



B O S T O N

BOROUGH COUNCIL

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

Town and Country Planning Act 1990

APPLICATION DECISION NOTICE

Application Reference: B/24/0019

Applicant: Mrs Carol Anderton
Honey Lodge
Sea End
Benington
Boston
PE22 0DN

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

Installation of a SD3 Wind Turbine on a 15m mast at Honey Lodge, Sea End, Benington, Boston PE22 0DN

and in accordance with this notice and the particulars given in the application, do hereby give notice of its decision to **REFUSE Full Planning Permission for the said development for the following reasons:-**

1. The proposal would have a detrimental impact on residential amenity by virtue of the noise impacts contrary to Policies 2, 3 and 30 of the South East Lincolnshire Local Plan (2019) and the National Planning Policy Framework (2023).
2. The proposal seeks the installation of a domestic wind turbine, a source of renewable energy that in principle is contrary to Policy 31 of the South East Lincolnshire Local Plan (2019) and the National Planning Policy Framework (2023).
3. Insufficient information has been provided to demonstrate that the proposal would not have a detrimental impact upon The Wash Site of Special Scientific Interest Impact Risk Zone (SSSI IRZ) and adverse effects upon the identified supporting Swan and Goose Functional Land of The Wash Special Protection Area (SPA), contrary to Policy 28 of the South East Lincolnshire Local Plan (2019) and National Planning Policy Framework (2023).
4. Due to the position and overall size and scale, the proposal would appear incongruous and at odds with the open character of the existing area and site itself. The proposal would have an adverse effect on the character and appearance of the street-scene and surrounding open countryside and would conflict with Policies 2 and 3 of the South East Lincolnshire Plan (2019) and the National Planning Policy Framework (2023).



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.

Dated: 28-Mar-2024

A handwritten signature in blue ink, appearing to read 'Phil Norman', written over a horizontal line.

Phil Norman

Assistant Director – Planning & Strategic Infrastructure
(Chief Planning Officer)

South & East Lincolnshire Councils Partnership

TOWN AND COUNTRY PLANNING ACT 1990

Appeals to the Secretary of State

- If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
- **If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice**, if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice.
- **If an enforcement notice is served relating to the same or substantially the same land and development as in your application** and if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of service of the enforcement notice, or within 6 months [12 weeks in the case of a householder appeal] of the date of this notice, whichever period expires earlier.
- **Householder applications** - if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice. Further information is available at www.gov.uk/appeal-householder-planning-decision
- **Minor commercial applications** - if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.
- **All other decisions – Full Planning Permission** - if you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice. Further information is available online at www.gov.uk/appeal-planning-decision.
- Appeals can be made online at www.gov.uk/planning-inspectorate. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.
- The Secretary of State can allow a longer period for giving notice of an appeal but 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 the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.
- **If you intend to submit an appeal** that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. www.gov.uk/government/collections/casework-dealt-with-by-inquiries
- **Proposed Demolition** - The provision of Section 80 of the Building Act 1984 require that anyone who intends to demolish a building or structure shall give notice to the Council's Building Control department (01205 314295) beforehand, and work shall not commence until the Local Authority has given Notice under Section 81, or the relevant period of 6 weeks has expired.
- **Before you dig** – we recommend that you use the Free Enquiry service – www.LSBUD.co.uk – this site allows you to submit enquiries about activities and work that you are planning, which may have an impact on National Grid Gas and Electricity Transmission Network and other utilities.

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