANNING GENERAL PERMITTED DEVELOPMENT ORDER
1995**

BWRIAD / PROPOSAL:

**APPLICATION FOR PRIOR NOTIFICATION OF PROPOSED INSTALLATION OF 15.0M
HIGH LATTICE MAST ON A CONCRETE BASE ACCOMMODATING 3 NO. ANTENNAS
AND 2 NO. TRANSMISSION DISHES TOGETHER WITH THE INSTALLATION OF 1
NO. FOUL WEATHER ENCLOSURE, 1 NO ELECTRICAL METER CABINET, 1 NO.
GENERATOR AND 1 NO. POLE MOUNTED SATELLITE DISH WITHIN A COMPOUND
SURROUNDED BY A 1.8M HIGH MESH FENCE**

LLEOLIAD / LOCATION:

GLAS ABER LLANARMON DYFFRYN CEIRIOG LLANGOLLEN WREXHAM

Thank you for consulting Natural Resources Wales (NRW) about the above, which was received on 24/04/2019.

NRW does not object to the proposal, and make the following comments:

Protected Sites

From the information provided, NRW consider that the proposals may affect the River Dee and Bala Lake SAC. The application is located within 350 metres of the SAC (a stream 20 m from the site flows into the river).

NRW have identified potential impact pathways to features of this site:

1. Water pollution during construction entering the adjacent water course.

The above pathways may not result in a likely significant effect if the following measures are adhered to/ implemented:

1. Developer adheres to pollution prevention guidelines GPP5 and PPG6: 'Works in, near or over watercourses' and 'Working at construction and demolition sites'.

No assessment of likely significant effect under Regulation 63 of the Conservation of Habitats and Species Regulations 2017 has been undertaken by your authority or it has

not been forwarded to NRW for consideration. Should you conclude that the proposed development is likely to have a significant effect on the European site, we look forward to being consulted on your appropriate assessment. In the absence of this assessment, NRW cannot offer assurances that the proposals would not result in an adverse effect upon the SAC.

The application is located within 350 metres of the of the River Dee SSSI (a stream 20 m from the site flows into the river). The Wildlife and Countryside Act 1981 (as amended) places a duty on public authorities in exercising their functions, so far as this is likely to affect the flora, fauna, geological or physiographical features of a SSSI, to take reasonable steps consistent with the proper exercise of their functions to further the conservation and enhancement of those features.

By satisfying the requirements regarding the SAC, as indicated above, it is likely the requirements for the SSSI will also be met.

Landscape

We have no objection to this application in relation to our remit associated with the purposes of the Clwydian Range and Dee Valley AONB due to it being 5km distance from the designated landscape. Impact upon the local landscape is for the LPA to determine. However, we note that change to the local landscape character is likely to be very limited. The proposed valley floor site is associated with an existing farm complex/ area of development within the valley. The lane that provides the most frequently used point of access to this remote valley, is enclosed by tall hedgerows and mature hedgerow trees which would greatly limit views. The wider pattern of trees within the valley would disrupt views of the mast from the adjacent public rights of way. Views of the mast are likely to occur, but over a localised area. If the mast lies within a Special Landscape Area, the LPA may wish to consider conditioning a painted finish to the lattice mast for landscape integration reasons. Earth/green colours such as BS12B25 turtle green would be appropriate.

Please do not hesitate to contact us if you require further information or clarification on any of the above.

Our comments above only relate specifically to matters that are listed in our 'Consultation Topics' document (September 2018) which is published on our website: (<https://cdn.naturalresources.wales/media/686847/dpas-consultation-topics-august-2018-eng.pdf?mode=pad&rnd=131819256840000000>). We have not considered potential effects on other matters and do not rule out the potential for the proposed development to affect other interests, including environmental interests of local importance.

Advice for the Applicant / Developer:

Pollution Prevention

Due to the proximity of the site to watercourses, all works at the site must be carried out in accordance with GPP5 and PPG6: 'Works in, near or over watercourses' and 'Working at construction and demolition sites' which are available on the following website: <http://www.netregs.org.uk/environmental-topics/pollution-prevention-guidelines-ppgs-and-replacement-series/guidance-for-pollution-prevention-gpps-full-list/>

During the construction phase you should take any precaution to prevent contamination of surface water drains and local watercourses. Oils and chemicals should be stored in bunded areas and spill kits should be readily available in case of accidental spillages.

Waste produced during construction

Waste produced during the construction phase of your development must be dealt with appropriately, and be in line with all relevant waste legislation including Duty of Care Regulations and Hazardous Waste Regulations. As part of your waste duty of care you must classify the waste produced:

- before it is collected, disposed of or recovered
- to identify the controls that apply to the movement of the waste
- to complete waste documents and records
- to identify suitably authorised waste management options
- to prevent harm to people and the environment.

Any waste removed from site will be subject to waste management controls. The links below provided information on how to classify waste and register as a waste carrier or hazardous waste producer:

<http://naturalresources.wales/waste/how-to-classify-and-assess-waste/?lang=en>

<http://naturalresources.wales/apply-for-a-permit/waste/?lang=en>

Further guidance can be found on the GOV website here:

<https://www.gov.uk/managing-your-waste-an-overview/duty-of-care>

The applicant should be advised that, in addition to planning permission, it is their responsibility to ensure that they secure all other permits/consents relevant to their development.

Yn gywir / Yours sincerely,

Daniel Davies

Daniel Davies

Cynghorydd Cynllunio Datblygu / Development Planning Advisor

