

**From:** Simon Gourlay [<mailto:> ]  
**Sent:** 10 February 2015 18:15  
**To:** Evans, Bruce  
**Cc:** Mullineux, Philip; 'Michael Phillips'  
**Subject:** RE: NMAs

Dear Bruce  
Thank you for your email. Very neat; I like your suggestions.  
Regards Simon

**From:** Evans, Bruce [<mailto:bje@herefordshire.gov.uk>]  
**Sent:** 10 February 2015 17:52  
**To:**  
**Cc:** Mullineux, Philip  
**Subject:** FW: NMAs

Dear Simon,  
Please see the suggested amended conditions below.  
Can you please let Phil and I know your thoughts as soon as possible?  
Regards  
Bruce

- 20 Before any **construction to the access point and before any access shall be used, the access required for use shall be provided with the requisite** visibility splays **and** shall be provided from a point 0.6 metres above ground level at the centre of the access to the application site and 2.4 metres back from the nearside edge of the adjoining carriageway (measured perpendicularly) for a distance of 60 metres in each direction along the nearside edge of the adjoining carriageway. Nothing shall be planted, erected and/or allowed to grow on the triangular area of land so formed which would obstruct the visibility described above.
- 23 Before any **access use, the access required from the adjoining public highway into the site will be** constructed in accordance with a specification to be submitted to and approved in writing **by the relevant highways authority** as Local Planning Authorities, at a gradient not steeper than 1 in 12.

**From:** Simon Gourlay [<mailto:> ]  
**Sent:** 09 February 2015 18:27  
**To:** Mullineux, Philip  
**Cc:** Evans, Bruce  
**Subject:** NMAs

Dear Mr Mullineux  
Further to my conversation with Brian Evans this afternoon, below is my suggested wording for 19 and 22. I have added the words in italics which I hope will take care of concern that construction traffic might use the access points before visibility displays are in place.

Logically 19 and 22 should be the other way round with 22 coming before 19, but I think that the wording now covers all eventualities. In fact providing your barrister doesn't raise any objections and we get the NMAs approved, we would hope to get the three access points plans approved by yourselves and Powys so that the access to turbines 1 and 2 could be completed as part of the material start before April 25<sup>th</sup>. If you approve the NMAs, that will mean two barristers have concluded that there is no breach of the 106 involved and there will therefore be no reason why Powys Highways shouldn't approve the access designs even though Powys planning may still be chewing over the Llanshay access track.

- 20 Before any **work on turbine foundations are commenced and before any access shall be used**, visibility splays shall be provided from a point 0.6 metres above ground level at the centre of the access to the application site and 2.4 metres back from the nearside edge of the adjoining carriageway (measured perpendicularly) for a distance of 60 metres in each direction along the nearside edge of the adjoining carriageway. Nothing shall be planted, erected and/or allowed to grow on the triangular area of land so formed which would obstruct the visibility described above.
- 23 Before any **work on turbine foundations** are commenced, the construction of the **three vehicular accesses from the public highway onto the site** shall be carried out in accordance with a specification to be submitted to and approved in writing by Herefordshire and Powys County Councils as Local Planning Authorities, at a gradient not steeper than 1 in 12.

Kind regards     *Simon Gourlay*

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