

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: Welsh Water c/o Mott MacDonald F.a.o. Mr Luke Atherton 10 Temple Back Redcliff Bristol

WHEREAS you submitted an application on the 16th April 2021 to develop: Pengarnddu Service Reservoir Pengarnddu Dowlais Merthyr Tydfil short particulars of the application being as follows:-

Name of the Applicant

Welsh Water
Linea
Fortran Road
Cardiff
CF30 0EH

Description of Proposed Development

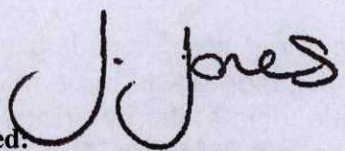
Construction of a temporary haul road to facilitate construction of a new service reservoir (Full)

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: 28th June 2021

Signed: 
(Head of Town Planning)

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

CONDITIONS

- 1 The development shall begin not later than five years from the date of this decision.

Reason - To comply with Section 91 of the Town and Country Planning Act 1990.

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

- Drawing No. B10237-123532-XX-XX-DR-LA-D19003 Rev P03 (Landscaping and Planting General Arrangement)
- Drawing No. B10237-123532-XX-XX-DR-TA-D10205 Rev P01 (Site Plan Temporary Haul Road)
- Drawing No. B10237-123532-XX-XX-DR-TA-D10206 Rev P01 (Watercourse Crossing Temporary Haul Road)
- Contract Management Plan Rev H, received 01.06.2021
- Ecological Technical Note
- Further comments on Fungi, dated 26 May 2021
- Proposed Fungi Translocation, dated 21 June 2021
- Waxcap Translocation Methodology, dated 25 June 2021
- Headland Archaeology Report

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

- 3 Construction works shall not take place outside the hours of 08:00 to 18:00 Mondays to Fridays and 09:00 to 14:00 on Saturdays and at no time on Sundays or Public Holidays.

Reason - To ensure that the noise emitted/activities are not a source of nuisance to occupants of nearby properties in accordance with Policies SW11 and EnW4 of the Merthyr Tydfil County Borough Council Replacement Local Development Plan.

- 4 A landscape management plan, including management responsibilities and maintenance schedules for all landscaped areas to be reinstated, shall be submitted to and approved in writing by the local planning authority **prior to the approved reservoir, under application P/20/0228, being brought into use.** The landscape management plan shall be carried out as approved and all planting, seeding or turfing comprised in the approved details of landscaping for the reinstatement of the land shall be implemented in the first planting and seeding seasons following the completion of the approved reservoir development.

Reason - To ensure that the areas of disturbed land are appropriately reinstated and that it integrates with the surrounding landscape and provides suitable habitat environments in accordance with policies SW11, EnW1, EnW3 and EnW5 of the Merthyr Tydfil County Borough Council Replacement Local Development Plan.

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.