

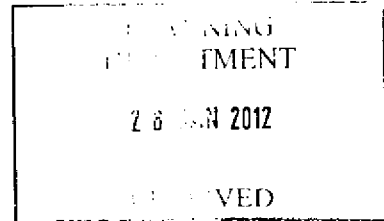
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Sent: 26 January 2012 09:14
To: Planning
Subject: Planning application N6/2011/2643/AD - Stanborough Beefeater

SSM co Ack

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

District ref: N6/2011/2643/AD
HCC ref: WH/7/2012
HCC received: 05/01/2012
Area manager: James Dale
Case officer: Lindsey Lucas



Location

Stanborough Beefeater
Stanborough Road
Welwyn Garden City
AL8 6DQ

Application type

Advertisement Consent

Proposal

Erection of illuminated totem sign

Decision

Notice is given under article 10 of the Town and Country Planning (General Development Procedure) Order 1995 that the Hertfordshire County Council as Highway Authority does not wish to restrict the grant of permission subject to the following conditions:

However I recommend inclusion of the following advisory note to ensure that the applicant is aware of the implications of the signs being in the highway.

AN/. The applicant is advised that, notwithstanding any consent which may be issued under the provision of the Town and County Planning Acts it is an offence under Section 143 of the Highways Act 1980, to erect any advertisement sign in the confines of the highway. In this context "highway" includes any footway, verge, lay-by or carriageway which is maintained at public expense, in this case the verge extending beyond the back edge of the footway and encompassing the location of the proposed sign. The Highway Authority has the power under the Highways Act 1980, to remove any structure erected on a highway.

Comments: I refer to this retrospective application for a replacement sign at this existing public house and make the following comments on behalf of the highway authority.

I am advised that the extent of public highway includes approximately 2m of the verge behind the combined cycleway/footway. Therefore the sign is located within the public highway and therefore cannot be condoned.

Nevertheless I acknowledge that land ownership is not an issue that has a bearing on consideration of the planning application and as there are no technical reasons to object to the sign a highway objection on encroachment grounds is not justified.

Lindsey Lucas

Date 26/01/2012

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