

Sent: 11 January 2013 13:09  
To: Planning  
Subject: Planning application S6/2012/2608/MA - Nyn Park, Well Road

**Response to Planning application from Hertfordshire County Council (T and CP GDP Order 1995)**

**District ref:** S6/2012/2608/MA

**HCC ref:** W11/525/2012

**HCC received:** 24/12/2012

**Area manager:** James Dale

**Case officer:** Lindsey Lucas

**Location**

Nyn Park, Well Road

Northaw

EN6 4BS

**Application type**

Full application

**Proposal**

Replacement boundary fence to Nyn Park Estate

**Decision**

Notice is given under article 16 of the Town and Country Planning (Development Management Procedure) (England) Order 2010 that the Hertfordshire County Council as Highway Authority does not wish to restrict the grant of permission subject to the following conditions:

1. No development shall commence until a scheme for the proposed fencing adjacent to the Public Right of way Footpath Northaw 005 has been submitted to and approved in writing by the local planning authority and the County Councils Rights of Way unit. Thereafter the development shall be carried out in accordance with the approved details.

Reason: To ensure that the existing right of way is maintained in accordance with Policy RA25 of the Welwyn Hatfield District Plan 2005

I recommend inclusion of the following advisory note to ensure that any works within the highway are carried out in accordance with the provisions of the Highway Act 1980.

- The Public Right of Way should remain unobstructed by vehicles, machinery, materials, tools and any other aspects of the construction during works.
- The safety of the public using the route and any other routes to be used by construction traffic should be a paramount concern during works, safe passage past the site should be maintained at all times.
- The condition of the route should not deteriorate as a result of these works. Any adverse affects to the surface from traffic, machinery or materials (especially overfills of cement & concrete) to be made good by the applicant to the satisfaction of this Authority.
- All materials to be removed at the end of the construction and not left on the Highway or Highway verges.

If the above conditions cannot reasonably be achieved then a Temporary Traffic Regulation Order would be required to close the affected route and divert users for any periods necessary to allow works to proceed. A fee would be payable to Hertfordshire County Council for such an order.

**COMMENTS:**

This application is for the installation of replacement boundary fence to Nyn Park Estate. The proposal will include new fencing adjacent to the public right of way, Footpath Northaw 005 which leads to Griffins Hole well. The plans are not detailed enough to show how the proposed fencing will impact on this Right of Way and therefore I recommend the inclusion of the above condition. The proposed fencing should not reduce the width of the existing Right of Way which is approximately 15m and fencing should be placed behind the historic banks which line this route. Details of all work to this part of the boundary should be agreed with the Rights of way unit of Hertfordshire County Council prior to the commencement of the fencing.

**Lindsey Lucas**

**Date 11/01/2013**

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