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Response to Planning application from Hertfordshire County Council (T and CP GDP Order 2015)

Director of Planning

North Hertfordshire Council
Council Offices
Gernon Road
Letchworth Garden City
Hertfordshire
SG6 3JF

District ref: 24/01803/TD
HCC ref: NH/22066/2024
HCC received: 22 August 2024
Area manager: Manjinder Sehmi
Case officer: Paul Marshall

Location

Telecommunication Mast On, Stotfold Road, Letchworth Garden City, Hertfordshire, SG6 4JR

Application type

Telecommunications Determination

Proposal

Telecommunications Determination : Replacement of existing 15m monopole with 20m monopole with wraparound ground based equipment cabinet supporting 9 no antennas, together with the removal of 2 no existing equipment cabinets, and the addition of 3 no new cabinets and ancillary development thereto

Recommendation

Notice is given under article 22 of the Town and Country Planning (Development Management Procedure) (England) Order 2015 that Hertfordshire County Council as Highway Authority does not wish to restrict the grant of permission subject to the following conditions:

CON1) No development shall commence until a Construction Method Statement has been submitted to and approved in writing by the Local Planning Authority. Thereafter the construction of the development shall only be carried out in accordance with the approved Plan. The Construction Method Statement shall include details of:

Access arrangements to the site;

Traffic management requirements

Construction and storage compounds (including areas designated for car

parking, loading / unloading and turning areas);. Timing of construction activities;

Post construction restoration/reinstatement of the working area;

Reason: In order to protect highway safety and the amenity of other users of the public highway and rights of way in accordance with Policies 5, 12, 17 and 22 of Hertfordshire's Local Transport Plan (adopted 2018)

CON2) No development shall commence until a Servicing & Maintenance Plan has been submitted to and approved in writing by the Local Planning Authority, in consultation with the Highway Authority, to ensure that the site can be safely serviced without network management or safety issues on the public highway.

Reason: To ensure all vehicles accessing and using the site do so safely and conveniently, causing no conflict with other vehicles or site users in accordance with Policy 5, 12, 17 and 22 of Hertfordshire's Local Transport Plan (adopted 2018).

HCC as Highway Authority recommends inclusion of the following Advisory Note (AN) to ensure that any works within the highway are carried out in accordance with the provisions of the Highway Act 1980.

AN1) Storage of materials: The applicant is advised that the storage of materials associated with the construction of this development should be provided within the site on land which is not public highway, and the use of such areas must not interfere with the public highway. If this is not possible, authorisation should be sought from the Highway Authority before construction works commence.

Further information is available via the County Council website at:

<https://www.hertfordshire.gov.uk/services/highways-roads-and-pavements/business-and-developer-information/business-licences/business-licences.aspx> or by telephoning 0300 1234047.

AN2) Obstruction of highway: It is an offence under section 137 of the Highways Act 1980 for any person, without lawful authority or excuse, in any way to wilfully obstruct the free passage along a highway or public right of way. If this development is likely to result in the public highway or public right of way network becoming routinely blocked (fully or partly) the applicant must contact the Highway Authority to obtain their permission and requirements before construction works commence. Further information is available via the County Council website at:

<https://www.hertfordshire.gov.uk/services/highways-roads-and-pavements/business-and-developer-information/business-licences/business-licences.aspx> or by telephoning 0300 1234047.

AN3) Street works licence (New Roads and Street Works Act - Section 50): The applicant is advised that they are not authorised to carry out any work within the Public Highway and that to do so they will need to enter into a legal agreement with the Highway Authority (NRSW agreement). This consent is separate and additional to any planning permission that may be given. Before proceeding with the proposed development, the applicant shall obtain the requirements and permission for the associated placement of apparatus within the adjacent highway as part of the proposal via the County Council's website at:

<https://www.hertfordshire.gov.uk/services/highways-roads-and-pavements/business-and-developer-information/permit-scheme/east-of-england-permit-scheme.aspx> or by telephoning 0300 1234 40047. This should be carried out prior to any new apparatus is placed within the highway.

AN4) Telecommunications equipment: All cabinets/poles should be installed in accordance with the Department for Transport 'Design Manual for Roads & Bridges' (Cabinet Siting and Pole Siting Code of Practice, Section 4.1.2). Equipment where a request is made for a departure from the above

standards should be submitted to the Highway Authority via the Local Planning Authority for prior approval.

The applicant is advised that they are not authorised to carry out any work within the Public Highway without a valid permit in accordance with the Permit Scheme. This consent is separate and additional to any planning permission that may be given. Details of the Permit scheme can be found via the County Councils website at:

<https://www.hertfordshire.gov.uk/services/highways-roads-and-pavements/business-and-developer-information/permit-scheme/east-of-england-permit-scheme.aspx>

COMMENTS

The proposals are for Telecommunications Determination: Replacement of existing 15m monopole with 20m monopole with wraparound ground-based equipment cabinet supporting 9 no antennas, together with the removal of 2 no existing equipment cabinets, and the addition of 3 no new cabinets and ancillary development thereto.

Stotfold Road is maintainable by the highway authority and is unclassified and provides a local access function in the road hierarchy. The vehicle speeds past this site are limited to 40 mph. There have been no recorded accidents near the site in a rolling 5-year period.

Policy Review:

The key documents used to assess the application are:

- Manual for Streets 2007
- National Planning Policy Framework (July 2021)
- Hertfordshire County Council's (HCC) Local Transport Plan-4 [2018-2031, May2018]
- HCC's Place & Movement Planning Design Guidance (adopted in March 2024)

PLANNING HISTORY

The application site no previous planning history.

DRAWINGS

The Highway Authority note the submission of materials in support of the planning application, including drawing numbers: Proposed Site Plan, Site Location Plan, Existing Site Plan, and Supplementary Information.

FOOTWAY

It is evident that all of the proposed cabinetry and monopoles are on private land from the back edge of the footway. However, the drawing Proposed Site Plan illustrates proposed EE/HG3 wrap around cabinet is partly within the footway, please see conditions and informatives above.

PARKING

Please see above (condition 2) in respect of servicing and maintaining the equipment.

CONSTRUCTION MANAGEMENT STATEMENT (CMS)

It is important that a CMS is provided. The statement must have or be shown as a drawing of the construction site and the dedicated areas within. These should include but not limited to, construction parking area and storage area. See condition 1 above.

CONCLUSION

This level of development is unlikely to lead to demonstrable harm to the highway network; therefore, the Highway Authority would not wish to restrict the grant of planning permission subject to the conditions and informatives above.

Signed

Paul Marshall

6 September 2024