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From: brian barbary

Sent: 19 June 2020 11:52

To: Maria Tomalova <Maria.Tomalova@arun.gov.uk>; John Donabie [REDACTED] Gary Tester

Subject: Re: re planning application BN/18/20/PL

Dear Maria.

With reference to your email dated 17/6/20, as i understand it an s106 has to be applied for prior to a development being granted planning permission as this forms part of the planning decisions.

As the application for a s106 will be made to ADC and the planning application is a variation to condition 15 the proposed improvements works are part of this application therefor the proposed improvements works under SWS.s98-000752 should be included in the planning application as we do not know what works will be done to improve the situation with the sewer in Barnham road if any at all Southern Water have not carried out any repairs to the sewer in Barnham road for many years and the problems are well documented.

The EA have said that they would prefer the sewer to discharge to Barnham road this has not been mentioned in the planning application report it says that the EA have no objection to the proposal and the part in the letter from the EA clearly says they do can the planning application report be amended to show this as this could have a bearing on the planning decision.

Can i also say that Southern Water have not processed a section 98 as none of the land owners have been contacted to date and this has to be done as part of the process.

yours sincerely MrB.Barbary

On Wednesday, 17 June 2020, 19:02:23 BST, Maria Tomalova <maria.tomalova@arun.gov.uk> wrote:

Dear Brian,

Recently uploaded letter from Southern Water dated 16/06/20 is response on my email and telephone call to Mr Champion in which I have pointed out what you have already spotted, the letter was a formal one as it was planned development.

'Approval for the connection should be submitted under a section 106 connection application subject to completion of sewer improvement works dealt under our ref SWS-S98-000752.'

As far as I comprehend the above is between developer and Southern Water. We deal entirely with a variation of condition 15; replacement of Sewage Treatment Plant to Pumping Station with associated drainage works. Our Drainage Engineers in their comments noted that the principle of connecting foul drainage to the public foul sewer "is purely a matter for Southern Water to consider"

Until last week we didn't receive any response from EA, I had to chase them.

The comments of EA:

We would recommend that you seek to understand who will be responsible for the running and maintenance of the new pumping station and foul network to ensure that it is run appropriately.

Their recommendation we address by properly worded condition which will be imposed to the decision.

We would also like to highlight Southern Waters comments regarding surface water inundation in the catchment area (letter dated 09/04/2020) as the area is prone to high groundwater levels during wet winters.

Our Drainage Engineers (Paul Cann asked for amendments and further information to be able in the end confirm: 'Based upon what has been submitted, I am happy with the proposals in terms of the impacts on the suds and land drainage').

When I was investigating on the bases of all letters we received and to be able answering at least some questions I have got the response as below:

'Southern Water have processed a Section 98 application for the proposed connection through 3rd party land (i.e. not in BDW ownership) as this is nearest and acceptable location. They have legal rights to make this connection with new pipework in a private road. This is a proposal of a technical nature.'

The above shows that all these questions how and where it supposed to be connected should be imposed to Southern Water.

I was trying whole the time to be as helpful as possible but as you can see all the arrangement is within a different platform not ours.

Kind regards

Maria

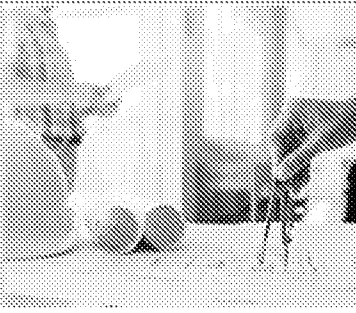
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From: brian barbary [REDACTED]
Sent: 17 June 2020 17:05
To: Maria Tomalova <Maria.Tomalova@arun.gov.uk>; John Donabie [REDACTED] Gary Tester
[REDACTED]
Subject: re planning application BN/18/20/PL

Dear Maria.

I have viewed the Planning application report and have noticed that it says in the report that the Environment Agency has no objection the the proposed planning application as i read the entry from the EA on the 11/06/2020 it clearly says that they think that the sewer should be discharged into the main sewer in Barnham road can this point be put right as this will mislead the planning committee and this clearly is and objection to the proposal

Can i also bring to your attention the letter from Southern Water dated the 16/06/2020 and the part in the letter that says (approval for the connection should be submitted under a section 106 connection application subject to completion of sewer improvement works dealt under Southern Water ref SWS.S98-000752) can you please tell us what the content of this reference is as we need to be able to view the proposed improvements that they say will be carried out to the system.

yours sincerely Mr B.Barbary (EGS residents association, Barnham road and Upton Brooks residents)

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