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## MINUTES

Meeting: **Planning Committee**

Date: Friday, 10 October 2014 at 10.00 am

Venue: Board Room, Aldern House, Baslow Road, Bakewell

Chair: Mr P Ancell

Present: Cllr D Birkinshaw, Cllr P Brady, Cllr C Carr, Cllr D Chapman,  
Cllr A R Favell, Cllr Mrs H Gaddum, Cllr Mrs N Hawkins, Cllr H Laws,  
Cllr Mr A McCloy, Ms S McGuire, Mr G Nickolds, Cllr Mrs K Potter,  
Cllr Mrs L C Roberts, Cllr Mrs J A Twigg, Cllr S Wattam and  
Cllr D Williams

Apologies for absence: None

### 129/14 MINUTES OF PREVIOUS MEETING

The minutes of the meeting held on 12 September 2014 were approved as a correct record.

### 130/14 PUBLIC PARTICIPATION

Fourteen members of the public were present to make representations to the Committee.

### 131/14 MEMBERS DECLARATIONS OF INTEREST

Item 6

It was noted that some Members had received correspondence from Mr D Cooney, the applicant's agent and Mr J Youatt.

It was noted that Ms S McGuire had received a letter and a phone call from Dr P Owens.

All Members personal interest as they knew Miss P Beswick as a former Member of the Authority and who was registered to speak on this item.

Cllr P Brady, personal interest as, through marriage, he was a distant relative of the applicant. He stated that he would not take part in the discussion or voting on this item.

Cllr C Carr, personal interest as he knew the applicant but stated that he had not spoken to them regarding this application.

Cllr Mrs K Potter, personal interest as a Member of CPRE.

Item 8

Cllr A McCloy, disclosable pecuniary interest as, since the last meeting of the Committee, he had entered into a business relationship with the applicant. He stated that he would leave the room and take no part in this item.

Item 10

It was noted that some Members had received correspondence from Mr A Middleton.

Item 11

It was noted that Cllr A Favell had exchanged correspondence from Officers regarding this item.

It was noted that Cllr Mrs J Twigg and Cllr S Wattam had responded to consultation on the Dore Neighbourhood Plan.

Item 12

Cllr Mrs K Potter, personal interest as a Member of CPRE.

Item 13

Cllr Mrs K Potter, personal interest as a Member of CPRE

It was noted that Cllr A Favell had been approached by the owner of the quarry and spoken to planning officers on this item.

Item 15

It was noted that, Cllr A Favell had been approached as a ward Councillor for the application site.

**132/14 6. FULL APPLICATION – ERECTION OF ONE 50KW WIND TURBINE, 24.6M TO CENTRE OF HUB AND BASE TO BLADE TIP HEIGHT OF 34.2M AND ANCILLARY BUILDING AT SLIPPER LOW FARM, ALDWARK. (NP/DDD/0614/0661 422003/356836 P.5299 SPW/18/08/2014)**

It was noted that Members had visited the site on the previous day when they had viewed the application site from a number of locations to gain an understanding of the landscape impact of the proposals.

The following spoke under the public participation scheme:

- Mrs M Brough, Objector
- Dr P Owens, Objector
- Miss P Beswick, Objector
- Mr Dominic Cooney, Agent and Mr Philip Hardy, Applicant who shared the 3 minute speaking allocation

The recommendation to refuse the application was moved, seconded put to the vote and carried subject to an additional reason for refusal relating to the adverse impact on the setting of adjacent heritage assets.

**RESOLVED:**

**To REFUSE the application for the following reasons:**

- 1. By virtue of its size, scale and its siting, the proposed development would have a significant adverse visual impact on its landscape setting and would significantly harm the scenic beauty and other valued characteristics of the National Park. The proposed wind turbine would also detract from the setting of a grade II listed building and the setting of a scheduled ancient monument. Therefore, the proposals are contrary to Core Strategy policies GSP1, GSP3, CC2, L1 and L3, Local Plan policies LC4 and LU4 contrary to guidance in the Authority's adopted Supplementary Planning Document Climate Change and Sustainable Building and the Landscape Strategy and Action Plan, and contrary to national planning policies in the National Planning Policy Framework and government guidance in the associated Planning Practice Guidance.**
- 2. By virtue of its size, siting and relationship with a scheduled ancient historic monument in the local area, this wind turbine would harm the significance, appreciation and understanding of a range of heritage assets, contrary to core strategy policy L3B.**
- 3. By virtue of the adverse impact of the turbine on the outlook of the nearest neighbouring residential properties, the proposed development would harm the living conditions of these properties and unacceptably detract from their quiet enjoyment contrary to Core Strategy policy GSP3, Local Plan policy LC4 and national planning policies in the National Planning Policy Framework.**
- 4. In this case, any environmental, economic and social benefits of approving the proposed development would be outweighed by the harm to the valued characteristics of the National Park identified above, and the adverse impacts of the proposed turbine cannot be made acceptable. Therefore, any approval would be contrary to the principles of sustainable development set out in Core Strategy policy GSP1 and national planning policies in the National Planning Policy Framework.**

The meeting was adjourned at 11.00am for a short break and reconvened at 11.10am.

**133/14 7. FULL APPLICATION – ERECTION OF LOCAL NEEDS DWELLING ON LAND NORTH OF LAPWING FARM, ACROSS THE LEA, MEERBROOK (NP/SM/0814/0847, P2412, 361358 398817, 26/09/2014/CF)**

Cllr Mrs L Roberts advised that, as she had attended a meeting of Leekfrith Parish Council where this application had been discussed, she would not participate in this item and left the room.

It was reported that amended plans had been received, in which the proposed development had been moved away from the highway. Following further consultation with the Highway Authority on the amended plans they had withdrawn their objections, therefore the reasons for refusal set out in the officer recommendation had been amended to delete reason 3.

It was also noted that an enforcement notice had been issued for the removal of the unauthorised chalet situated on the application site.

The following spoke under the public participation at meetings scheme:

- Mrs S Barlow, wife of the Applicant
- Mr D Breakwell, Agent
- Cllr Mrs G Heath in support as Applicant's District and County councillor

A motion to defer consideration of the application was moved, seconded, put to the vote and carried.

The Director of Planning advised the Committee that approval of this application would be a departure from policy.

**RESOLVED:**

**To DEFER the application to facilitate further discussions on the siting of the proposed development, issues relating to affordable local needs housing and the practicalities of entering into a legal agreement to address affordable housing provision and tying the property to the adjoining farm.**

Cllr Mrs L Roberts returned to the meeting after consideration of this matter.

**134/14 8. FULL APPLICATION – ERECTION OF AGRICULTURAL BUILDING ON LAND OFF BRAMLEY LANE, HASSOP COMMON, CALVER (NP/DDD/1213/1144, P.2382, 422989/373287 1/9/2014&30/09/2014/CF)**

Cllr A McCloy declared a disclosable pecuniary interest in this application due to entering into a business relationship with the applicant, and left the room during the discussion and voting.

Cllr A Favell reported that he had received an email from Mr Andrew Critchlow regarding this application.

It was noted that this application had been deferred at the September meeting of the Committee to allow Members to visit the site.

It was reported that, as requested, an Agricultural Appraisal for the farming business from this land had been received, however it did not identify any additional issues previously identified and included in the report.

The following spoke under the public participation at meetings scheme:

- Dr P Owens, Objector
- Mr Andrew Critchlow, Supporter, National Farmers' Union
- Mr John Church, Agent

A motion to approve the application subject to conditions was moved, seconded, put to the vote and carried.

**RESOLVED:**

**To APPROVE the application subject to the following conditions:**

- 1. Development to commence within 3 years in accordance with amended plans.**

2. **Ecology mitigation measures for newts including management plan for conservation and enhancement of habitat.**
3. **Submission of Landscaping Plan including Management Plan for existing plantation.**
4. **Removal of existing buildings and caravans**
5. **Design details including construction materials, surfacing, materials, and specification for external finishes.**

Cllr A McCloy returned to the meeting after consideration of this matter.

**135/14 9. FULL APPLICATION – ERECTION OF ONE NEW LOCAL NEEDS DWELLING ON LAND BETWEEN SPRING COTTAGE AND BROOK ROADS, WARSLOW (NP/SM/0814/0825, P10859, 408496/358579, 29/09/2014/CF).**

It was noted that the Director of Planning knew the applicant's agent through membership of the Royal Town Planning Institute.

The following spoke under the public participation at meetings scheme:

- Cllr Mrs G Heath in support as Applicant's County Councillor
- Mr S Heathcote, Agent.

A motion to defer consideration of the application was moved, seconded, put to the vote and carried.

**RESOLVED:**

**To DEFER the application to allow Members to visit the site and obtain further information on the availability and suitability of alternative local needs housing provision within the area.**

The meeting adjourned at 1.00pm for lunch and reconvened at 1.30pm

Chair: Mr P Ancell

Present Cllr D Birkinshaw, Cllr P Brady, Cllr C Carr, Cllr D Chapman, Cllr A R Favell, Cllr Mrs H Gaddum, Cllr Mrs N Hawkins, Cllr H Laws, Cllr A McCloy, Ms S McGuire, Mr G Nickolds, Cllr Mrs K Potter, Cllr Mrs L C Roberts, Cllr Mrs J A Twigg, Cllr S Wattam and Cllr D Williams.

In accordance with Standing Orders, Members agreed to continue the Committee meeting beyond 3 hours

**136/14 15. FULL PLANNING APPLICATION – ALTERATIONS AND EXTENSIONS TO HOLLOWFORD OUTDOOR ACTIVITY CENTRE, ROBINLANDS LANE, CASTLETON (NP/HPK/0414/0381, P.5910, 14/4/14, 414823 / 383603, JK)**

The following spoke under the public participation at meetings scheme:

- Mr S Young, Agent

A motion to approve was moved, seconded, put to the vote and carried.

**RESOLVED:**

To **APPROVE** the application subject to the following conditions:

1. **Standard 3 year time limit to commence development.**
2. **Adopt amended Plans**
3. **Sample panel of stonework**
4. **Cedar boarding and finish to match recently completed accommodation block**
5. **Define roof materials**
6. **Windows and doors recessed 150mm in stone kit store building**
7. **Link building framing material to be powder coated metal with dark neutral coloured matt finish. Solid flat roof membrane to be dark neutral grey.**
8. **All pipework to be internal with no vent terminations through the roof plane.**
9. **Minor design details (includes Pointing, rainwater goods, verge detail)**
10. **Submit and agree detailed landscaping scheme covering hard and soft works/external lighting/living wall planting.**
11. **All waste spoil to be disposed off-site via licensed waste operator.**

**137/14 10. MONITORING & ENFORCEMENT QUARTERLY REVIEW – OCTOBER 2014 (A.1533/AJC)**

Cllr D Chapman advised the Committee that if there was any detailed discussion on item 9, Five Acres Farm, Wardlow he would leave the meeting and take no part in the discussion.

The Monitoring and Enforcement Manager introduced the report and provided some additional interpretation of the charts in the report. He also provided updates on item 5, Holme Farm Sheldon and item 6, Fernhill Cottage, Hollow Meadows. He also displayed some 'before and after' photos of item 3, Midfield, Kettleshulme to show the progress that had been made on clearing the land and some 'before and after' photos of completed cases.

In response to requests from Members the Monitoring and Enforcement Manager confirmed that the next quarterly review would include a summary of cases where formal notices had been issued but not complied with within 6 months. The Director of Planning also undertook to consider ways of providing further information about unresolved cases in future quarterly reviews once he had established the best way to capture and present this information.

Cllr Mrs N Hawkins left the meeting at 2.25pm during consideration of this item.

**RESOLVED:**

To note the report.

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**138/14 11. DESIGNATION OF DORE NEIGHBOURHOOD AREA (AM)**

The officer recommendation was moved, seconded put to the vote and carried. The Committee asked the Director of Planning to thank Adele Metcalfe for her support to communities in developing neighbourhood plans.

**RESOLVED:**

**To designate that part of the proposed Dore neighbourhood area which lies within the national park, and as shown on the map in Appendix 2, as a neighbourhood area under Section 61(l) Town and Country Planning Act 1990.**

**139/14 12. FULL APPLICATION: RENEWAL OF CONSENT TO CONTINUE UNDERGROUND MINING OF FLUORSPAR AND ASSOCIATED MINERALISATION FROM THE HUCKLOW VEIN SYSTEM: APPLICATION TO VARY CONDITIONS 2, 3, 9, 11, 13, 41 AND 42 OF PLANNING PERMISSION NP/DDD/1298/620 TO EXTEND THE OPERATIONAL LIFE OF THE MINE, INCREASE ANNUAL OUTPUT, INCREASE DAILY LORRY MOVEMENTS AND EXTEND THE PERIOD IN WHICH TO UNDERTAKE AND COMPLETE THE FINAL RESTORATION AND AFTERCARE PROVISIONS, MILLDAM MINE, GREAT HUCKLOW (NP/DDD/0913/0838, M5534, 417650 378011, 17/09/2013 /APB)**

It was noted that Members had visited the site on the previous day.

The Committee noted that the recommended condition 25(ii) had been deleted as the operator had indicated that it would be difficult to work within the timescales and concerns about overnight noise from vehicles would be addressed through increased noise controls.

Cllr H Laws left the meeting at 2.35pm and Cllr C Carr left the meeting at 2.45pm during consideration of this item.

The amended recommendation was moved, seconded, put to the vote and carried.

**RESOLVED:**

- 1. To APPROVE application reference NP/DDD/0913/0838 subject to conditions covering the following matters:**
  - 1. Cessation of mineral extraction by 31 December 2028.**
  - 2. Restoration of the mine compound by 30 June 2029.**
  - 3. Mineral extracted confined to the winning and working of vein minerals (fluorspar, barytes, lead, zinc and calcite) – no limestone (waste, overburden or host rock) to be worked and removed from the site.**
  - 4. Development to be undertaken in accordance with submitted working and phasing plans (to be detailed in the Decision Notice).**
  - 5. No shaft or mine entrance shall be used for access or production purposes other than the entrance that presently exists within the mine compound (without precluding the retention and use of Ladywash, Black Engine and Glebe shaft for ventilation and emergency access).**

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6. **Maximum depth of working not to exceed 150m AOD.**
  7. **Output restricted to 150,000 tonnes per annum.**
  8. **Operator to maintain records of monthly production. Submission of annual output on monthly basis in January of each year for the previous 12 month calendar period January - December.**
  9. **No processing of vein minerals on site.**
  10. **No mineral stockpiles or waste rock piles shall exceed a height of 5 metres above the compound floor.**
  11. **Submission of surveys showing extent of underground working on annual basis.**
  12. **Details of working showing vein mineral to be worked in Phases 2 and 3 required prior to commencement of sub-level 6 development (West Production Area).**
  13. **Annual submission of statement outlining progress over previous 12 months and intended working plans for following 12 month period.**
  14. **No HGVs shall travel to and from the mine compound other than via the private haul road which joins the public highway west of Great Hucklow village.**
  15. **All HGVs shall turn right when leaving the site at the junction of the private haul road with the public highway. Maintain signage on access road instructing all HGV drivers to turn right onto public highway for duration of development. Maintenance of visibility splays**
  16. **Site access to be maintained in a good state of repair and kept clean and free of mud and other debris at all times.**
  17. **Facilities shall be made available in the compound at all times to ensure that no commercial vehicles leaving the site enter the public highway in a manner which causes mud or other debris to be deposited on the highway.**
  18. **No more than 58 lorry movements per day (29 In, 29 Out) Monday to Friday; 26 movements per day (13 In, 13 Out) Saturdays.**
  19. **Hours of working**
    - (i) **Underground working: from 0600 hours Mon to 1300 hours Saturday. No working on Sundays, public or Bank Holidays.**
    - (ii) **Lorry loading and movements: no lorries to use the haul road, and no lorries to be loaded with vein mineral, other than between 0800 and 1700 hours daily Mon–Fri and 0800–1200 noon Sat. No lorry movements on haul road or loading on Sundays, public or Bank Holidays.**
    - (iii) **Mine compound: 0600 – 2200 hours daily Mon-Fri and 0800 1200 hours Saturday. No working on Sundays, public or Bank holidays.**



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- 20. Surface subsidence – requirement to notify MPA in event of surface subsidence event within 2 working days of its occurrence; requirement to cease working in affected underground area and submit detailed plan of remediation works, to include a re-assessment of working practices in operation at the time of the subsidence event, for approval by the MPA; no mineral to extraction to recommence in the affected underground area until the remedial programme of reinstatement has been undertaken in line with approved details.**
  - 21. No ventilation fans shall be located in positions other than below ground surface within the tunnel or shaft entrance. Details of any further ventilation equipment proposed for within 100m of the mine compound entrance shall be submitted to the MPA for approval prior to installation.**
  - 22. Archaeology – requirement to submit programme of archaeological monitoring, including a Written Scheme of Investigation, covering the areas to be worked, within three months of date of permission for MPA approval. Monitoring programme to be implemented for duration of the development.**
  - 23. Notification to MPA in event of any speleological or geological features of interest arising during works programme.**
  - 24. Blasting**
    - (i) Hours of blasting: 0600-2200 hours daily Mon-Fri, 0600-1200 hours Sat. No drilling or blasting operations on Sundays, public or Bank Holidays**
    - (ii) No individual blast to exceed a peak particle velocity (ppv) of 2mm/second at or near the foundations of any sensitive building or residential premises.**
    - (iii) No secondary blasting to be carried out on the site.**
    - (iv) Operator to undertake monitoring of all blasts.**
    - (v) Operator to maintain records of all blast monitoring, including date/time, location of blast, location of monitor and resulting ppv.**
  - 25. Noise**
    - (i) Noise dB Limits:**
      - (a) 47 dB(A) LAeq(1hr)(free field) 0700 – 1900 hours;**
      - (b) 42 dB(A) LAeq(1hr)(freefield) 2200 – 0700 hours**
      - (c) 1900 – 2200 hours – noise levels not to exceed background level by more than 10dB(A)LAeq(1hr)(freefield)**
    - (ii) No working with covers open or removed, except for the purposes of maintenance**
    - (iii) No HGV lorries used in transporting vein mineral, or mine vehicles, to be used without fully functioning white noise reversing sensors.**
  - 26. Dust control – ensure the availability of a water bowser or other dust abatement equipment at all times throughout the duration of the development, to be used in the event of dust from the mine compound adversely and to be used as necessary.**
  - 27. No discharge of foul or contaminated drainage from the site into either groundwater or any surface water, whether direct or by soakaways.**

28. **Appropriate storage of oils, fuels and chemicals on impervious bunded areas as per requirement from Environment Agency**
29. **Hydrology – carry out periodic water quality sampling (turbidity and Chemical composition) for duration of the development.**
30. **Removal of GPDO rights covering fixed plant, buildings and machinery**
31. **Maintenance of the existing trees, shrubs and hedgerows within the site around the mine compound, as identified on plan LRM171036.**
32. **Submission of final restoration and aftercare scheme for mine compound within 6 months of date of the date of the permission**
33. **Undertake restoration and aftercare in accordance with approved scheme**

2. **To delegate authority to the Director of Planning to approve the final details of the conditions in consultation with the Chair and Vice-Chair of the Planning Committee.**

**140/14 13. ENVIRONMENT ACT 1995 SECTION 96 SCHEDULE 13: REVIEW OF MINERALS PLANNING PERMISSIONS – APPLICATION FOR DETERMINATION OF CONDITIONS, SHIRE HILL QUARRY, WOODCOCK ROAD, GLOSSOP: REVIEW OF OLD MINERAL PERMISSION APPLICATION (NP/HPK/1197/168, M9104, 537/9436, 23/07/2012, NH)**

Councillor A R Favell declared a personal interest in this item as he knew the Directors of Marchington Stone and left the meeting at 3.10pm. Cllr D Chapman and Cllr Mrs H Gaddum also left the meeting at 3.10pm.

The officer recommendation was moved, seconded, put to the vote and carried.

**RESOLVED:**

**To APPROVE the conditions specified within the attached schedule for the purposes of Paragraph 9 of Schedule 13 of the Environment Act 1995, as the new conditions to attach to the planning permission.**

**141/14 14. FULL PLANNING APPLICATION – REPLACEMENT OF 20M MAST WITH NEW 20M MAST, COMPLETE WITH NEW ANTENNAS, NEW DISH ANTENNA, AND ASSOCIATED WORKS, SURREY FARM, HOLLOW MEADOWS (NP/S/0814/0859, P.3743, 12/8/2014, 425857 / 387797, MN)**

The Director of Planning, John Scott, declared a personal non-prejudicial interest in this item as he had once been employed by the applicant's agent.

The Officer recommendation was moved, seconded, put to the vote and carried.

**RESOLVED:**

**To APPROVE the application subject to the following conditions:**

1. **Standard time limit**

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2. To be completed in accordance with submitted plans
  3. The pole mast to have a dark green coloured matt finish (BS colour ref 12B29) before the new mast is brought into use
  4. All equipment to be removed from the site when no longer required

**142/14 16. PLANNING APPEALS (A.1536/AMC)**

Members considered and noted appeals lodged and decided during the month.

**RESOLVED:**

To receive and note the report.

**143/14 16. EXCLUSION OF PRESS AND PUBLIC**

**RESOLVED:**

That the public be excluded from the meeting during consideration of Agenda Item No. 18 to avoid the disclosure of Exempt Information under S100 (A)(4) Local Government Act 1972, Schedule 12A, paragraph 6. Information will be disclosed at the relevant time to interested parties in accordance with statute, allowing disclosure at this time could result in actions being undertaken to frustrate the serving of a Prohibition Order

Councillor A McCloy left the meeting at 3.25pm following consideration of this item.

**PART B**

**SUMMARY**

**144/14 18. PROHIBITION ORDER (M6568 NH/DGB/JB)**

The meeting ended at 3.40 pm

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## **Appendix 1 Schedule of Conditions - Shire Hill Quarry Glossop**

### **APPENDIX 1**

#### **Minute number 140/14 - Schedule of Conditions**

##### **(i) Principles**

###### **The ROMP Site**

1) For the purpose of the determination of the Review of Old Mineral Permission (ROMP), the term 'the ROMP site' shall apply to the whole of the ROMP determination Area as shown outlined in red on Drawing No: 08080-11-08 (Topographic Survey March 2010).

**Reason:** To clarify the extent of the site to which these conditions apply.

###### **The Site & Scope of Conditions**

2) For the purpose of applying the conditions attached to this determination the term 'the site' shall mean all the land within the areas shown outlined in red and all other areas associated with the development shown outlined in blue on the submitted Drawing No: 08080-11-08 (Topographic Survey March 2010). From the date these conditions come into effect they shall replace all the conditions in planning permission 1986/9/20 dated 12 September 1952.

**Reason:** For the avoidance of doubt and in the interests of planning.

**NB:** for the avoidance of doubt the term 'coming into effect' where it is referred to in the conditions shall mean within six months of the date of the determination.

###### **Approved Details:**

3) The development shall be carried out only in accordance with this permission, the application, Environmental Statement, plans and amended plans and information, including:

- The planning application reference: HPK1197168 with accompanying ROMP Review Proposed Quarry Development Environmental Statement dated July 2012; ROMP Review Proposed Quarry Development:
- Appendices to Environmental Statement dated July 2012
- ROMP Review Proposed Quarry Development Supporting Statement dated July 2012, Supplementary Report relating to Landscape and Visual Impact Assessment, dated July 2012
- Annex 1 (Mineral Questionnaire)
- 08080-11-08 (Topographic Survey March 2010)
- Phasing plans: drawing number 's 08080-11-01 (Working Phase 1),
- 08080-11-02, (Working Phase 2)
- 08080-11-03 (Working Phase 3)
- 08080-11-04 (Working Phase 4)
- 08080-11-05,(Working Phase 5)
- 0808-11-06b (Working Phase 6)
- Restoration plans: Figure L10 Revision A & Figure L11 Revision A
- Letter from Marchington Stone dated 12<sup>th</sup> May 2014
- Parking Area Plan Ref:08080-11-0 dated March 2011
- Proposed Entrance Plan Ref:08080-11-08

**Reason:** To ensure that development is carried out in accordance with this permission and the approved documents and drawings.

### **Decision Notice**

4) From the date of their coming into effect, a copy of these conditions, including all documents and plans referred to in them, and any further submissions to, and approvals by the Mineral Planning Authority under these conditions, shall be available for inspection at the site office during working hours, and the terms and conditions of the permission shall be made known to any person(s) given responsibility for the management and control of operations and site operatives

**Reason:** To ensure that the site operators are aware of the requirements of these conditions throughout the period of the development.

### **(ii) Timescales**

#### **Commencement**

5) The date of commencement of the development for which these conditions are determined shall be the date upon which these conditions come into effect. (See Note (i) to applicants).

**Reason:** In conformity with Section 91 of the Town & Country Planning Act 1990 (as amended)

#### **Duration**

6) The winning and working of minerals and the deposit of mineral waste shall be completed no later than 22<sup>nd</sup> February 2042. Restoration of the site shall be completed no later than 12 months after the cessation of mineral extraction or 22<sup>nd</sup> February 2043 whichever is the sooner. For a period of 5 years from the date of completion of restoration, the site shall be managed in accordance with the approved aftercare scheme.

**Reason:** To comply with Part 1 of Schedule 5 to the Town and Country Planning Act 1990 that requires all planning permissions for mineral working to be subject to a time limit condition.

#### **Notification of Site Activities**

7) In the event that no operations are carried out on the site for any period(s) in excess of 3 months the site operators shall notify the Mineral Planning Authority no less than 7 days prior to the resumption of working on the site or should that not be practicable as soon as may be practicable prior to or following re-commencement.

#### **Reason:**

For the Mineral Planning Authority to be aware of period of site activity for the purposes of site monitoring and responding to any inquiry from the general public.

#### **Phasing**

8) The working of the upper top 2 benches of the quarry at the 302 m and 295 m contour levels as identified on Drawing Number 08080-11-01 (Working Phase 1, August 2011) shall be completed within 5 years of the date of these conditions coming into effect. Subsequent phasing shall be carried out progressively in accordance with the phasing plans as detailed in condition 3.

**Reason:** To control the duration of development and enable early restoration of the upper benches of the site.

#### **Hours of Operation**

9) a) Except in the circumstances set out at b) below, no operations authorised or required by this permission, including vehicle movements onto and from the site, or within the site shall be carried out on the site except between the following times:

0700 hours and 1900 hours Mondays to Fridays;

0700 hours and 1300 hours Saturdays.

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No operations shall be carried out at any other time (s) or on Sundays, Bank Holidays, or other Public Holidays.

b) The circumstances referred to at a) above are as follows:

- i. cases of emergencies and safe working practices affecting public safety or site personnel when the hours set out at a) above shall not apply.
- ii. emergency repairs to plant and machinery which may be carried out outside the hours set out at a) above, provided no machinery or plant is run or operated

**Reason:** To control the hours of operation in the interests of local amenity.

### **(iii) Ancillary Development**

#### **Removal of Ancillary Development & Site Clearance**

10) All fixed and mobile plant, buildings, structures, machinery and foundations associated with the approved development shall be removed from the site within six months of the completion of the approved mineral development.

**Reason:** To enable site restructure and in the interest of local amenity.

#### **Appearance of Buildings**

11) All external surfaces of ancillary buildings and other structures on the site shall be coloured BS4800:201108B29 Van Dyke Brown and shall be maintained throughout the duration of the approved use, including undertaking any necessary repainting/cladding renewal.

**Reason:** To reduce the visual impact of the buildings on site.

#### **Restriction of Permitted Development Rights**

12) Notwithstanding the provisions of Article 3 and Schedule 2 of the Town and Country Planning (General Permitted Development) Order 1995, or any amending or replacement Order, no fixed plant, installations or machinery, buildings or structures, or buildings or structures in the nature of plant or machinery, shall be placed or erected on the site except as authorised or required by this permission, or unless separate planning permission is granted by the Mineral Planning Authority for such development pursuant to Part III of the Town and Country Planning Act 1990 or any amendment, replacement or re-enactment thereof.

**Reason:** To enable the Mineral Planning Authority to consider whether any such proposed further development in the site might have an unacceptable impact on amenity and the environment.

#### **Mobile Plant**

13) All excavation and other mobile plant when not in use (for the purposes of quarrying) shall be parked or stored on the quarry floor as far as is practicable within a screened location/s.

**Reason:** In order to minimise the impacts of the development on the landscape, environment and amenities of the area.

### **(iv) Access & Traffic**

#### **Approved Site Access & Egress**

14) The sole vehicular access for the development hereby permitted shall be via the existing access as detailed on Drawing No: 08080-11-08 (Topographic Survey) March 2010. No other access shall be used by traffic entering or leaving the site.

**Reason:** To control access to the site in the interests of local amenity, highway safety and the environment.

### **Access Design**

15) The exit visibility splay of 6m x 15m to the nearside carriageway channel in each direction shall be maintained clear of all other obstructions in excess of 1.0m in height (600mm in the case of vegetation) from the existing site access to the A57.

**Reason:** In the interests of highway safety.

### **HGV Movements**

16) The total number of lorry movements per day shall not exceed 100 movements (50 into the site, 50 out of the site) on Monday to Friday and 52 movements (26 into, 26 out of the site) on Saturdays. No lorry movements shall take place on Sundays or Bank or Public Holidays.

**Reason:** In the interests of highway safety and to minimise the impacts of the development on the amenities and environment of the locality.

### **Traffic Generation Returns**

17) A written record shall be maintained of all movements out of the site by heavy goods vehicles (more than 7.5 tonnes gross weight) for the purposes of removing processed stone from the site and shall be made available for inspection by the Mineral Planning Authority on demand at any time.

**Reason:** To enable the Mineral Planning Authority to monitor the output and generation of road traffic from the site in the best interest of the local environment and highway safety

### **Highway Cleanliness**

18) The surfaced access road from the point of access from Woodcock Road (A57) to the point of entry into the quarry (as shown on Drawing No: 08080-1- 08 'Topographic Survey') shall be maintained in a good state of repair at all times throughout the duration of this permission including the infilling of pot holes and shall be kept clean of mud, other dirt, slurry and stones at all times. Measures shall be implemented as necessary to ensure that the public highway is kept free of mud, stone, contaminants and surface water runoff from the site at all times.

**Reason:** To protect the interests of local amenity, highway safety and the environment.

### **Site Parking and Manoeuvring**

19) Within six months from the date of these conditions coming into effect adequate parking, loading/unloading, turning and manoeuvring areas for vehicles shall be provided on the quarry floor in accordance with the submitted plan ref: 08080-11-0 dated March 2011. The area shall be suitably surfaced and maintained.

**Reason:** To prevent contamination on the public highway and to prevent parking on the public highway in the vicinity of the site access in the interests of highway safety and local amenity.

### **Western Access Track**

20) No access shall be taken into the ROMP site for the purpose of quarrying along the western boundary access track as shown on Drawing No: 08080-1- 08 (Topographic Survey) March 2010 other than is necessary for the working and restoration of the top 2 benches of the quarry or as may be necessary from time to time for reasons of stability or health and safety concerns

**Reason:** To enable use of the western access track for the purpose of access to the top 2 quarry benches for reasons of health and safety and stability of the land and to prevent the continued use of the western track (which falls outside the ROMP boundary) thereafter in association with the quarrying operation

## **(v) Working Method**

### **Scheme of Operations**

21) The scheme shall be carried out in compliance with the submitted phased working Drawings: Nos: 08080-11-01 (Working Phase 1), 08080-11-02, (Working Phase 2) 08080-11-03, (Working Phase 3) 08080-11-04, 08080-11-05, 0808-11-06b, and restoration plans Figure L10 Revision A & Figure L11 Revision A and subject to the provisions of other conditions in this determination.

**Reason:** To ensure the development is carried out to an approved appropriate standard and in the interests of clarification as to what comprises the approved scheme.

### **Spatial limit of extraction**

22) No mineral extraction shall be carried out outside the limit of extraction as outlined in red and identified on Drawing No: 08080-11-08 (Topographic Survey), March 2010.

**Reason:** For the avoidance of doubt, and to ensure that the development is carried out in a satisfactory manner in the interests of amenities in the area.

### **Slope Stability**

23) a) Excavation in the vicinity of existing faces shall be undertaken in accordance with the details provided within the Geotechnical Stability Assessment report (prepared by Silkstone Environmental Ltd, March 2012, Rev 2), 'Conclusions and Recommendations' including maintaining:

i) a minimum 5m standoff shall be maintained between any operational plant and equipment and the edge of excavation.

ii) rock trap arrangements

iii) 5metre wide benching between subvertical faces (approximately 70 degrees from horizontal) 15 metre high.

b) A Geotechnical Inspection of the quarry slopes shall be undertaken at intervals no longer than 2 years by a competent Engineering Geologist or Geotechnical Engineer and the results of each inspection including an assessment of the stability of the quarry faces and remedial or mitigation measures for the purposes of the slope stability shall be submitted to the Mineral Planning Authority on their request.

c) in the event of quarry face failure and/or slippage as soon as practicable after the event, the Mineral Planning Authority shall be notified and all operations shall cease within the affected area and a geotechnical survey shall be carried out by a geotechnical engineer/Engineer Geologist and submitted to the Mineral Planning Authority with proposals for remedial action before quarrying proceeds within the area affected by instability.

**Reason:** To minimise the risk of slope instability and to ensure the safety and stability of the quarry environment.

### **Notifications**

24) A review of the progress of quarrying during the preceding 5 years together with the continued quarry and restoration proposals for the forthcoming 5 years shall be submitted to the Mineral Planning Authority. The first date of the first programme review will be submitted 5 years from the date of the determination of the planning permission.

**Reason:** To ensure that the Mineral Planning Authority is made aware of the status of development so that it is worked and restored in a progressive manner in accordance with the timescales set out in the approved documents in the interests of the amenities of the area.

### **Phasing of Working**

25) Within Phase 1 of the operations, the tree and vegetated area at the north east corner of the site (at 394500N 405450E) shall be worked in such a manner as to provide for the retention of the



vegetation and trees on the outer eastward facing slopes of the hillside for the longest possible period on each level of excavation as far as is safe and practicable.

**Reason:** To ensure that the site is screened from views from the east and south east and that the trees on the outer eastern facing flank are retained for as long as operationally possible prior to removal to ensure that the operations are screened for as long as practicable.

#### **Mineral Type**

26) No mineral shall be worked from the site other than gritstone.

**Reason:** To restrict mineral extraction to the minerals applied for.

#### **(vi) Output**

##### **Annual Returns: Stone Sales**

27) The operators shall, no later than 31 January of each year, submit to the Mineral Planning Authority, on a confidential basis, annual returns specifying monthly production records of the following quantities of stone extracted and exported from the site during the preceding year:

- a) Any finished dimensional stone products.
- b) Any Blockstone.
- c) Any slab and miscellaneous stone products.
- d) Any Aggregate

**Reason:** In order that the Mineral Planning Authority can monitor the output of mineral at the site

##### **Rate of Exportation of Stone**

28) The total annual sales output of mineral from the site shall not exceed 200,000 tonnes in any calendar year.

**Reason:** To enable the Mineral Planning Authority proper control over the output of mineral from the site in the best interests of the local environment and highway safety.

#### **(vii) Drainage, Water Protection & Pollution Control**

##### **Surface Water**

29) All surface water runoff from the site shall be channelled to the settlement ponds as shown on Drawing No: 08080-11-08 (Topographic Survey) except as otherwise required by the provisions of condition 30.

**Reason:** In the interests of the water environment, pollution control and flood prevention.

##### **Drainage of Access**

30) There shall be no surface water drainage from the site onto the public highway. The drainage works on the access road which have already been undertaken and include: the digging out of a ditch at an acute angle from the road, above each tarmac lay-by on the access road shall be maintained throughout the duration of the approved development. The measures shall be maintained throughout the duration of the approved development and monitored throughout the approved use of the site. In the event that they fail to intercept and control the surface water further measures as considered appropriate shall be agreed with the Mineral Planning Authority and implemented.

**Reason:** In the interests of highway safety and to prevent water getting on the highway.

##### **Contaminated Drainage**

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31) There shall be no discharge of foul or contaminated drainage from the site into the ground, ground water or any surface waters, whether direct or via soakaways. All necessary measures shall be taken to prevent effluents, oil, fuel or lubricant being discharged to any watercourse, ground water system, underground strata or aquifer.

**Reason:** In the interests of the water environment, pollution control and flood prevention

#### **Maximum Depth of Working**

32) The maximum depth of working shall be restricted to 232m AOD and no working shall take place below the water table.

**Reason:** To prevent pollution of any watercourse, groundwater, aquifer or reservoir to protect the quality of the water environment and human and other receptors and nature conservation interests from harm and pollution by contaminants. To protect the water environment.

#### **Pollution Control**

33) All necessary measures shall be taken and maintained throughout the period of the approved development to prevent effluents, oil, fuel or other potential pollutants being discharged to any soil, ground, watercourse, groundwater system or underground strata and to prevent the mobility and spread of contaminants.

**Reason:** To prevent pollution of any watercourse, groundwater, aquifer or reservoir to protect the quality of the water environment and human and other receptors and nature conservation interests from harm and pollution by contaminants.

#### **Storage Facilities**

34) All facilities for the storage of oils, fuels or chemicals shall be sited on impervious bases and surrounded by impervious bund walls. The volume of each bunded compound shall be at least equivalent to the capacity of the tank and associated pipework plus 10%. If there is multiple tankage within a bund, the compound shall be at least equivalent to the capacity of the largest tank, vessel or the combined capacity of interconnected tanks or vessels and associated pipework plus 10%. All filling and emptying points, associated valves, vents, tank overflow outlets, pipework, gauges and sight glasses shall be located within the bund or have separate secondary containment. Associated pipework shall be located above ground and protected from accidental damage. All filling points and tank/vessels overflow pipe outlets shall be detailed to discharge downwards into the bund. There shall be no drain through any bund floor or walls. The drainage system of each bund shall be sealed with no discharge to any watercourse, land or underground strata.

**Reason:** To prevent pollution of any watercourse, groundwater, aquifer or reservoir to protect the quality of the water environment and human and other receptors and nature conservation interests from harm and pollution by contaminants.

#### **Plant and Machinery Oil and Fuel Leaks**

35) All mobile plant and machinery and any static machinery used on the site outside of containment bunds shall be regularly checked for leaks of fuel or lubricants and if found leaking shall be repaired prior to further use to prevent spillage and seepage into the ground.

**Reason:** To prevent pollution of any watercourse, groundwater, aquifer or reservoir to protect the quality of the water environment and human and other receptors and nature conservation interests from harm and pollution by contaminants.

#### **Foul Drainage**

36) In the event that there is intent to dispose of foul drainage from the site, a scheme to dispose of foul drainage shall be submitted to and approved in writing by the Mineral Planning Authority. The

scheme shall be implemented as approved.

**Reason:** In the interests of the water environment, pollution control and flood prevention.

### **(viii) Control of Waste**

#### **Quarry Waste**

37) No waste materials derived from within the site shall be removed from the site. Any overburden/interburden mineral or other waste materials derived from the site during the carrying out of the approved development shall be immediately backfilled where practicable or placed on remnant benches or the quarry floor in accordance with the approved restoration.

**Reason:** To ensure the recycling of waste materials from the development and the compatibility of site restoration.

#### **Inspection & Maintenance of Settlement Ponds**

38) Inspection of the ponds shall be undertaken at least once every 12 months throughout the duration of the development. Additional inspections of the ponds shall be undertaken during prolonged periods of excessive rainfall. Maintenance and desilting of the ponds shall be undertaken where necessary. All materials recovered from the settlement ponds such as clay/silt and gritstone shall be placed in the excavations.

**Reason:** To protect the water environment.

### **(ix) Environmental Dust, Smoke and Fumes Management: Control and Mitigation**

#### **Dust Control**

39) All operations for the winning and working of materials, restoration works and ancillary operations and development, shall be carried out in a manner to minimise the generation of dust.

**Reason:** To control dust resulting from the site operations in the interests of local and residential amenity, and the local environment.

#### **Dust Management**

40) Dust management shall be carried out in accordance with the mitigation measures set out in the Environmental Statement Air Quality Statement and in accordance with the guidance contained in the National Planning Policy Framework Technical Guidance (paragraph 23), or any subsequent revision or replacement thereof.

**Reason:** To minimise and control the generation of dust to protect local residential amenity and the environment.

#### **Burning (Smoke and Fumes)**

41) There shall be no burning of rubbish or wastes or other fires on the site.

**Reason:** To protect local residents and the environment from smoke and fumes.

#### **Blasting**

42) Only 'low explosives' in small quantities shall be used on the site in the form of black powder and/or pyro- breaker capsules (expansive rock splitting gas) or other available non-explosive deflagrating agent. Whenever practicable stone shall be loosened and blocks removed and split within the excavations by mechanical means

**Reason:** To minimise the impacts of the development on the landscape and environment of the area.

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## **(x) Environmental Noise Management: Control and Mitigation**

### **Operation of Mobile Plant and Machinery**

43) All plant and machinery shall operate only during the permitted hours and shall be silenced at all times in accordance with the manufacturers' recommendations.

**Reason:** To control the impact of noise generated by the development and to provide for the monitoring of this impact in the interests of local and residential amenity.

### **Noise Suppression Measures**

44) Efficient silencers shall be fitted to, used and maintained in accordance with manufacturers' instructions, on all vehicles, plant and machinery used on the site. Save for the purposes of maintenance, no machinery shall be operated with the covers open or removed.

**Reason:** To control the impact of noise generated by the development in the interests of local amenity.

### **Reversing Alarms**

45) The reversing alarms on all vehicles on the site and visiting the site shall not emit a noise that would have an adverse impact on local amenity. Reversing warning devices shall be either non-audible, ambient-related or low-tone devices.

**Reason:** To control the impact of noise generated by the development and to provide for the monitoring of this impact in the interests of local amenity.

### **Noise Limits**

46) The noise level attributable to normal site operations measured at any noise sensitive property shall not exceed 55 dB LAeq (1 hour) (freefield).

**Reason:** To control the impact of noise generated by the development in the interests of local amenity.

47) The noise level attributable to operations on the periphery of the site or at high levels, or in unscreened locations such as soil stripping, the formation, removal or alteration of spoil tips, baffle mounds, screening and storage embankments at the site, measured at any noise sensitive property shall not exceed 70 dB LAeq (1 hour) (freefield) at the surrounding properties for temporary operations not exceeding 8 weeks in any year.

**Reason:** To ensure the satisfactory development of the site in the interest of conserving the amenity of the area and local residents in particular.

## **(xi) Control of Site Lighting**

### **Control of Artificial Lighting**

48) No artificial lighting equipment shall be installed within the site other than that which has been designed and directed to illuminate only what is necessary for the safe and efficient operation of the quarry and associated works and no lights shall be so positioned or directed as to illuminate land outside the site boundary, or so as to cause disturbance to, or at occupied residential properties.

**Reason:** To prevent any incident of light pollution.

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## **(xii) Protection of Archaeological Interests**

### **Archaeological Recording**

49) No development shall take place within the two undisturbed peripheral zones along the eastern and south-western edges of the site until a programme of archaeological work in accordance with a Written Scheme of Investigation for detailed monitoring of the soil stripping operation within these areas of the site, and the excavation and recording of any archaeological remains that are revealed, has been submitted to and approved by the Mineral Planning Authority in writing.

**Reason:** To enable sites of archaeological interest to be adequately investigated and recorded.

## **(xiii) Protection of Ecological Interests**

### **Breeding Birds**

50) No soil stripping, vegetation clearance or tree removal shall be undertaken during the bird nesting season (March-August inclusive) unless that work is considered justifiably unavoidable as may be agreed by a representative of the Mineral Planning Authority. The operator shall commission a suitably qualified ecologist to survey each proposed working area for active bird nests prior to any disturbance to trees, other vegetation, ground or spoil mound within that area. Any active birds nests found by the survey and trees and shrubs that contain nesting birds or their active nests shall be left undisturbed until vacated.

**Reason:** To ensure that the development does not disturb breeding birds, or, if this is likely to happen, that appropriate mitigation measures are in place in the interests of nature conservation.

### **Provision of Bird Boxes**

51) Within three months of the date of these conditions coming into effect the details of 15 nest boxes and their design and location shall be submitted to the Mineral Planning Authority for approval. Once approved the nest boxes shall be erected in the retained woodland.

**Reason:** To mitigate against the potential loss of nesting sites.

### **Bats Mitigation & Conservation**

52) Within six months of the date of these conditions coming into effect a Bat Mitigation & Conservation Plan shall be submitted to the Mineral Planning Authority for approval and implementation. This shall include a mitigation method statement and shall incorporate (but not exclusively) the measures proposed within Appendix G 'Bat Report' Shire Hill Quarry, Woodcock Road, Glossop. On behalf of Marchington Stone Ltd by Ecology Services UK Ltd. Revised report dated 9<sup>th</sup> July 2012 sections 7.1.2 and 7.2.1. Once approved the Bat Mitigation and Conservation Plan shall be implemented in complete accordance with the approved details set out in the approved plan.

**Reason:** To ensure that appropriate mitigation and conservation measures are in place in the interests of nature conservation.

### **Provision of Bat Boxes**

53) Within three months of the date of these conditions coming into effect the type, number and location of bat boxes shall be submitted to the Mineral Planning Authority for approval and implementation to the satisfaction of the Mineral Planning Authority.

**Reason:** To ensure that appropriate mitigation measures are in place in the interests of nature conservation.

## **(xiv) Protection of Trees and other Vegetation**

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### **Demarcation of Affected Trees and Protection of Other Trees and Shrubs Within the Site**

54) No trees or mature shrubs within the site shall be felled, damaged or disturbed without the prior written approval of the Mineral Planning Authority. Prior to the disturbance or felling of any trees or removal of any mature shrubs the trees to be felled shall be clearly marked and the trees as identified together with any mature shrubs within the area to be disturbed by quarrying shall have been checked and agreed as consented to fell or remove by the Mineral Planning Authority. At all times during the carrying out of the approved development and in particular during the site clearance and preparation phases there shall be careful site supervision to ensure that no damage occurs to any other trees or mature shrubs within the site.

**Reason:** To minimise the impacts of the development on the amenities and environment of the area.

### **Protection of Trees, Shrubs, Hedgerows and Boundary Features**

55) All existing trees, shrubs, hedges, walls and fences on and adjacent to the site boundary shall be retained and protected from disturbance, damage or destruction throughout the approved period of quarrying and stone processing operations and until the restoration of the whole of site, except as may be allowed by this permission. For the purposes of this condition the retained trees, shrubs, hedges and boundary features shall be protected as necessary from the quarrying, stone processing and related operations by the provision of standoffs, with machinery and storage exclusion areas that extend to the edge of all site boundaries

**Reason:** To ensure that these features are properly maintained and protected for the duration of the development and in the interest of visual amenity and landscape character.

56) The Mineral Planning Authority shall be given at least seven days' notice in writing of the commencement of any site operations that will involve the disturbance, damage or removal of trees within the site

**Reason:** To minimise the impacts of the development on the amenities and environment of the area.

### **Conservation of Seed Resource**

57) Prior to the removal of any tree vegetation from the site a programme and arrangements for the collection and safe storage of seed of local provenance (i.e. from the site and surrounding woodland) from shrub and tree species for use in the habitat creation within the receptor site shall be implemented in accordance with details which have the written approval of the Mineral Planning Authority.

**Reason:** To encourage reseeding and provide for an enhanced habitat creation scheme

### **(xv) Soil Conservation & Protection**

#### **Soil Stripping and Handling**

58) The Mineral Planning Authority shall be given at least seven day's notice in writing of the commencement of any phase of soil stripping operations or other movement of soils and soil forming materials.

**Reason:** To ensure that soils resources are protected and that monitoring arrangements for soil stripping and storage are in place.

#### **Prevention of Trafficking Over Soils**

59) No plant or vehicles shall cross any area of unstripped topsoil or subsoil except where such trafficking is essential and unavoidable for undertaking permitted operations. Essential trafficking routes shall be clearly marked on the ground by stakes or other means. No part of the site shall be

excavated, traversed, used for a road, for the stationing of plant or buildings, storage of subsoil or overburden, waste or mineral deposit, until all available topsoil and subsoil have been stripped from that part.

**Reason:** To ensure soils are protected and to prevent unnecessary trafficking of soil by heavy equipment and vehicles that may damage the soil.

### **Soil Handling Conditions**

60) The stripping, excavation, movement, storage, lifting and placement of topsoil, any subsoil that may be encountered, and soil forming materials shall only take place in accordance with the good practice techniques specified in the 'MAFF (2000), Good Practice Guide for Handling Soils (version 04/00)' specifically '**Sheet 1: Soil Stripping with Excavators and Dump Trucks**', '**Sheet 2: Building Soil Storage Mounds with Excavators and Dump Trucks**', '**Sheet 3: Excavation of Soil Storage Mounds with Excavators and Dump Trucks**', '**Sheet 4: Soil Replacement with Excavators and Dump Trucks**', , "to the extent that these guidance sheets may be relevant to the machinery used in the soil recovery, handling, storage and placement operations. No soil stripping or soil spreading shall take place except during periods of dry weather when the full depth of soil to be stripped or replaced is in a suitably dry and friable soil moisture condition (i.e. non-plastic state) such that damage to its structure is avoided, and the topsoil can be separated from any subsoil and / or the underlying soil forming materials without difficulty.

**Reason:** To ensure that soil resources are protected and to prevent damage to soils by avoiding movement whilst soils are wet or excessively moist and the preservation of soil resources in the interests of land quality.

### **Protection of Existing Soil Mounds**

61) There shall be no importation of soils to the site from the soil storage and screening mounds which are located immediately north of the ROMP site boundary as shown on Drawing No: 08080-11- 08 'Topographic Survey'. The existing mounds shall be retained in their present location and shall remain undisturbed.

**Reason:** To ensure that the soil screening mounds are protected from disturbance and preserved in situ in the interests of visual amenity and health and safety.

## **(xvi) Restoration and Aftercare**

### **Restoration**

62), A comprehensive scheme (s) for the post-restoration landscaping of any restored areas shall be submitted for the approval of the Mineral Planning Authority on a five yearly basis, save for the first such scheme to be submitted within twelve months of the date of these conditions coming into effect. Thereafter each scheme of progressive landscaping shall be implemented in accordance with the details as approved in writing by the Mineral Planning Authority. Each landscaping scheme shall generally accord with the Restoration Scheme' (Figure L11 (Rev A)) and shall include but not be limited to the following:

a) A Phased Habitat creation plan which will incorporate each phase of the development and include: the final contours, gradients and levels delineating the surface topography to be achieved, including the variations in slope, pond formation, aspect and different size substrate areas to be retained or formed.

b) A phased management regime which will cover each phase of the development and include: retention of trees and hedges for the purposes of nature conservation within the site and around its perimeter. Details of the early restoration work to be carried out in the next 5 years.

c) Details of the removal of stockpiles, plant, machinery, buildings, structures, hard standings and roadways within each phase of the development.

d) The drainage of the site, including the arrangements to control water levels on the site and discharge of water from the site within each phase of the development.

e) Details of the proposed hedgerow planting, including species, layout, ground preparation, numbers and distribution of species, size of plants, spacing, method of planting, fencing and other protective measures. Once approved the hedge shall be planted in the next immediate planting season in the period between October through to March.

**Reason:** To secure the proper aftercare of the restored land in accordance with Policy MIN1 of the Core Strategy.

### **Woodland Retention**

63) The linking fringe of woodland habitat at Co-ordinates 405450E 394550N around the eastern side of the quarry as shown on Drawing No: 08080-11-01 'Working Phase 1' shall be retained during the lifetime of the mineral permission.

**Reason:** To ensure the protection of the woodland habitat.

### **Woodland Management**

64) Within twelve months of the date of these conditions coming into effect a Woodland Management Plan covering the whole of the site shall be submitted to the Mineral Planning Authority for approval in writing. The Woodland Management Plan shall then be implemented as approved by the Mineral Planning Authority. The Woodland Management Plan shall include (but not exclusively):

- i) A rationale for the management of the retained woodland over the duration of the development.
- ii) Survey and Evaluation of the Habitat
- iii) Formulation of strategic management objectives including:
  - a) to increase the quantity of deadwood where practicable;
  - b) to control non-native species;
  - c) to diversify structure;
  - d) to conserve large, old and veteran trees.

**Reason:** To ensure the protection of the woodland Habitat.

### **Translocation of Soils**

65) The translocation of soils and woodland field layer vegetation shall be undertaken in accordance with the following method statement:

Donor Site:

- i) Turf/soil stripping shall be in the period September to February inclusive except as allowed by Condition 50;
- ii) the vegetation and soils shall be excavated to a depth of c15-20cms where present;
- lii) large roots (those over 50mm in diameter large rocks and foreign materials shall be removed from the vegetation/soil prior to transportation.

Receptor Site:

- i) The exact boundaries of the reception area including any agreed buffer zone shall be agreed with the Mineral Planning Authority and shall be clearly delineated;
- ii) The vegetation/soil shall be loosely tipped then lightly pressed down to provide good contact with the subsoil surface but not compacted or smeared;
- iii) There shall be no tracking by vehicles over the newly laid vegetation/soil;
- iv) There should be no storage of vegetation/soil between stripping and placement. Both operations



shall ideally take place for any individual load within 24 hours. Temporary storage of soils should be avoided if at all possible.

v) The receptor area shall subsequently be planted with seeds gathered from oak trees from the adjacent woodland thereby ensuring local provenance, birch will come in naturally.

vi) Subsequent management of the plantings in the first five years shall include controlling any invasive non-native woody and herbaceous species.

### **Aftercare**

66) a) The restored site shall be subject to a programme of aftercare in accordance with a scheme or schemes which has/have been submitted to and approved in writing by the Mineral Planning Authority. The scheme for the whole site or any part of the site shall be submitted no later than six months prior to the programmed completion of restoration of any part of the site in accordance with condition 62. The submitted scheme(s) shall provide for such steps as may be necessary to bring the land to the required standard for use for nature conservation/natural regeneration and shall include details of:-

a) In the case of land restored for use for nature conservation/natural regeneration:

i) habitat development;

ii) weed control;

iii) watering and draining;

iv) pond margins establishment;

v) wetland maintenance;

vi) maintenance of fencing;

vii) The protection measures for planted areas including trees, hedgerows and woodland;

viii) The management and maintenance of planted areas to secure an 85% survival rate at the end of the aftercare period.

The scheme(s) shall be implemented as approved by the Mineral Planning Authority.

b) The 5 year woodland/nature conservation/natural regeneration aftercare period for the site or each part thereof, shall commence on the date of the written certification by the Mineral Planning Authority that the land concerned has been satisfactorily restored.

c) Records of the nature conservation and amenity aftercare operations shall be kept by the operators throughout the period of aftercare. The records, together with an annual review of performance and proposed operations for the coming year, shall be submitted to the Mineral Planning Authority between 31 March and 31 May each year, and provision shall be made by the operators for annual meetings with the Mineral Planning Authority between June and August each year, to determine the detailed annual programmes of aftercare which shall be submitted for each successive year having regard to the condition of the land and progress in its rehabilitation. Separate meetings shall be arranged to inspect and evaluate progress in the nature conservation and amenity aftercare respectively.

**Reason:** To ensure that those parts of the site that have been restored are subject to a programme of aftercare that has been approved by the Mineral Planning Authority in the interests of agricultural land quality.

Note 1: These conditions shall come into effect upon the date of final determination of these conditions as defined in paragraph (7), Schedule 13 of the Environment Act 1995

**Footnote:** The Mineral Planning Authority notes the continued use of the northern access track (which lies outside of the ROMP site boundary) for health and safety reasons. The Mineral Planning Authority has no objection to the permanent retention of the northern access track for land management uses but not for continued quarrying purposes.

