

Notice of Decision

The logo for Eden District Council, featuring the word "Eden" in a large, elegant serif font with a wavy line underneath it.

District Council

Mansion House, Penrith, Cumbria CA11 7YG
Tel: 01768 817817

To: Mr Ashley Stratford - Jacobs UK Ltd.
Number One Building
5 First Street
Manchester
M15 4GU

*Town and Country Planning Act 1990
Town and Country Planning (Development Management Procedure) Order 2015*

Application No: 22/0254
On Behalf Of: Historical Railways Estate - Mr Colin McNicol

In pursuance of their powers under the above Act and Order, Eden District Council, as local planning authority, hereby REFUSE full planning permission for the development described in your application and on the plans and drawings attached thereto, viz:

Application Type: Full Application
Proposal: Infilling of a road (B6259) bridge over the former Eden Valley Railway with structural fill and foamed concrete.
Location: GREAT MUSGRAVE ROAD BRIDGE MUSGRAVE KIRKBY
STEPHEN

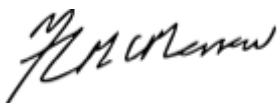
The reason(s) for this decision are:

The proposal results in considerable harm to the visual appearance of the bridge as a single span structure and fails to complement or enhance the area or protect features or characteristics of local importance, as such the works cause less than substantial harm to a non designated heritage asset. The stated public benefit, in terms of reduced cost to the public purse in the long term, compared to more sympathetic repair and reinforcement, is not considered sufficient to outweigh this harm. The development is therefore contrary to policies DEV5, ENV2 and ENV10 of the adopted Local Plan.

Where necessary the local planning authority has worked with the applicant in a positive and proactive manner seeking solutions to problems arising in relation to dealing with the planning application and to implement the requirements of the NPPF and the adopted development plan.

Date of Decision: 17 June 2022

Signed:

A handwritten signature in black ink, appearing to read "Fergus McMorrow".

Fergus McMorrow BA (Hons)
Assistant Director Planning and Economic Development

www.eden.gov.uk **Fergus McMorrow BA (Hons)**
Assistant Director Planning and Economic



