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0136
Environment
Agency

Sandwell Metropolitan Borough Council
Development Control
PO Box 42
West Bromwich
West Midlands
B70 8RU

Our ref: UT/2010/108378/01-L01
Your ref: DC/10/52117
Date: 02 September 2010

SANDWELL METROPOLITAN BOROUGH COUNCIL DEVELOPMENT HOUSE WEST BROMWICH				
- 6 SEP 2010				
EX	PLAN	HWYS	C & RS	MISC
	IM			
FILE NO				

F.A.O – John Baylay

Dear Sir

**VARIATION OF CONDITION 18 OF PLANNING PERMISSION DC/04/42934
(INFILL OF LAGOON WITH INERT MATERIALS) TO ALLOW FOR THE
TEMPORARY RAISING OF THE APPROVED LEVELS SO THAT ON THE LAND
ADDITIONAL FILL CAN BE PLACED TO SURCHARGE THE INFILL MATERIAL
TO ACHIEVE SUFFICIENT BEARING CAPACITY**

APOLLO LAGOON ON THE NORTH SIDE OF SHIDAS LANE, OLDBURY

Thank you for referring the above application which was received on 30 July 2010.

I apologise for the delay in replying, and trust that the Environment Agency's comments, as set out below, will still be taken into consideration. The delay was caused by the receipt of additional information from your authority on 18 August 2010.

The Environment Agency has no objections to the proposed development but wishes to make the following comments:

Flooding/Land Drainage Issues

We had no objections to the original 2004 planning application proposal to infill the lagoon to specified ground levels as there would be no increased flood risk to the surrounding areas, being at a similar elevation.

We understand from your Authority's Drainage Officer, John Ashcroft, that the site was significantly raised in excess of these levels. The surface water flooding issues that have been highlighted by adjacent landowners may be a result of this. Mr Ashcroft has informed us that discussions have been ongoing over a number of years to try to resolve the matter.

Environment Agency
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We therefore recommend that your Authority does not vary Condition 18 of planning permission DC/04/42934 until these flooding issues have been addressed by the applicant. However, as your Authority are the land drainage authority on these matters, we recommend that you consult John Ashcroft for guidance as to whether the condition should be varied.

Environmental Permitting Issues

The Applicant is advised to speak to Jim Woodhall, Environment Officer on (01543) 405081 to discuss whether the importation of materials onto this site would require an Environmental Permit from the Environment Agency.

If you have any questions regarding the above information please contact James Kitchen on (01543) 404904.

Yours faithfully



Mr James Kitchen
Team Leader - Planning Liaison

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