



B O S T O N BOROUGH COUNCIL

Municipal Buildings, West Street, Boston, Lincolnshire, PE21 8QR

TOWN AND COUNTRY PLANNING (CONTROL OF ADVERTISEMENTS) REGULATIONS 2007

APPLICATION DECISION NOTICE

Application Reference: B/23/0442

Applicant: JD Wetherspoon
Wetherspoon House
Central Park
Reed Crescent
Watford
WD24 4QL

Agent: Miss Victoria Jackson
S R Signs
Wortley Moor Lane
Leeds
LS12 4HX

In pursuance of the powers exercised by it as Planning Authority, Boston Borough Council, having considered your application to:-

Advertisement Consent for 1no internally illuminated fascia sign in accordance with amended colour details received by the LPA on 11-Jan-2024 and further signage details received by the LPA on 11-Jan-2024 and 24-Jan-24 at The Moon Under Water, 6 High Street, Boston, PE21 8SH

and in accordance with this notice and the particulars given in the application, do hereby give notice of its decision to **GRANT Advertisement Consent** for the said works subject to compliance with the following conditions:-

1. (a) All advertisements displayed and any land used for the display of advertisements, shall be maintained in a clean and tidy condition to the reasonable satisfaction of the Local Planning Authority;
- (b) Any structure or hoarding erected or used principally for the purpose of displaying advertisements shall be maintained in a safe condition.
- (c) Where any advertisement is required under the Regulations to be removed, the removals shall be carried out to the reasonable satisfaction of the Local Planning Authority;
- (d) No advertisement is to be displayed without the permission of the owner of the site or any other person with an interest in the site entitled to grant permission.



(e) No advertisement shall be sited or displayed so as to obscure, or hinder the ready interpretation of, any road traffic sign, railway signal or aid to navigation by water or air, or so as otherwise to render hazardous the use of any highway, railway, waterway (including any coastal waters) or aerodrome (civil or military).

(f) This consent shall be for a period of five years.

As required by the Town and Country Planning (Control of Advertisements) Regulations 2007.

2. The development hereby permitted shall only be undertaken in accordance with the following approved plans and documents:

- Drawing No. 22058-SCHEME4 KB Proposed signage received by the LPA on 11-Jan-2024
- Drawing No. JDW.23.01.24. 22058-PLANNING 3 -DD Signage Specification and Colours received by the LPA on 24-Jan-2024
- Email dated 11-Jan-2024 confirming the blue building colour to be reference Dulux Trade 90BG17120 Pebble Drift

Reason: To ensure that the development is undertaken in accordance with the approved details, in the interests of residential amenity and to comply with Policies 2 and 3 of the South East Lincolnshire Local Plan (2019).

In determining this application the authority has taken account of the guidance in paragraph 38 of the National Planning Policy Framework (2023) in order to seek to secure sustainable development that improves the economic, social and environmental conditions of the Borough.

B/23/0442

Dated: 10 April 2024



Phil Norman
Assistant Director – Planning & Strategic Infrastructure
(Chief Planning Officer)
South & East Lincolnshire Councils Partnership

B/23/0442

IMPORTANT NOTES

If you are aggrieved by any of the conditions attached to this consent you may pursue an appeal to the Secretary of State for the Environment under Section 78 of the Town & Country Planning Act 1990 (as modified by the Town & Country Planning (Control of Advertisements) Regulations 1992). However it is suggested that you speak, in the first instance, to the Planning Officer who dealt with your application for further advice.

If you want to appeal, then you must do so within eight weeks of the date of this notice. You can apply online at <https://acp.planninginspectorate.gov.uk/>, or obtain a copy of the form from;

The Planning Inspectorate,
Customer Services Team,
Temple Quay House,
2 The Square,
Bristol,
BS1 6PN

Tel: 0330 444 5000.

Email: enquiries@planninginspectorate.gov.uk

You can also submit your appeal online at www.planningportal.gov.uk.

The Secretary of State can allow a longer period for giving notice of an appeal but he will not normally be prepared to use this power unless there are special circumstances, which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to him that the Local Planning Authority could not have granted consent for the proposed advertisement without the conditions it imposed, having regard to the Regulations and to any direction given under them.

In practice, the Secretary of State does not refuse to consider appeals solely because the Local Planning Authority based its decision on a direction given by him.

A person who displays an advertisement in contravention of the Town & Country Planning Act 1990 section 224(3), guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale of fines (Currently £1,000) and in the case of a continuing offence £100 for each day during which the offence continues after conviction.

**THIS IS A LEGAL DOCUMENT - PLEASE RETAIN IN A SAFE PLACE, PREFERABLY WITH
YOUR DEEDS**