

**Town and Country Planning Act 1990
North York Moors National Park Authority**

**Notice of Decision of Planning Authority on Application for
Permission to Carry out Development**

To Mark Hammond
c/o Lynch Planning Consultancy
fao: John Lynch
1 Fossards Close
Bramham
Wetherby
Leeds
West Yorkshire (Met County)
LS23 6WD


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The above named Authority being the Planning Authority for the purposes of your application validated 02 October 2012, in respect of **erection of 6 kW wind turbine (maximum height to blade tip 17.8 metres)** at **Ebberston Common Farm, Langdale End, Scarborough** has considered your said application and has **refused** permission for the proposed development for the following reasons:

1. The proposed wind turbine would be located inside the safeguarded area around RAF Fylingdales and breaches the statutory safeguarding criteria. The Local Planning Authority considers the applicants have not demonstrated that the wind turbine would not have an adverse effect upon the effective operation of the radar facility and therefore is considered to compromise national security. As such the proposal would be contrary to the provisions of Core Policy D which requires renewable technologies to be of a scale and design appropriate for the locality.
2. The proposed wind turbine, by reason of its height, design, kinetic movement and location away from the existing farm stabling in open countryside would result in an unduly obtrusive feature in this part of the National Park and as such would have an unacceptable adverse impact on the character and appearance of this part of Dalby Forest visitor attraction. The proposal is therefore considered to be contrary to the aims of the NYM Management Plan and Core Policy D of the NYM Local Development Framework which seeks to ensure that renewable energy installations are in a location and are of a scale and design appropriate to the locality and to Core Policy A which seeks to ensure that new development conserves and enhances the special qualities of the National Park and does not have an unacceptable impact on the quiet enjoyment, peace and tranquillity of the Park in accordance with the Statutory Purposes of the National Park where priority is given to landscape conservation.

Explanation of how the Authority has Worked Positively with the Applicant/Agent

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and discussing those with the Applicant. However, some of the current issues are so fundamental to the proposal/beyond the control of the applicant that it has not been possible to negotiate a satisfactory way forward and due to the harm which has been clearly identified within the reasons for the refusal, approval has not been possible.



Mr C M France
Director of Planning

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- 4 MAR 2014
Date

DecisionRefuseAgent