

## APPENDIX 1

1. The development hereby permitted shall be begun before the expiration of three years from the date of this permission.

Reason: To comply with the provision of Section 91(1) of the Town and Country Planning Act, 1990 (as amended).

- 2.4(a) Prior to the commencement of any development, details shall first be submitted to and approved in writing by the Local Planning Authority, **if thought fit**, of a Programme of Phased Implementation for the permission hereby granted. The development shall thereafter be carried out in accordance with the agreed Phasing Programme unless otherwise first agreed in writing by the Local Planning Authority.

Reason: To ensure the proper and effective development of the site in the interests of the amenity of the area.

32. The development hereby permitted shall be completed in accordance with the approved plans specifications. Any variation or departure from the approved plans will require the prior approval **in writing** of the **Local** Planning Authority before works commence.

Reason: To ensure that the development hereby authorised is satisfactorily undertaken in the interests of the amenity of the area.

43. Before the first occupation of the dwellings hereby permitted the 240 residential car parking spaces shall ~~have been~~ constructed and fully provided as shown on the approved plans. ~~They~~**they** shall be permanently maintained in a condition allowing their use for the parking of vehicles and shall be used for that purpose only.

Reason: To ensure that adequate provision is made and maintained within the development for the parking of vehicles clear of existing or proposed

highways in order to maintain the free flow of traffic and in the interests of highway safety.

54. Within six months of the commencement of the appropriate phase of development as agreed under Condition 24a above the arrangements for the provision and future maintenance of the open space and amenity areas of that phase of development where appropriate as shown on the approved plans shall be submitted to and approved in writing by the Local Planning Authority if thought fit. Such a scheme shall provide for a maintenance period of not less than 10 years from the final laying out of those areas. The approved arrangements shall be fully implemented before 50% of the total residential units are occupied. ~~the last dwelling unit is occupied.~~

Reason: To secure the long term provision of the open space and amenity areas.

65. Before the commencement of the appropriate phase of development as agreed under Condition 2-4a above details of the existing and proposed ground levels of the development in relation to any adjacent building and road shall ~~be have been~~ submitted to and approved in writing by the Local Planning Authority if thought fit. Such details must be sufficient to clearly identify the completed height of the development in relation to the adjacent development.

Reason: To ensure that a satisfactory relationship results between the new development and adjacent buildings or public areas.

76. Before the commencement of the appropriate phase of development as agreed under Condition 24a above samples of the materials to be used in the construction of the external surfaces of the development within that Pphase, including the surface materials for public spaces, hereby permitted shall ~~be have been~~ submitted to and approved in writing by the Local Planning Authority if thought fit. Development shall be carried out in accordance with the approved details.

Reason: To ensure that the materials used in the construction of the development harmonise with its surroundings.

87. Within six months of the commencement of the appropriate phase of development as agreed under Condition 24a above details of all proposed gates, railings, walls, fences, or similar structures for the residential amenity areas for that Pphase shall be submitted to and approved in writing by the Local Planning Authority if thought fit in writing. Such gates, railings, walls, fences or similar structures as may be approved by the Local Planning Authority shall be erected before the occupation of the last dwelling unit is occupied. These means of enclosure shall thereafter be maintained to the satisfaction of the Local -Planning Authority.

Reason: To ensure an appropriate standard of privacy and visual amenity in the area.

98. Prior to the commencement of the appropriate Pphase of development as agreed under Condition 24a above the details of the strategy for bringing into use the public car parking provision to serve the non-residential elements of the proposal shall be submitted to and be approved in writing by the Local Planning Authority if thought fit. The non-residential elements of the scheme hereby permitted shall not be occupied prior to the public car parking spaces shown on the approved plans having been laid out in accordance with the approved strategy. Those public car parking spaces shall thereafter be made available and subsequently maintained for that purpose at all times.

Reason: To ensure that adequate areas are provided for the parking of cars clear of the highway in the interests of maintaining the free flow of traffic and safety on the highway and in accordance with the adopted policy of the Local Planning Authority.

- 10.8a The first phase of development as agreed under Condition 2 above, shall not commence until the Riverside Car Park has been laid out to provide

approximately 200 additional spaces, as approved under planning consent reference WA/2007/1967, to the satisfaction of the Local Planning Authority.

**Reason:** To ensure that adequate provision is made for car parking.

119. Before any of the commercial development hereby permitted is first occupied provision shall ~~be have been~~ made within the site for cycle storage for a minimum of 96 cycle stands. Such stands shall thereafter be retained and maintained.

Reason: To ensure that adequate provision is made for cycle storage to encourage cycle use in the interests of sustainable development.

1240. No work to any shopfront or bar/restaurant front shall commence until a planning application including full detailed plans showing the design and external appearance of the front elevation including fascia has been submitted to and approved **in writing** by the **Local** Planning Authority- **if thought fit**.

Reason: To ensure that the visual appearance of the area is not detrimentally affected and because these details were not considered as part of this application.

1344. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995, the use of those parts of the ground and first floor premises in buildings D4A, D8 and D12 as shown on the submitted plans for cafes, bars and restaurants shall be for uses within Use Class A3 and A4 of the Town and Country Planning Use Classes Order 1987 only.

Reason: To ensure that the development is occupied for the purposes applied for and to comply with policy S6 of the Waverley Borough Local Plan.

1442. Within one month of the commencement of any works to fit out any of the premises referred to in condition 134 above ~~commences~~ details of any equipment to be installed, which shall include an odour neutralizer plant, shall

be submitted to and approved in writing by the Local Planning Authority if thought fit. None of the said premises shall be occupied prior to such approved measures having been implemented~~installed in it~~. The odour neutralizing plant shall be operated in a manner, which will effectively suppress the emission of fumes or smell from the premises, as long as the use continues.

Reason: To ensure that the occupiers of the nearby residential properties are not adversely affected.

1513. Prior to the commencement of the appropriate phase of development as agreed under Condition 24a, final details shall be submitted to and approved in writing by the Local Planning Authority if thought fit showing the provision for the disposal of both foul and surface water emanating from this development for the appropriate phase~~stage~~. Provision for the disposal of surface water shall be made at the initial stage of development of the Pphase and no impermeable drained area shall be created on the site prior to such approved provision having been completed and operational. No building on the site for the appropriate phase shall be occupied prior to approved facilities for the disposal of foul drainage having been completed.

Reason: To ensure that adequate provision for the drainage of the development is made.

1614. No building shall be occupied until the foul sewage disposal works and the surface water drainage works have been completed in accordance with the submitted and approved plans ~~agreed pursuant to Condition 15~~.

Reason: To ensure that adequate provision for the drainage of the development is made.

1715. No development shall begin until details of a scheme (Working Method Statement) to control the environmental effects of the demolition and construction work has been submitted to and approved in writing by the Local Planning Authority if thought fit. The scheme shall include:

- (i) control of noise;
- (ii) control of dust, smell and other effluvia;
- (iii) control of surface water run-off;
- (iv) site security arrangements including hoardings;
- (v) proposed method of piling for foundations;
- (vi) construction and demolition working hours;
- (vii) hours during the construction and demolition phase, when delivery vehicles or vehicles taking away materials are allowed to enter or leave the site.

Save for minor revision thereto as shall ~~have been agreed~~ **approved** in writing by the **Local** Planning Authority **if thought fit**, the development shall be carried out in accordance with the approved scheme.

Reason: To ensure that potential environmental impact arising from the development does not give rise to an unacceptable intrusion on the amenities of nearby residential property.

- 1846.** Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~, a scheme for protecting the proposed dwellings within that ~~P~~ phase from noise generated by the commercial uses on the lower or same floor and the public and residents' parking area shall be submitted to and approved in writing by the **Local** Planning Authority **if thought fit**. None of the permitted dwellings shall be occupied prior to completion of such works unless agreed beforehand in writing **by with** the **Local** Planning Authority.

Reason: To ensure that acceptable noise levels within the dwellings and the curtilages of the dwellings are not exceeded.

- 1947.** Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ a scheme to provide sound attenuation between dwellings within that phase to a standard equivalent to that prescribed in the Building Regulations 1991 Regulation E, or to such standard as may be

agreed in writing by the Local Planning Authority, shall be submitted to and approved in writing by the Local Planning Authority if thought fit.

Reason: To ensure that noise disturbance between properties is kept to an acceptable level for the benefit of the future occupiers.

2048. No part of the development within the appropriate phase agreed under Condition 24a with the exception of buildings D12, D14 and D21, hereby permitted shall be occupied prior to the approved insulation works resulting from the scheme required by Condition 1947 above having been fully provided.

Reason: To ensure that noise disturbance between properties is kept to an acceptable level for the benefit of the future occupiers.

2149. Prior to the commencement of the appropriate phase of development as agreed under Condition 24a a scheme indicating the provision to be made for disabled people to gain access to all the buildings and in the public spaces within that phase of development shall ~~have been~~ submitted to and approved in writing by the Local Planning Authority if thought fit. No part of the development hereby permitted shall be occupied prior to such approved measures having been implemented. Such approved measures thereafter ~~to~~ **must** be retained and maintained.

Reason: To ensure that adequate access arrangements are made to the development for disabled and less mobile persons.

2220. Prior to the commencement of the appropriate phase of development as agreed under Condition 24a a scheme shall be prepared and submitted to and approved in writing by the Local Planning Authority if thought fit for the collection and disposal of litter in the public spaces of that phase of development including the design and siting of litterbins. No commercial unit shall be occupied prior to the approved scheme having been implemented.

Reason: In the interests of the environment and to assist in maintaining the clean appearance of the area.

~~22~~**23.** Prior to commencement of works a method of works statement indicating the sequence of demolition and reconstruction together with measures for temporary structural support during works shall be submitted to the **Local** Planning Authority for approval. The approval of the **Local** Planning Authority **in writing** shall be obtained prior to commencement of works and such approved measures shall thereafter be adhered to during construction works.

Reason: To maintain the integrity and the character of the building.

~~23~~**24.** No trees other than those shown to be felled shall be removed from the site except with the prior permission in writing of the **Local** Planning Authority.

Reason: In the interests of visual amenity.

~~24~~**25.** Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ and before any felling of any tree or other alteration of the existing condition of the site within that agreed phase takes place, a scheme of tree protection, including ground protection, in line with BS 5837 (latest version) "Trees in relation to construction", shall be submitted to and ~~agreed~~ **approved in writing** by the **Local** Planning Authority ~~in writing~~ **if thought fit**. Design details of the proposed physical means of protection, as indicated through drawings and/or descriptive text, should be included on the tree protection plan. Where relevant such scheme shall also take "off-site" trees into consideration.

Reason: To ensure the protection of existing trees from damage during construction works and in the interests of the visual amenity and character of the locality.

~~25~~**26.** Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ and before any felling or other alteration of the existing condition of the site within that agreed phase takes place, a method



statement shall be submitted to and approved in writing by the Local Planning Authority if thought fit, detailing:

the method of demolition of structures and removal of surfaces near trees,  
roads, paths and cycleway and hard surface construction,  
boundary treatment,  
position and installation of new surface and utility runs,  
site set-up including the position of all site huts, material storage areas,  
cement mixing and plant and equipment storage areas.

This statement ~~to~~ must include arrangements for supervision by relevant professionals and the method statement shall be implemented and adhered to at all times during the construction process.

Reason: To safeguard the existing trees and/or hedges in the interests of the visual amenity and character of the locality.

2627. Prior to the commencement of the appropriate phase of development as agreed under ~~Condition~~ Condition 24a and before any felling or other alteration of the existing condition of the site within that agreed P~~p~~hase takes place, cross sections/details indicating the proposed finished ground levels, surface materials including sub-base and depth of construction and method/materials used for edging, within the protected zone around retained trees and hedges shall be submitted to and approved in writing by the Local Planning Authority if thought fit, and thereafter adhered to.

Reason: To safeguard the existing trees and/or hedges in the interests of the visual amenity and character of the locality.

278. Prior to the commencement of the appropriate phase of development as agreed under Condition 24a and before any felling or other alteration of the existing condition of the site within that agreed P~~p~~hase takes place, details of the layout, including depths or height, of all foul and surface water drains, soakaways (including capacity), all underground and overhead cables

(including capacity) including telecommunications, electrical and cable TV, gas mains together with any associated plant and equipment showing their relationship to existing and proposed trees shall ~~have been~~ **be** submitted to and approved **in writing** by the **Local** Planning Authority **if thought fit** ~~in writing~~ and thereafter adhered to.

Reason: To ensure that the services proposed and the retained and proposed trees and shrubs are compatible in the interests of amenity and character of the area.

**289.** The burning of materials **must be approved in advance in writing by the Local Planning Authority, and** shall not take place within 10m ~~metres~~ of the furthest extent of the canopy of any tree or tree group to be retained on the site or on land adjoining.

Reason: To protect the health of trees to be retained.

**2930.** Prior to the commencement of the appropriate phase of development as agreed under Condition **24a** and before any felling or other alteration of the existing condition of the site within that agreed phase takes place, space shall be provided and clearly identified within the site or on other land controlled by the applicant to accommodate:

1. Parking of vehicles of site personnel, operatives and visitors.
2. Loading and unloading plant and materials.
3. Storage of plant and materials including demolition arisings.
4. Cement mixing.

The spaces referred to above and access routes to them to be a minimum of **8m** ~~metres~~ away from mature trees or as may otherwise be agreed in writing by the **Local** Planning Authority.

Reason: To ensure the protection of trees and hedgerows to be retained, and in particular to avoid unnecessary damage to their root systems.

3031. Within six months of the commencement of the appropriate phase of development as agreed under Condition 24a a detailed landscaping scheme including the species, and -position of all proposed trees and hedges, plant sizes, planting distances, numbers and provisions for maintenance of the trees and shrubs, and showing areas to be grass seeded or turfed has been submitted to, and approved in writing by, the Local Planning Authority if thought fit and thereafter adhered to.

Reason: In the interests of the visual amenity and character of the locality and to enable proper consideration to be given to the impact of the proposed development on existing trees.

3432. All hard and soft landscape works shall be carried out in accordance with the approved details and to a reasonable standard in accordance with the relevant parts of appropriate British Standards or other recognised codes of good practice.

To be carried out prior to the occupation of any part of the development or in accordance with a timetable to be first agreed in writing with the Local Planning Authority if thought fit. Any trees or plants which, within a period of five years after planting, are removed, die or become, in the opinion of the Local Planning Authority, seriously damaged or defective, shall be replaced as soon as is reasonably practicable with others of species, size and number as originally approved, unless the Local Planning Authority gives its written consent to any variation.

Reason: To ensure the provision, establishment and maintenance of a reasonable standard of landscape in accordance with the approved designs.

323. The landscaping scheme shall be implemented in the first planting season (October – February) following the occupation of the first building or in the case of phased development in accordance with a timetable submitted to and

approved **in writing** by the **Local** Planning Authority **if thought fit**, before the first building is occupied.

Reason: In the interests of the visual amenity and character of the locality.

334. Concurrent with the details required by the above conditions and within six months of works commencing a landscape management plan, including a maintenance schedule indicating proposals for the long-term management of landscape areas, other than small, privately-owned domestic gardens, shall be submitted to and approved **in writing** by the **Local** Planning Authority **if thought fit** and thereafter implemented in its entirety.

Reason: To ensure that due regard is paid to the continuing enhancement and maintenance of amenity afforded by landscape features of communal, public, nature conservation and historical significance.

345. No development shall take place until a detailed scheme showing the scope and arrangement of foundation design and all new groundworks, which may have an impact on archaeological remains, has been **submitted to and** approved in writing by the **Local** Planning Authority **if thought fit**, the scheme to include arrangements for monitoring by the Council.

Reason: The site is of potential archaeological importance and it is therefore important to control ground disturbance and that the development is carried out in a manner for which an archaeological mitigation strategy has been designed and agreed.

356. No development shall take place until the applicant has secured the implementation of a programme of archaeological work in accordance with a Written Scheme of Investigation which has been submitted to and approved in writing by the **Local** Planning Authority **if thought fit**.

Reason: It is possible that minor items or features of archaeological interest will be disturbed in the course of development and they should be rescued or recorded before they are lost.

~~37~~37. No development shall start until a Method of Construction Statement, to include details of:

- (a) temporary access from and to A31 Farnham Bypass (Eastbound only), subject to planning permission being obtained
- (~~a~~b) parking for vehicles of site personnel, operatives and visitors
- (~~b~~c) loading and unloading of plant and materials
- (~~c~~d) storage of plant and materials
- (~~d~~e) programme of works (including measures for traffic management and access/junction, Highways works scheduling)
- (~~e~~f) provision of boundary hoarding behind any visibility zones

has been submitted to and approved in writing by the Local Planning Authority if thought fit. Only ~~the~~ The approved details shall be adhered to throughout the construction period.

Reason: In order that the development should not prejudice highway safety, the free flow of traffic nor cause inconvenience to other highway users in accordance with Policy DN2 of the Surrey Structure Plan.

~~38~~38. Before any of the operations which involve the movement of materials in bulk to or from the site are commenced, facilities shall be provided as shall have been agreed in writing with the Local Planning Authority if thought fit, in order that the public highway be kept reasonably clean and to prevent the creation of a dangerous surface on the public highway. The agreed measures shall thereafter be retained and used whenever the said operations are carried out.

Reason: In order that the development should not prejudice highway safety, the free flow of traffic nor cause inconvenience to other highway users in accordance with Policy DN2 of the Surrey Structure Plan.

~~39~~39. No part of the development shall be occupied until space has been laid out within the site in accordance with the approved plans for a maximum of 426 car parking spaces and 240 secure, undercover cycle spaces for residential use, and a further 96 publicly available cycle parking spaces, and for the

loading and unloading of service vehicles and for vehicles to turn so that they may enter and leave the site in forward gear. All such approved parking/turning areas shall thereafter not be used for other than their designated purposes and shall be maintained **thereafter**.

Reason: In order that the development should not prejudice highway safety, the free flow of traffic nor cause inconvenience to other highway users in accordance with Policies DN2 and DN3 of the Surrey Structure Plan.

**4040.** The development shall not be occupied until there have been implemented such measures for the management and use of the proposed parking as shall have been submitted to and ~~agreed~~**approved** in writing beforehand by the Local Planning Authority **if thought fit**, such measures to include a barrier control system to prevent through movements between Dogflud Way and South Street, (unless a vehicle has parked in the course of this movement). Only the approved measures shall be implemented.

Reason: In the interests of public safety in accordance with Policies DN2 and DN3 of the Surrey Structure Plan.

**4141.** Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ a drainage strategy detailing any on- and/or off-site drainage works in relation to the agreed phase shall first be submitted to and approved **in writing** by, the ~~L~~ocal ~~P~~lanning ~~a~~Authority in consultation with the sewerage undertaker **if thought fit**. No discharge of foul or surface water from the site shall be accepted into the public system until the drainage works referred to in the strategy have been completed.

Reason: The development may lead to sewage flooding; to ensure that sufficient capacity is made available to cope with the new development; and in order to avoid adverse environmental impact upon the community.

**4242.** Before any demolition works take place and development commences further bat surveys and emergence surveys must be carried out, as recommended in

the bat roost survey report and any mitigation **must be** carried out prior to any demolition works taking place or development commencing.

Reason: In the interests of ecology and the terms of the application and in accordance with policy D5 of the adopted Waverley Borough Local Plan 2002.

~~43~~43. There shall be no light spill into the watercourse or adjacent river corridor habitat. To achieve this, and to comply with sustainability, artificial lighting should be directional and focused with cowlings to light sources in close proximity to the river corridor.

Reason: Artificial lighting disrupts the natural diurnal rhythms and night time migration behaviour of a range of wildlife using/inhabiting the river and its corridor habitat and in accordance with policies D1 and D5 of the adopted Waverley Borough Local Plan 2002.

~~44~~44. There should be no shrub or tree clearance during the **months** ~~bird breeding~~ ~~season, which runs from the end of~~ February – August inclusive.

Reason: In the interests of ecology and in accordance with policy D5 of the adopted Waverley Borough Local Plan 2002.

~~45~~45. Prior to the commencement of the appropriate phase of development as agreed under Condition ~~21~~a

- (a) a written desk top study shall be carried out by a competent person **appointed by the developer and approved in writing by the Local Planning Authority if thought fit**, which shall include the identification of previous site uses, potential contaminants that might reasonably be expected given those uses and other relevant information; and using this information, a diagrammatical representation (conceptual mode) for the site of all potential contaminant sources, pathways and receptors. The desk **top** study shall be submitted to and approved **in writing** by the Local Planning Authority **if thought fit**;

- (b) should it be required, based on the information obtained by the desk top study, a site investigation shall be carried out by a competent person appointed by the developer and approved in writing by the Local Planning Authority if thought fit, to determine the nature and extent of any contamination. The investigation shall be carried out in accordance with a protocol, which shall be submitted to and approved in writing by the Local Planning Authority if thought fit.
- (c) a written report of the site investigation shall be prepared by a competent person appointed by the developer and approved in writing by the Local Planning Authority if thought fit. The report shall include the investigation results and details of a remediation scheme to contain, treat or remove any contamination, as appropriate. The report shall be submitted to and approved in writing by the Local Planning Authority if thought fit;
- (d) the accepted remediation scheme shall be fully implemented (either in relation to the development as a whole or the relevant phase, as appropriate); and
- (e) a completion report and certification of completion shall be provided to and approved in writing by the Local Planning Authority if thought fit by a competent person stating that remediation has been carried out in accordance with the accepted remediation scheme and the site is suitable for the permitted end use.

Reason: To ensure that any contamination of the site is properly dealt with to avoid any hazard, in accordance with Policy D1 of the Waverley Borough Local Plan.

4646. If during development, contamination not previously identified, is found to be present at the site then no further development shall be carried out until the developer has submitted, and obtained written approval from the Local Planning Authority for, a written addendum to the original remediation scheme



and ~~with~~ such additional ~~replacement~~ measures as ~~the~~ such approved addendum specifies have been carried out. This addendum to the scheme must detail how this unsuspected contamination shall be dealt with.

Reason: To ensure that the development adequately deals with any contaminated land or water found during the development.

~~47~~47. Notwithstanding that such measures may not require express planning permission no sound reproduction or amplification equipment (including public address systems, tannoys, loudspeakers, etc), designed to be audible outside buildings constructed within the permission, shall be installed or operated on the site.

Reason: In the interests of protecting the local residents from unreasonable noise levels.

~~48~~48. The service yards shall not be used other than between the hours of 06.30 to 22.00 Mondays to Fridays, and 06.30 to 20.00 on Saturdays, and 09.30 to 16.30 on Sundays and Bank or Statutory Holidays.

Reason: In the interests of the amenities of adjoining residents and to limit noise disturbance.

~~49~~49. All plant, machinery and equipment installed or operated in connection with the carrying out of this permission shall be so enclosed and/or attenuated that noise coming from it does not at any time, increase the ambient equivalent continuous noise level as measured according to British Standard BS4142:1997 at any adjoining or nearby residential property.

Reason: In the interests of protecting the local residents from unreasonable noise levels which would be detrimental to the residential character of the area.

~~50~~50. Details, including acoustic specifications, of all fixed plant, machinery and equipment associated with air moving equipment, compressors, generators or

plan or equipment of a like kind installed within the site, shall be submitted to and approved in writing by the Local Planning Authority if thought fit before installation and thereafter such installations/items shall not be operated or maintained other than in accordance with manufacturer's instructions and in accordance with the approved scheme.

Reason: To ensure that the industrial use hereby approved remains an acceptable use in or adjacent to this residential area.

~~51~~51. Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ a full detailed scheme for insulating Block D8a from traffic noise from the surrounding road network (South Street/East Street/Dogflud Way) shall be submitted to and approved in writing by the Local Planning Authority if thought fit. The scheme shall comprise such works as are necessary to ensure compliance in general terms with PPG24 (Planning and Noise). Thereafter, the development shall not be carried out other than in accordance with such approved scheme which shall be completed before any part of the accommodation hereby approved is occupied, unless the Local Planning Authority otherwise agrees in writing.

Reason: To protect the occupants of the new development from noise disturbance.

~~52~~52. Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ a fully detailed scheme for insulating Blocks D4c, D8 and D6 from noise and vibration from the adjacent and nearby commercial premises shall be submitted to and approved in writing by the Local Planning Authority if thought fit. The scheme shall comprise such works as are necessary to ensure compliance in general terms with (Planning and Noise). Thereafter, the development shall not be carried out other than in accordance with such approved scheme which shall be completed before any part of the accommodation hereby approved is occupied, unless the Local Planning Authority otherwise agrees in writing.

Reason: To protect the occupants of the new development from noise disturbance.

5353. Suitable ventilation and filtration equipment shall be installed to suppress and disperse fumes and/or smell created from the A3 uses and any other ancillary cooking activities or catering operations (e.g. in the cinema) on the site. Details of the equipment shall be submitted to and approved **in writing** by the **L**ocal **p**lanning **a**uthority **if thought fit** ~~in writing~~ prior to commencement of the development or conversion works. The details to include outlet height, which in general should be at least 1-m above ridge height of the nearest building. The approved equipment for any such use/operation shall be installed and in full working order prior to the commencement of and thereafter it shall be operated and maintained in accordance with the manufacturer's instructions for as long as such use/operation takes place.

Reason: To ensure that the use has adequate ventilation equipment to ensure that neighbouring properties are not unreasonably polluted by odours from the use.

5454. Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ details of the equipment for venting the underground car park area shall be submitted to and approved in writing by the **L**ocal **p**lanning **a**uthority **if thought fit**. The approved equipment shall be installed and in full working order prior to the commencement of use of the underground car park area and thereafter it shall be operated and maintained in accordance with manufacturer's instructions.

Reason: To ensure that neighbouring properties are not unreasonably polluted by odours from the use and that operators are also protected from potential harmful fumes and protect the users of the car park.

5555. Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ as details of facilities to be provided for the storage of refuse bins and recycling containers within the site within that

phase shall first have been submitted to and approved in writing by the Local Planning Authority **if thought fit**. No part of the development in that phase shall be occupied until the facilities have been provided in accordance with the approved details such approved facilities shall be thereafter be permanently retained and maintained.

Reason: To ensure a satisfactory appearance and in the interests of the amenities of the occupiers and adjoining residents.

~~56~~**56.** Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24~~**a** details of any external floodlighting of the site within that phase shall be submitted to and approved in writing by the ~~L~~**Local** ~~P~~**Planning** ~~A~~**Authority** **if thought fit**. Any floodlighting that is permitted shall be installed, maintained and operated in accordance with the approved details unless the ~~L~~**Local** ~~P~~**Planning** ~~A~~**Authority** gives its written consent to the variation.

Reason: To protect the appearance of the area and to protect local residents from light pollution.

~~57~~**57.** No development shall take place until a Public Path Diversion Order diverting the routes of Public Footpaths 169 and 170 Farnham has been made and confirmed by the **Local** Planning Authority.

Reason: To ensure that proper arrangements are made in the interests of highway safety.

~~58~~**58.** No development shall take place until the design and construction details of the proposed shared use cycleways are agreed with the Highway Authority.

Reason: To ensure that proper arrangements are made in the interests of highway safety.

5959. That no development take place until cycle routes are legally defined, linking the development site with South Street at Borrelli Walk, Brightwells Road and with the proposed cycleway at Hatch Mill.

Reason: To ensure that proper arrangements are made in the interests of highway safety.

6060. All the residential units shall achieve at least Code Level 3 of the Code for Sustainable Homes. Details of how the scheme shall meet this level (or above) including a timeframe to complete the process shall be submitted to **and approved in writing by the Local Planning Authority if thought fit**. The post construction review document and final certification showing that at least Level 3 has been achieved shall be submitted to the **Local Planning Authority** in accordance with the timeframes specified.

Reason: To ensure that the sustainable energy principles of the scheme are delivered.

6161. All the retail units shall meet at least a "very good" standard of BREEAM. Details of how the scheme shall meet this level (or above) including a timeframe to complete the process shall be submitted to and ~~agreed~~ **approved** in writing by the **Local Planning Authority if thought fit**. The post construction review document and final certification showing that at least "very good" has been achieved shall be submitted to the **Local Planning Authority** in accordance with the timeframes specified.

Reason: To ensure that the sustainable energy principles of the scheme are delivered.

6262. Prior to development ~~first~~ commencing, details of the **Combined Heat & Power (CHP)** plan, community heating system and private wire network and associated equipment including a timeframe for installation shall be submitted to and approved **in writing** by the **Local Planning Authority if thought fit**. These shall be operational in accordance with the agreed timeframe unless otherwise agreed with the **Local Planning Authority**. If the CHP plant is

removed it must be replaced with an alternative renewable energy technology or low carbon technology that achieves at least a 227 tonnes CO<sub>2</sub>/yr saving.

Reason: To ensure that the sustainable energy principles of the scheme are delivered.

- ~~63~~63. The development must not be constructed other than in accordance with the Sustainability Statement and its associated annexes unless otherwise agreed in writing by the Local Planning Authority.

Reason: To ensure that the sustainable energy principles of the scheme are delivered.

- ~~65~~64. Prior to the commencement of the appropriate phase of development as agreed under Condition 24a details shall first be submitted to and approved in writing by the Local Planning Authority if thought fit of a long-term management plan for the maintenance of all voids for the lifetime of the development. The approved details shall be carried out and thereafter complied with.

Reason: To ensure voids do not become blocked and cause increased flood risk to the development and surrounding area and in accordance with policy D1 of the adopted Waverley Borough Local Plan 2002.

- ~~66~~65. All floodplain compensation works shall not be carried out other than in accordance with calculations in the revised Flood Risk Assessment and the proposed levels and contours plan from addendum August 2008 plans as submitted by the applicant (Ref. 13512.TPN-M-024).

Reason: To ensure ground levels and consequent flow paths for the submitted compensation scheme are maintained and the designated flood storage areas are kept free-filling and free-draining and in accordance with policy D1 of the adopted Waverley Borough Local Plan 2002.

~~67~~66. All flood compensation storage works as specified in the **Flood Risk Assessment** Appendix F shall be completed prior to the commencement of development of any buildings located within the 1 in 100 year plus climate change flood extent (up to 64m AOD(N)).

Reason: To ensure the development does not result in the increased risk of flooding at any stage during construction and in accordance with policy D1 of the adopted Waverley Borough Local Plan 2002.

~~68~~67. The end of building D4 shall be constructed with underfloor voids. The voids shall be constructed such that the openings extend from the ground level to 300mm above the 1 in 100 year plus climate change level of 64m AOD(N) and have a total width of at least 1000mm, or 20% of the length of the wall (whichever is greatest).

Reason: To prevent the increased risk of flooding due to impedance of flood flows and reduction of floodwater storage capacity and in accordance with policy D1 of the adopted Waverley Borough Local Plan 2002.

~~69~~68. The surface water drainage system shall not be constructed other than in accordance with the calculations and drawings as submitted in Appendix H of the Amended Environmental Statement dated 05/09/08.

Reason: To ensure the development does not increase the risk of surface water flooding and in accordance with policy D1 of the adopted Waverley Borough Local Plan 2002.

~~70~~69. The permanent cycle/footbridge shall be a clear spanning structure that will not impede the river corridor, in accordance with drawing no. G11939/G/SK10'A'. It shall be a maximum 2.5m wide with gaps in the timber deck **of minimum width of 2cm, as advised by the Environment Agency-**

Reason: To maintain a continuous buffer strip to provide a corridor for the passage of wildlife and reduce the amount of shading of the channel and in

accordance with policies D1 and D5 of the adopted Waverley Borough Local Plan 2002.

7470. A buffer zone minimum ~~8m-metres~~ wide alongside the River Wey shall be established in accordance with details, which shall be submitted to and approved in writing by the Local Planning Authority **if thought fit** before the development commences.

Reason: To maintain the character of the watercourse and provide undisturbed refuges for wildlife using the river corridor and in accordance with policies D1 and D5 of the adopted Waverley Borough Local Plan 2002.

7271. Prior to the commencement of the appropriate phase of development as agreed under Condition ~~24a~~ details of an Ecological Management Plan shall first be submitted to and approved in writing by the Local Planning Authority **if thought fit**. Development shall be carried out in accordance with the approved details. This scheme shall outline the detailed design of all ecological mitigation; compensation and enhancement measures listed within the Environment Statement dated January 2008 relevant to the agreed phase of development. This shall include design plans and layout, materials, timings, methods of construction and species lists for planting. The works shall be undertaken in accordance with the approved details.

Reason: To protect, conserve and enhance the natural features of importance for biodiversity across the site and in accordance with policies D1 and D5 of the adopted Waverley Borough Local Plan 2002.

7372. There shall be no new development including no hardstanding or fences within a buffer ~~8m-metres~~ wide alongside the River Wey.

Reason: To maintain the character and value of the watercourse and provide undisturbed refuges for wildlife using the river corridor and in accordance with policies D1 and D5 of the adopted Waverley Borough Local Plan 2002.



74.73. There shall be no storage of materials within 8m metres of the River Wey unless otherwise first agreed in writing with the Local Planning Authority in consultation with the Environment Agency. This must be suitably marked and protected during development, ideally with fencing erected on the landward side of the buffer zone, and there shall be no access during development within this area unless first agreed with the Local Planning Authority in consultation with the Environment Agency. There shall be no fires, dumping or tracking of machinery within this area.

Reason: To reduce the impact of the proposed development on wildlife habitats upstream and downstream, including bankside habitats and in accordance with policies D1 and D5 of the adopted Waverley Borough Local Plan 2002.

**Informatives:**

1. The attention of the applicant is drawn to the requirements of Section 60 of the Control of Pollution Act 1974 in respect of the minimisation of noise on construction and demolition sites. Application, under Section 61 of the Act, for prior consent to the works, can be made to the Environmental Protection Team of the Council. Contact EHO Regarding Food Safety matters.
2. You are advised to contact the Environmental Health section of the Environment and Leisure Department in order to ensure that all regulations, licensing, etc. is carried out in order to comply with the requirements of Food Hygiene Legislation. Contact EHO re Health and Safety at Work.
3. You are advised to contact the Environmental Health section of the Environment and Leisure Department in order to ensure that all regulations, licensing, etc. is carried out in order to comply with the requirements of the Health and Safety at Work Act 1974.
4. Details of the highway requirements necessary for inclusion in any application seeking approval of reserved matters may be obtained from the Transportation Development Control Division of Surrey County Council.

5. The permission hereby granted should not be construed in any way as authority to obstruct the public highway by the erection of scaffolding, hoarding or any other device or apparatus for which a licence must be sought from the County Highway Authority.
6. The developer is advised that it is an offence to allow materials to be carried from the site and deposited on or cause damage to the highway from uncleaned wheels or badly loaded vehicles. The County Highway Authority will seek, wherever possible, to recover any expenses incurred in clearing, cleaning or repairing highway surfaces and prosecutes persistent offenders. (Highways Act 1980, Section 131, 148, 149).
7. Under the terms of the Water Resources Act 1991 and the Land Drainage Byelaws 1981, the prior written consent of the Environment Agency will be required for the construction of this bridge. For this consent we will require a further water vole survey prior to works commencing and a detailed method statement including pollution prevention measures.
8. The applicants are advised that the permission hereby granted does not include a "balancing pond".

## APPENDIX 2

### Heads of terms for draft planning and highway agreements

#### 1. Transportation

Package of improvements that includes:

1. The funding **by the developer** and making of all Traffic Regulation Orders, Road Closure Orders and Footpath Diversion Orders prior to commencement of development and their implementation as appropriate before and during construction.
2. The funding **by the developer**, up to a maximum of £25,000 of an implementation study for a town-wide Park and Stride scheme, to be undertaken prior to commencement of the development, and the funding of any implementation proposals up to a maximum of £250,000. Any remaining sum to be spent by the Council on other transportation measures.
3. The funding **by the developer** of further traffic reduction studies and implementation of measures within the town ~~centre~~ to a maximum of £100,000. Any remaining sum to be spent by the Council on other transportation measures.
4. The funding **by the developer** of £200 per residential unit **in the scheme** to fund travel vouchers or cycle provision.
5. The establishment and maintenance for the life of the development, so long as it is practically reasonable to do so, of a Car Club, with a minimum of three cars and spaces being provided within the development, to be made available also for other town centre residents.

6. The funding **by the applicant** ~~of a permanent~~ Travel Co-ordinator **until otherwise agreed in writing with the Local Planning Authority. so long as is practically reasonable to do so.**
7. The production, agreement, implementation, measuring, monitoring (in accordance with the Standard Assessment for Monitoring Travel Plans) reviewing and perpetuation of Residential and Employers Travel Plans as two separate living documents.
8. The laying out of the Riverside Car Park to provide approximately 200 additional spaces, the spaces to be available ~~during~~ **before** construction and potentially on a permanent basis following ongoing monitoring of car parking in Farnham following the full occupation of the development and the implementation of Park and Stride.
9. The use of reasonable endeavours to secure a construction access to the site from the A31 Farnham Bypass **including commencing immediate** ~~negotiations with landowners to commence immediately~~ **and submission of an appropriate planning application to be submitted within 12 months.**

In addition, a subsequent Section 278 Agreement to be entered into prior to development commencing providing for the following improvements at appropriate stages throughout the development.

- a. The signalisation of the existing junction of Union Road with Long Bridge, to include puffin crossings, intelligent bus priority, high friction surfacing and advanced cycle stop lines and approaches where appropriate, as generally shown on drawing number JNY4420/44B.
- b. The signalisation of the existing junction of East Street (two arms), Woolmead Road and Dogflud Way, to include puffin crossings, intelligent bus priority, high friction surfacing and shared cycle/footways where appropriate, as generally shown on our drawing number JNY4420/45C.

- c. The modification of traffic signals at the junction of East Street, Bear Lane, The Borough and South Street to provide improved crossing facilities for pedestrians, changed direction and type of traffic flow, advanced cycle stop lines and approach lines, shared cycle/footway in East Street, high friction surfacing and intelligent bus priority where appropriate, as shown generally on our drawing number JNY4420/46E.
- d. The realignment and positioning of the existing car park access to Dogflud Way to provide an uncontrolled priority junction as generally shown on our drawing number JNY4420/48D.
- e. The modification of the existing junction of Brightwells Road (south-western arm) with South Street, as generally shown on our drawing number JNY4420/64A.
- f. The reconfiguration of East Street (western arm between Bear Lane and Woolmead Road) to provide for east bound buses only and limited service vehicles together with a shared cycleway/footway on the south side, the cycle/footpath to continue up to and beyond the junction with Dogflud Way (east), as shown generally on our drawing number JNY4420/50E.
- g. The signalisation of the existing junction between East Street and Dogflud Way (east) to provide for toucan crossings, a shared cycle/footway in East Street, intelligent bus priority and high friction surfacing where appropriate, as shown generally on our drawing number JNY4420/59A.
- h. A shared cycle/footpath through the site linking Dogflud Way to South Street via Brightwells Road (south western arm) and the southern side of the bowling green, as shown generally on our drawing number JNY4420/50E.

- i. The making of commuted payments for the future maintenance requirements of all signal installations.
- j. 96 publicly available cycle stands.
- k. New and improved bus stops/passenger waiting facilities at bus stops in the vicinity of the site/town centre to a maximum of £75,000.
- l. Provision of real time passenger information intelligent bus priority, printed public transport information in the vicinity of the site/town centre to a maximum of £120,000.

All the financial contributions will be index linked to May 2007 values using the “All New Construction” index as detailed in the DTI “Construction Statistics Manual”.

## **2. SPA mitigation**

Financial payments in accordance with adopted WBC mini-plan (£320,605.90).

## **3. Affordable Housing**

30% affordable housing units and appropriate arrangements for securing such provision in the future. Provision should meet the Housing Corporations Standards for affordable homes and comply with Council policy on mix and tenure

## **4. Works of Public Art and Craft**

Public Art within the scheme, including agreement of suitable procurement process, which is to include WBC and Farnham Public Art Trust input.

## **5. Public Open Space**

Provision of on-site public open space (hard/soft areas) and future maintenance, including landscape features.

## 6. Social/Education

Financial payments towards education and libraries in the local area amounting to:

Libraries: £35,484.40 + £1774.22 = 5% monitoring

Education: £715,720.82 + £35,786.04 = 5% monitoring

## 7. Leisure

Financial payments in accordance with Sport England requirements (~~could be financial assistance towards the adjacent leisure centre~~) in lieu of on-site provision amounting to:

Leisure: £307,017.20 + £15,350.86 = 5% monitoring

## 8. Community Services/Facilities

Relocation and re-provision of the Gostrey Community Centre.

## 9. Controls

Security of public open areas including on-site CCTV and street lighting. Protect in perpetuity proposed pedestrian links into and through the scheme. The Surrey Constabulary Consultation response requests:

Capital £64,254 + Annual rental: £3,863.

## 10. Public Access

Protect in perpetuity proposed pedestrian links into and through the scheme.

## 11. Combined Heat & Power (CHP) Plant

Requirement for management plan for installation and distribution of heat and electricity from CHP plant and community heating system. The CHP plant should be

capable of conversion to renewal energy fuel in the future and should require a minimum energy consumption limit or limit carbon emissions per annum.

**12. Multi-Purpose Use of 158-seater Cinema Screen**

Opportunities to other provide for community uses in the cinema building and auditorium of the cinema building.

**13. To set up and operate a Considerate Contractors Scheme**

**14. To set up and operate a Community Liaison Group**