

This is a prospective planning application for a mixed B2 and B8 use. It is without prejudice to the long standing lawful use of the land.

I am advised by the planning authority that I should apply for B2 and B8 permission.

Current uses include:-

The Bagging Part.

Operating times 8.30am-5.00pm and no operations of bagging or bag collections on bank holidays or weekends.

We have a small bagging plant, low noise, with electric motors. This transfers the loose sands/aggregates into bagged form from a hopper. We load the hopper with a telehandler, from the bay where the loose materials are tipped by wagon. The bay is situated at the front of the yard pointing away from the houses as to keep all noise to a minimum and directing it away from the houses. A forklift truck then takes the bags from the other side of the hopper (nearer the middle of the yard) and stacks them on the relevant heap at the back of the yard ready for collection at a later date. The bags are collected from our yard by the PGM Builders merchant wagon. Some days they may collect once a day or if that, but on a very busy day the most amount of collections has been 3 times in a day. Summer being busier than winter. Their collection times are usually between 8.30am – 3.30pm.

If we are operating in a dry/windy spell, we have sprinklers set up to keep dust down and likewise if we have a product known to be dusty we dampen it before we handle it. We do not tend to use lighting in the yard, as in winter we are very quiet and summer, the hours we are there it is daylight.

Currently and historically, there have been no time restrictions on the uses.

Bagging operations are never before 8.30am and run no later than 17.00pm and we only work in that yard a rough average of 6-8 hours per week. In winter, we may not even work at all some weeks. This is a similar process to how Ashburners, and others started their coal businesses from the site when

the gas board sold off the coal, they bagged it from bulk, into smaller bags, and delivered it around the local area.

The Haulage.

We currently have 3 articulated wagons and 4 trailers have on our operators license for this yard. This is the same as the previous usage by CG Ashburners, and then also Armstrong Wigan Group. Both hauliers that operated many wagons from this site, the site next to us, and also the garages were situated at the front of our yard for maintaining the vehicles. The ancillary offices, welfare and storage facilities/ repair shop for their operations are still in our yard.

The wagons leave on a Monday and are usually out all week, sometimes the odd one may pop back into the yard, if he is nearby to get a night at home or if something needs a minor running repair. But where possible we keep the trucks out of town until they return on a Friday. The return time can vary too for lots of reasons, from traffic holdups, Road closures, Mill breakdowns, and so on. This can be from 15.30pm – 19.00pm sometimes but very rarely can run into a Saturday morning if the driver runs out of hours. If we have a late return for a reason out of our control, we will keep a log on this to report back if needed. Also all of our vehicles are fitted with trackers so if any movement information is needed, we can download this. We take great pride in working with local businesses. We haul stone from Millom Quarry to where it is needed, and return to Cumbria with cattle feed to various farms.

The Office of the Traffic Commissioner (DVSA) have also been out to site and done a survey of the area to work out what would be fair for us to continue the business as unrealistic operating hours would end up in us ceasing to operate.

They came back with the following rules that we can adhere to and are already in place :-

- There will be no operation, movement, loading or unloading of authorised vehicles or trailers at the operating centre before 05.30 and after 19.00 on Mondays to Fridays. (Rvw 12/23)
- There will be no operation, movement, loading or unloading of authorised vehicles or trailers at the operating centre before 08.00 and after 12 noon on Saturdays; and no operation, movement, loading or unloading of the authorised vehicles and trailers on Sundays or Bank/Public Holidays. (Rvw 12.23)

- There will be no more than 12 movements into or out of the operating centre of vehicles authorised under this licence (wherever they are based in this Traffic Area) in the course of a week defined as 00.01 hrs Monday to 23.59 hrs Sunday. For the avoidance of doubt each movement of an authorised vehicle into or out of the operating centre shall count as a single movement. (Rvw 12/23)
- There will be no maintenance (other than emergency steps to ensure legality for use on the road) within the operating centre of vehicles or trailers authorised under this licence (wherever they are based in this Traffic Area) outside of the hours 08.00 - 12 noon Saturday. A log will be kept of all emergency maintenance outside of the hours and will be made available to the traffic commissioner upon request. This will include the dates, times and the reason for the emergency maintenance. (Rvw 12/23)