

# PLANNING PERMISSION

**Name and address of Applicant**

Ruttle Plant Holdings Ltd  
Lancaster House  
Ackhurst Road  
Chorley

**Name and address of Agent (if any)**

Sedgwick Associates  
PO BOX 237  
BOLTON  
BL1 9WY

---

## Part I – Particulars of application

Date of application: **21 September 2020** Application No. **LCC/2020/0052**

Particulars and location of development:

**Erection of recycling wash plant to process selected wastes at Common Bank Works, Common Bank Lane, Chorley**

---

## Part II – Particulars of Decision

The **Lancashire County Council** hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1990 that permission has been granted 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:

### Working Programme

1. The development shall be carried out, except where modified by the conditions to this permission, in accordance with the following documents:
  - a) Submitted Plans and documents:
    - Drawing no. 305/6-1, rev 1.0 - Location Plan
    - Drawing no. 305/6-2, rev 3.0 - Layout Plan
    - Drawing no. C466225, rev B - C&D Recycling Wash Plant
    - Details Document 'Ruttle Plant - Project ref: 4476, dated 14 Nov 2019
  - b) All details approved in accordance with this permission.

*Reason: For the avoidance of doubt, to enable the County Planning Authority to adequately control the development and to minimise the impact of the development on the amenities of the local area, and to conform with policies V2 and BNE1 of the Chorley Local Plan and Policy DM2 of the Joint Lancashire Minerals and Waste Local Plan.*

2. No heavy goods vehicle movements and/or general waste management operations within the site edged green on drawing no 305/6-1, rev 1.0 shall take place outside the hours of

0700 to 1800 hours Mondays to Fridays (excluding Public Holidays)  
0700 to 1600 hours on Saturdays.

No crushing or wash plant operations within the site edged green on drawing no 305/6-1, rev 1.0 shall take place outside the hours of

0800 to 1800 hours Monday to Fridays (excluding public holidays)  
0800 to 1600 on Saturdays.

No waste management operations shall take place at any time on Sundays or Public Holidays.

*Reason: To safeguard the amenity of local residents and adjacent properties/landowners and land users and to conform with Policy DM2 of the Joint Lancashire Minerals and Waste Local Plan.*

3. No crushing operations shall take place until details of the type of crusher to be operated and its location on the site to the north east of the wash plant enclosure have been submitted to and approved in writing by the County Planning Authority.

Thereafter, crushing operations shall take place in accordance with the approved details.

*Reason: To safeguard the amenity of local residents and adjacent properties/landowners and land users and to conform with Policy DM2 of the Joint Lancashire Minerals and Waste Local Plan.*

4. No mobile plant shall be used on the site edged green on drawing no 305/6-1, rev 1.0 while the wash plant is in use, except for one crushing plant and the wash plant subject of this permission. This condition excludes loading vehicles and excavator machinery.

*Reason: To safeguard the amenity of local residents and adjacent properties/landowners and land users and to conform with Policy DM2 of the Joint Lancashire Minerals and Waste Local Plan.*

5. All mobile plant on the site shall be fitted with broadband/non-audible reversing systems, which shall be employed during the operation of the mobile plant.

*Reason: To safeguard the amenity of local residents and adjacent properties/landowners and land users and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.*

6. No lighting shall be used to illuminate any part of the wash plant subject of this permission.

*Reason: To avoid light pollution and comply with Policy DM2 of the Joint Lancashire Minerals and Waste Local Plan.*

7. Within 3 months of the date of this permission, a landscaping establishment and management plan within the boundaries of the site edged green on drawing no. 305/6-1, rev 1.0 shall be submitted to the County Planning Authority for approval in writing.

The submitted details shall include:

- a) The nature and depth of any soil making materials.
- b) Native tree/shrub planting and seed specification.
- c) The ongoing maintenance and management of the landscaping at the site while the materials and waste management facility remains operational.

Thereafter, the approved landscaping establishment and management plan shall be implemented within the first available planting season (the period between 31 October in any one year and 31 March in the following year) following the approval of the details.

*Reason: To ensure satisfactory landscaping of the site boundaries and to comply with Policy DM2 of the Joint Lancashire Minerals and Waste Local Plan.*

## **Notes**

The grant of planning permission does not remove the need to obtain the relevant statutory consents/licences from the Environment Agency.

---

**Date: 20 January 2021**



**Laura Sales**  
**LANCASHIRE COUNTY COUNCIL**  
**DIRECTOR OF CORPORATE**  
**SERVICES**

*Note: This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation.*

---

**NOTE:**

**1. Appeals to the Secretary of State**

- If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State for Communities and Local Government and the Regions under Section 78 of the Town and Country Planning Act 1990.
- If you want to appeal, then you must do so within 6 months of the date of this notice, using a form which you can get from the Planning Inspectorate, Registry/Scanning Room , 3/01B Kite Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.
- The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.
- In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.

**2. Purchase Notices**

- If either the local planning authority or the Secretary of State for Communities and Local Government and the Regions refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a purchase notice on the District/Borough Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

- 3.** In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State for Communities, Local Government and the Regions on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 114 of the Town and Country Planning Act 1990.

The statutory requirements are those set out in Section 79(6) of the Town and Country Planning Act 1990, namely sections 70 and 72(1) of the Act.