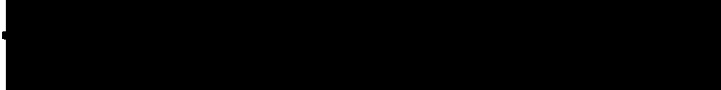


SSm

Act



Sent: 19 March 2012 17:00
To: Planning
Subject: Planning application N6/2012/0440/AD - Stanborough Beefeater

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

District ref: N6/2012/0440/AD
HCC ref: WH/124/2012
HCC received: 15/03/2012
Area manager: James Dale
Case officer: Lindsey Lucas

2012/03/15

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 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.

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 19/03/2012

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