Town and Country Planning Act 1990

Planning permission

Name and address of applicant

Waste Recycling Ltd.
3 Sidings Court
White Rose Way
Doncaster
DN4 5NU

Name and address of agent (if any)

SLR Consulting Ltd
Aspect House
Aspect Business Park
Bennerley Road
Nottingham
NG6 8WR

Part I - Particulars of application

Date of application	Application no.
22nd December 2008	2009/0010/04 (2009/C005/04)

Particulars and location of development:

VARIATION OF CONDITION 2 OF PERMISSION NO. 2005/0738/04 TO EXTEND THE DEADLINE FOR COMPLETING THE RESTORATION OF BRADGATE LANDFILL, OFF THE A50, GROBY

Part II - Particulars of decision

In pursuance of its powers under the Town and Country Planning Act 1990 the Director of Community Services in exercise of powers delegated to him by the Development Control and Regulatory Board of the **Leicestershire County Council** grants planning permission for the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted subject to the following conditions:

1. Unless otherwise agreed in writing by the Director of Community Services, the landfill site shall be capped and soiling operations completed by no later than 30th September 2009.

2. Unless otherwise agreed in writing by the Director of Community Services, restoration phases 1 and 2 of the site as identified on plan no. 344R099A shall be completed by no later than 31st October 2009 with the exception that the final landfill land form shall be in general accordance with that proposed on drawing no. BG 3/6 submitted with application no. 2005/0738/04.

3. Unless otherwise agreed in writing by the Director of Community Services, phases 3 and 4 of the restoration of the site as identified on plan no. 344R099A shall be completed by no later than 31st March 2010.

4. Within two months of the date of this letter, details of the proposed grass seed mix to be used across the whole area to be restored shall be submitted to the Director of Community Services for written approval. All subsequent grass seeding on any part of the site referred to on drawing No. 344R099A shall be undertaken only in accordance with the approved seeding scheme.

5. Unless otherwise agreed in writing by the Director of Community Services, by no later than four years from the date of this permission, and on an annual basis thereafter until the site has been fully restored in accordance with the restoration scheme approved by letter dated 30th December 2003 and accompanying drawing No. 1004.RES.03, a review meeting shall be held on site to address the progress of on site operations. The meeting shall be attended by representatives of the operator and the Director of Community Services and its aim shall be to identify whether parts of the landfill are capable of being planted in accordance with the approved restoration scheme in the next available planting season.

6. If following any review meeting referred to in condition 5 above, in the opinion of the Director of Community Services a discrete area(s) is identified as being able to be planted then this area(s) shall be planted in accordance with the restoration scheme referred to in Condition 5 above in the first available planting season following the review meeting.

Date: 10/03/2009

Proper Officer of the Council

IT IS IMPORTANT THAT YOU SHOULD READ THE NOTES ON THE REVERSE SIDE OF THIS FORM

CONDITIONS CONTINUED

7. Notwithstanding Conditions 1-6 inclusive, the landfill site shall be fully restored in accordance with the scheme approved by letter dated 30th December 2003 and accompanying drawing No. 1004.RES.03 by no later than 31st March 2017.

8. Notwithstanding the requirements of Condition 3 above, there shall be no trees planted within the area indicated to be planted during Phase 4 of the restoration between the landfill and Old Wood, as shown on drawing no. 344R099A without the written approval of the Director of Community Services. Unless otherwise agreed in writing by the Director of Community Services, this area shall be managed to allow for natural colonisation of trees from the adjoining Old Wood.

REASONS

1,2, To ensure that the site is restored in a timely manner and in accordance with the approved details.
3,4, (Policy WLP 13 of the Leicestershire, Leicester and Rutland Waste Local Plan)
5,6,
7&8.

Summary of the policies and proposals in the development plan which are relevant to the decision, as follows:

This application has been determined in accordance with the Town and Country Planning Acts, and in the context of the Government's current planning policy guidance and the relevant circulars, together with the relevant Development Plan policies, including the following, and those referred to under the specific conditions, as set out in the conditions above.

Summary of the reasons for the grant of planning permission are as follows:

The development is acceptable in principle, and is in accordance with the relevant policies of the development plan.

The capping works need to be undertaken during favourable conditions and the extension of time allows the operator to ensure that the site is capped to the highest environmental standard.

Subject to a review after four years, the delay in planting the trees on site will have minimal long term impacts and would ensure that once planted, the trees would not be affected by future on site works required as part of environmental controls necessary to comply with the Waste Management licence. The Environment Agency has asked for conditions relating to the surface water management of the site.

It is considered that this is currently covered by the extant Waste Management Licence.

Date: 10/03/2009

C Thoales

Proper Officer of the Council