

Hinckley & Bosworth Borough Council

Town and Country Planning Act 1990 (as amended) Discharge of Conditions

DoC Decision Notice Split Decision - Discharge of Conditions

Mr Mitesh Rathod
Jelson Limited
370 Loughborough Road
Leicester
LE4 5PR

Details of Application:

Application Ref: 24/00362/DISCON
Proposal: Application to discharge Condition 6 (Drainage) and 34 (Travel Plan) from
planning application 24/00074/CONDIT
Location: Land Off Captains Lane Markfield LE67 9UY

The details submitted have been considered by the Local Planning Authority and have either been **DISCHARGED, PARTIALLY DISCHARGED OR REMAIN UN-DISCHARGED**, these are categorised below:

UN-DISCHARGED CONDITIONS

The details submitted with the following conditions are unacceptable to the Local Planning Authority and the condition(s) remain **UN-DISCHARGED**;

Condition 6

No occupation of the development approved by this planning permission shall take place until such time as details in relation to the long-term maintenance of the surface water drainage system within the development have been submitted to and approved in writing by the Local Planning Authority. Details of the Maintenance Plan should include for routine maintenance, remedial actions and monitoring of the separate elements of the system and should also include procedures that must be implemented in the event of pollution incidents within the development site. The maintenance of the surface water drainage system shall then be undertaken in accordance with these details.

Received 16 April 2024

C6 Drainage Maintenance Schedule

C6 Drainage Maintenance Plan MFD_09_810_01

Reason: The LPA is not in a position to discharge condition 6 as without the details of initial riparian ownership where known, i.e. Hinckley & Bosworth Borough Council, Leicestershire County Council, Jelson Homes, plot numbers etc. and submission of IWNL maintenance plan and schedule or revised maintenance schedule to include all S104 adoptable surface water drainage elements could compromise the maintenance regime that may be monitored over time; that will ensure the long term performance, both in terms of flood risk and water quality, of the sustainable drainage system within the proposed development in accordance with Policy DM7 of the Site Allocations and Development Management Policies DPD. Details were requested in May and no further details have been provided.

DISCHARGED CONDITIONS

The details submitted with the following conditions are acceptable to the Local Planning Authority and the condition(s) are hereby **DISCHARGED** subject to the scheme being carried out strictly in accordance with the approved details;

Condition 34

No part of the development hereby permitted shall be first occupied until a framework Travel Plan which sets out actions and measures with quantifiable outputs and outcome targets has been submitted to and agreed in writing by the Local Planning Authority. Thereafter the agreed Travel Plan shall be implemented in accordance with the approved details.

C34 Travel Plan (TP) Land South of London Road RT784-B067416 – Received 3 June 2024

Important Notes;

Where conditions remain UN-DISCHARGED these can either be appealed or a new application submitted with revised details that address the reasons why the condition remains undischarged.

Where conditions have been DISCHARGED, the scheme must be fully implemented and maintained in accordance with the approved details.

Date: 11 September 2024



Christopher Brown MRTPI
Head of Planning