

WALSALL METROPOLITAN BOROUGH COUNCIL  
TOWN AND COUNTRY PLANNING ACT 1971  
TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDERS 1977-1985

NOTIFICATION OF DECISION ON AN APPLICATION FOR PLANNING PERMISSION

Applicant: Salvesen Brick Ltd.,

Date Received: 29th July 1986

Agent : Christian Salvesen (FS) Ltd.,  
Whelmar House, Holden Road,  
Leigh, Lancs WN7 1HH

Site: Barnett & Beddows Ltd, Stubbers Green Road, Aldridge, Walsall.

Application No: BA17797P

Particulars of Development: Erection of Brickworks

Walsall Metropolitan Borough Council, as local planning authority, hereby grants planning permission for the development described above, as shown in the plans which accompanied the application, copies of which are attached to this notice.

SUBJECT TO THE FOLLOWING CONDITIONS:-

1. The development to which the permission relates must be begun not later than the expiration of five years from the date on which the permission is granted.
2. The development hereby permitted shall be carried out and completed in all respects in accordance with the proposals contained in the application and any plans or drawings submitted therewith, except as may be otherwise required by any of the following conditions or approved amendments.
3. The adjoining clay extraction area shall only be worked in accordance with a scheme or schemes (submitted at 5 yearly intervals) of working of the site which shall have previously been agreed in writing by the Mineral Planning Authority. Such scheme or schemes shall specifically include provision for;
  - A. the method, direction, sequence and areas of working and extraction,
  - B. the angles of slopes of excavated faces,
  - C. the planting of trees and shrubs to screen the workings and arrangements for their maintenance,
  - D. the separate stripping and storage of subsoil, topsoil and any overburden,
  - E. measures to minimise noise/dust generated by the operations
  - F. a programme of implementation.
4. The development hereby permitted shall only be carried out after tree guards of a type, size and location to be approved on site by the Local Planning Authority have been erected around all trees on the site to be retained, and the agreed tree guards shall be maintained at all times whilst civil engineering or building operations are in progress.
5. Within 9 months of the date of commencement of the development hereby permitted full details of the proposed boundary

treatment of the site have been submitted to and approved by the Mineral Planning Authority and the approved scheme shall include proposals for the fencing of the associated clay working operations and any internal site divisions. The approved scheme shall be implemented before the development hereby permitted is first brought into use and shall be thereafter retained in a sound condition.

6. Within 12 months of the date of commencement of the development hereby permitted a detailed landscaping scheme for the site, including any necessary phasing of implementation, shall have been submitted to and approved in writing by the Local Planning Authority, such details to include, amongst other matters, existing and proposed levels of the landscaping, and the arrangements to be made for the disposal of surface water. The approved scheme shall be implemented in the first planting season (1st October - 1st April) following any part of the development being first brought into use, or in accordance with any agreed phasing. Any tree, shrub or plant which dies, becomes seriously diseased, damaged or is removed within five years of planting, shall be replaced within one year by a tree, shrub or plant of the same or greater size and the same type as that which it replaces.

7. This permission relates to Plan Nos. 1127-08A, 1127-09A, 1127-10A, 1127-11A and 1127-012.

8. Noise levels emitted from operations carried out within the buildings (including external fixed plant and machinery) of the development hereby permitted, and measured at 1.0 metres from the nearest noise sensitive building shall not exceed:-

a) between the hours of 0700 and 1900 hours a Leq (1 hour) of 50 d.B.A. with an A weighted slow maximum of 55 d.B.A. at any one time;

b) between the hours of 1900 and 2300 hours, a Leq (1 hour) of 45 d.B.A. with an A weighted slow maximum of 50 d.B.A. at any one time;

c) between the hours of 2300 and 0700 hours, a Leq (1 hour) of 40 d.B.A. with an A weighted slow maximum of 45 d.B.A.

9. No bricks shall be stored on the site to a height greater than 5 metres.

10. The premises shall be used for brickworks purposes and for no other purpose (including any other purpose within Class IV of the Schedule to the Town and Country Planning (Use Classes) Order, 1972.

11. Any quarry plant and machinery storage and repair compounds shall only be on concreted areas draining to oil and grease interceptors, details of which shall have previously been agreed in writing by the Local Planning Authority.

12. There shall be no storage of clay within a distance of 5 metres from the south eastern boundary of the site and within this 5 metre strip of land there shall be provided an interceptor drain linking into the surface water drainage scheme to be provided pursuant to Condition 6 above.

13. Any office development on the site shall be limited to that required in connection with the operation of the brickworks development hereby permitted and shall be occupied only for office purposes which are ancillary to the brickworks and for no other purpose.

14. The development hereby permitted shall only be operated in association with the adjoining clay extraction operations such that no more than 49% of the clay used in the production of bricks each year shall be imported from elsewhere, unless otherwise previously agreed in writing by the Mineral Planning

Authority.

15. The area of clay working in association with the development hereby permitted shall not encroach upon the 20 foot wide strip of land to be safeguarded from working to the rear of the proposed screen mound to be erected around the Swan Pool and it's reed margins.

16. For the duration of the development hereby permitted facilities shall be provided, and thereafter maintained and utilised on site to prevent risk of mud being carried onto the public highway to the satisfaction of the Mineral Planning Authority. Any change in the current proposals in accordance with details which shall be previously agreed in writing by Mineral Planning Authority.

17. There shall be no surface storage of clay other than in the 1:50 scale drawings of all external brickwork detailing to the office element of the development have been submitted to and approved in writing by the Local Planning Authority.

19. No construction works above ground shall commence until samples of the facing materials to be used in the development hereby permitted have been submitted to and approved in writing by the Local Planning Authority.

20. Any vehicle delivering fireclay to the site of the development hereby permitted shall be so covered with a sheet or sheets of tarpaulin or similar material in such a manner that rainwater is not permitted to mix with the fireclay and dust is not emitted from the fireclay whilst the vehicle is in motion on the highway.

21. Visibility splays of 9 metres by 95 metres shall be provided at the permitted points of entry to the site from Stubbers Green Road. No parking or other obstruction greater than 600mm. in height shall be permitted within these splays.

REASONS:-

1. Pursuant to the requirements of Section 41 of the Town and Country Planning Act 1971.
2. To ensure that the development will be carried out as approved and so avoid any detriment to the area by works remaining uncompleted.
3. To ensure that the site is worked in a manner to safeguard the amenities of the area.
4. To ensure the satisfactory appearance of the development, and to safeguard the trees on the site.
5. To ensure the satisfactory appearance of the development and safeguard the area of the proposed Local Nature Reserve from unauthorised encroachment by mineral extraction operations.
- 6.18.19. To ensure the satisfactory appearance of the development.
7. To define the permission.
8. To safeguard the amenity of the development.
- 9.17. To safeguard the amenity of the area.
10. The site lies within an area within which Green Belt policies apply and as such general industrial development is not normally permitted.
11. To ensure that the drainage of the site does not contaminate adjoining land and watercourses and to safeguard the quality of groundwater in the area.
12. To ensure that surface drainage water is diverted away from the adjoining Site of Special Scientific Interest and thereby prevent it's contamination by the precipitation of suspended

clay particles.

13. The site lies within an area within which Green Belt policies apply and as such general office development is not normally permitted.

14. The site lies within an area within which Green Belt policies apply and as such the development is permitted on the basis that it is ancillary to the winning and working of minerals.

15. In order to avoid damage to the area of special scientific importance which forms part of the proposed Local Nature Reserve in the Local Plan.

16. To ensure that the development hereby permitted does not prejudice the flow of traffic or conditions of general safety along the adjoining highway.

20. To minimise the risk of mud on the highway and dust in the locality, in the interests of users of the highway and amenities of residents of the area.

21. In the interests of highway safety on Stubbers Green Road.

Date of Decision: 25th September 1986

Signed: G.R. MARSH

*G.R. Marsh*  
*MB*

Application No: BA17797P

Director of Engineering and  
Town Planning, Civic Centre,  
Darwall Street, Walsall,  
West Midlands. WSL 1DG.

YOUR ATTENTION IS DRAWN TO THE ATTACHED NOTE: (PLANNOTE)

GSC