

Public

*Neath Port Talbot County Borough Council
Cyngor Bwrdeistref Sirol Castell-nedd*

*Democratic Services
Gwasanaethau Democrataidd*

Chief Executive: Steven Phillips

Date: 14 February 2017

Dear Member

PLANNING COMMITTEE - TUESDAY, 14TH FEBRUARY, 2017

Please find attached the following Version 3 Amendment Sheet for consideration at the next meeting of the **Planning Committee - Tuesday, 14th February, 2017.**

Item

11. **14.2.17 - AMENDMENT SHEET v3 - P2016-0078 (Pages 1 - 2)**

Yours sincerely

Chief Executive

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PLANNING COMMITTEE

14TH FEBRUARY 2017

AMENDMENT SHEET

ITEM 10

<u>APPLICATION NO:</u> P2016/0078	<u>DATE:</u> 18/02/2016
PROPOSAL:	Proposed alternative restoration and aftercare scheme in respect of the former Margam Surface Mine, comprising engineering and landscaping works including: Pumping, earthworks, soil relocation, installation of an overflow drainage channel, re-introduction of rights of way across the site, agricultural (rehabilitation) works to establish vegetation and drainage (amendment to the restoration and aftercare scheme approved under planning permission reference P2006/1727
LOCATION:	Former Margam Surface Mine, Fford Y Gyfraith, Cefn Cribwr CF32 0BS
APPLICANT:	Mr Robert Thompson – Celtic Energy Ltd.
TYPE:	Full Plans
WARD:	Margam

Members will note that whilst the Committee resolved to grant planning permission on the 4th May 2016 following consideration of a detailed report which is attached as Appendix A, that decision was not issued for the reasons specified within the update report. Members should however ensure that they make a decision having regard to the whole development, i.e. the principle of the development as explained in detail within Appendix A in addition to the amended conditions and legal agreements.

Correction: It has been noted that condition 12 has not been amended to cross-reference condition 11 (new numbering). The condition should therefore read as follows: -

(12) At all other times outside of the hours specified in condition **11** above the noise levels arising from the operations at the site shall not exceed 42 dBLAeq (1 hour) freefield under the measurement criteria of BS4142 and as measured at any noise sensitive property.

Reason: In the interest of the amenities of the area

Amended Conditions

Following late feedback and subsequent discussion with Natural Resources Wales (NRW), amendments are necessary to conditions 23 and 26 to ensure that they align with any conditions associated with a license that will be required for the site from NRW.

The conditions as amended now read as follows:

(23) Prior to any clearance of scrub/trees the vegetation shall be checked for dormouse nests by a suitably trained and licensed ecologist and notwithstanding these checks but having regard to their findings, a comprehensive mitigation scheme shall also be submitted to and approved in writing by the Local Planning Authority. The approved mitigation shall be undertaken in full accordance with the agreed details.

Reason:

In the interest of nature conservation.

(26) Prior to any clearance of scrub/trees, works of restoration or the construction of the outfall channel, and notwithstanding the details submitted in relation to the Reasonable Avoidance Measures for Great Crested Newt, a mitigation scheme shall be submitted to and approved in writing by the Local Planning Authority. The approved mitigation shall be undertaken in full accordance with the approved details.

Reason:

To protect against the possibility of Great Crested Newts being harmed.