

MERTHYR TYDFIL COUNTY BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990 (as amended)
The Town and Country Planning (Development Management Procedure)
(Wales) Order 2012 (as amended)

FULL PLANNING PERMISSION

To: Mr Mr J Blake and Mr J Wheatcroft c/o Mr Will Scorey 1 Glanynys Cottages Cwmbach
Road Aberdare CF44 0NN

WHEREAS you submitted an application on the 6th May 2020 to develop: 10 & 11 Harlan Business Park
Goat Mill Road Dowlais Merthyr Tydfil CF48 3TE short particulars of the application being as follows:-

Name of the Applicant

Mr Mr J Blake and Mr J Wheatcroft
10 & 11 Harlan Business Park
Goat Mill Road
Dowlais
Merthyr Tydfil

Description of Proposed Development

Retrospective Change of Use from "B" Use Class to an
Ice Cream Parlour "A3" Use Class (resubmission following
refusal P/19/0295) (Full)

The Council in pursuance of its powers under the above mentioned Act and Order hereby **GRANTS PERMISSION** for the carrying out of the proposed development as described above and in accordance with the application and plans (if any) submitted with the application subject to compliance with the following conditions.

CONDITIONS

Please see attached.

Date: 11th June 2020

Signed:


(Head of Town Planning)

**IT IS IMPORTANT THAT YOU READ
THE NOTES ATTACHED TO THIS FORM**

CONDITIONS

- 1 The development shall be carried out in accordance with the following approved plans and documents:

Drawing number 19/11/01 received on 06.05.2020

Reason -To ensure compliance with the approved plans and clearly define the scope of the permission.

- 2 The premises/land shall be used as an ice cream parlour and associated storage area and for no other purpose (including any other purpose in class A1 or A3 of the schedule to the Town and Country Planning (Use Classes) Order 1987 (or in any provision equivalent to that class in any statutory instrument revoking and re-enacting that order with or without modification).

Reason - To protect the vitality and viability of the local/town retail centres and to protect the functioning of the employment site in accordance with Policies EcW3 and EcW2 of the Merthyr Tydfil County Borough Council Replacement Local Development Plan

- 3 Notwithstanding the Town and Country Planning (Use Classes) Order 1987, or any statutory instrument revoking and re-enacting that Order, the storage area/office/canteen/WC in the eastern part of the building (as shown on drawing 19/11/01) shall not be used for the sale or consumption of food and drink.

Reason - To protect the vitality and viability of the designated local/town retail centres in accordance with Policy EcW3 and to protect the protected employment site in accordance with Policy EcW2 of the Merthyr Tydfil County Borough Council Replacement Local Development Plan.

- 4 There shall be no additional internal floor space created by the construction of mezzanine floors.

Reason: To protect the vitality and viability of the designated local/town retail centres in accordance with Policy EcW3 and to protect the protected employment site in accordance with Policy EcW2 of the Merthyr Tydfil County Borough Council Replacement Local Development Plan.

2020/05/06

NOTES

Your attention is drawn to the following:-

Appeals to the Welsh Government:

- If you are aggrieved by the decision of the Local Planning Authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Welsh Government under Section 78 of the Town and Country Planning Act 1990 (as amended).
- If you want to appeal, then you must do so within **six months** of the date of this notice, using a form which you can get from The Planning Inspectorate, Crown Buildings, Cathays Park, Cardiff, CF10 3NQ. Alternatively you can use the Planning Inspectorate website (<https:acp.planninginspectorate.gov.uk>) to complete your appeal.
- The Welsh Government can allow a longer period of an appeal, but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Welsh Government need not consider an appeal if it seems that the Local Planning Authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any Development Order and to any directions given under a Development Order.
- In practice, the Welsh Government does not refuse to consider appeals solely because the Local Planning Authority based their decision on a direction given by them.

Purchase Notices:

- If either the Local Planning Authority or the Welsh Government refuses permission to develop land or grants it subject to conditions, the owner may claim that he/she can neither put the land to a reasonable beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a Purchase Notice on the Council. This notice will require the Council to purchase his/her interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990 (as amended).

PLEASE NOTE: THIS NOTICE RELATES ONLY TO A PLANNING DECISION AND DOES NOT RELATE TO OTHER LEGISLATION INCLUDING ANY LEGISLATION UNDER:

BUILDING REGULATIONS
LISTED BUILDING LEGISLATION
HIGHWAY LEGISLATION

IF PLANNING PERMISSION HAS BEEN GRANTED IT IS ADVISABLE TO ESTABLISH WHETHER ANY OTHER FORM OF CONSENT IS REQUIRED AND TO OBTAIN SUCH CONSENT BEFORE COMMENCING DEVELOPMENT

Please quote the application number in all correspondence.