

**Substantive response of the Local Highway
Authority to a planning consultation received
under The Development Management Order.**

Response provided under the delegated authority of the Director of Environment & Transport.

APPLICATION DETAILS:

Planning Application Number: 24/00361/DISCON

Highway Reference Number: 2024/0361/04/HDis5,6

Application Address: 56 High Street Desford Leicester Leicestershire LE9 9JF

Application Type: Discharge of Condition

Description of Application: Application to discharge Condition 3 (Brick Samples), Condition 5 (Hardstanding Materials), Condition 6 (Drainage) planning application 23/01115/HOU

GENERAL DETAILS

Planning Case Officer: Lesley Keal

Applicant: Oliver Johnson

County Councillor: Cllr Peter Bedford

Parish: Desford

Road Classification: Class B

Substantive Response provided in accordance with article 22(5) of The Town and Country Planning (Development Management Procedure) (England) Order 2015:

No comments

Condition 3 (Brick Samples) was not advised by the Local Highway Authority (LHA) who therefore have no comments to make on these details.

No objection

No objection to the Discharge of Condition 5 (Hardstanding Materials) and Condition 6 (Drainage).

Advice to Local Planning Authority

Background

The Local Highway Authority (LHA) has been consulted on an application to discharge Conditions 3 (Brick Samples), 5 (Hardstanding Materials), and 6 (Drainage) attached to planning permission 23/01115/HOU.

The above application granted planning permission for the creation of an off street car parking space and new retaining walls at 56 High Street, Desford, Leicestershire.

Condition 5

For the avoidance of doubt, condition 5 states:

'The development hereby permitted shall not be used until such time as the access drive has been surfaced with tarmacadam, or similar hard bound material (not loose aggregate) for a distance of at least 5 metres behind the highway boundary and, once provided, shall be so maintained in perpetuity.'

Reason: *To reduce the possibility of deleterious material being deposited in the highway (loose stones etc.) in the interests of highway safety and in accordance with the National Planning Policy Framework (2023) and Policy DM17 of the adopted Site Allocations and Development Management Policies Development Plan Document (2016).'*

Highways Comments:

Proposed Drainage Plan Drawing Number C-0001 shows provision of a tarmacadam surface to surface the full extent of the access drive. The drawing displays the access drive has been surfaced for at least 5 metres behind the highway boundary as stipulated by Condition 5. The LHA therefore have no objection to the discharging of Condition 5.

Condition 6

For the avoidance of doubt, condition 6 states:

'No part of the development hereby permitted shall be used until such time as site drainage details have been provided to and approved in writing by the Local Planning Authority. Thereafter surface water shall not drain into the Public Highway and thereafter shall be so maintained.'

Reason: *To reduce the possibility of surface water from the site being deposited in the highway causing dangers to road users in accordance with the National Planning Policy Framework (2023), and Policy DM7 and DM17 of the adopted Site Allocations and Development Management Policies Development Plan Document (2016).'*

Highways Comments:

Proposed Drainage Plan Drawing Number C-0001 shows a drainage plan showing drainage to capture surface water run off and the location of an ACO drain displaying where the surface water will drain into. The plan displays that surface water will not drain onto the public highway and as such, the LHA have no objection to the discharge of Condition 6.

Date Received
18 April 2024

Case Officer
Oliver Rivera

Reviewer
BD

Date issued
07 May 2024