

RNW
APPENDIX 1

HAMBLETON
DISTRICT COUNCIL

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Providing high quality services that benefit the community

Mr R N Watson
Deputy Team Leader Major Development
Department of Technical Service
Knapping Mount
West Grove Road
Harrogate
HG1 2AE

Your Ref: 6.104.93.B.LB 03/05698/LB
My Ref: PES/DC.9
Dealt with by: Mr T J Wood
Department: Planning and Environmental Services
Direct Line No: 01609 767113
DX No: 61650 Northallerton-1
Typetalk: 0800 959598
Date: 11 February, 2004
tim.wood@hambleton.gov.uk
Planning and Environmental Health Fax: 01609 767248

HARROGATE BOROUGH COUNCIL	
DEPT:	PLANNING
DIVISION:	PLANNING
ACTION:	
FILE REF:	
13 FEB 2004	
NON TAKEN	
FILED	

Dear Mr Watson

Listed Building application for the erection of retaining wall abutting salmon ladder, description as amended, at Linton Lock, Nun Monkton.

I thank you for your letter of 9 February 2004 regarding the amendment to the description of the development.

Whilst I note that you comment that the physical development proposed remains unchanged the change of the description shows an acceptance that the new hydropower plant and associated works also require Listed Building Consent is of great significance.

The inclusion of the works for the construction of the new hydropower plant within the description demands a re-evaluation of the proposal. It is now entirely proper to consider the wider implications of the development on the Listed Buildings as advocated in the previous correspondence from this Council dated 21 January 2004. The consideration should not be limited to appraisal of how the abutment of the new and the old may be achieved but a re-evaluation of the entire proposal.

This Authority maintain that the proposal would cause significant harm to the fabric of the Listed Building and will cause an unacceptable loss to the character and appearance of the Listed Building and **should be refused Listed Building Consent.**

Yours sincerely

Tim Wood
Area Team Leader - South



LINTON ON OUSE PARISH COUNCIL

Appendix 2

Clerk Bill Frost

62 Half Moon Street
Linton on Ouse
York
YO30 2AY

J P Fitzgerald
Director of Technical Services
Harrogate Borough Council
Knapping Mount,
West Grove Road
Harrogate HG1 2AE

13th December 2003

Listed building consent Linton Lock
6.104.93.B.LB 03/05698/LB
JR & K Throup & Sons

Dear Sir,

The Parish Council of Linton on Ouse would ask you to refuse Listed Planning consent on the above application.

The structures Grade II Listed are:

The lock
The lock house and buildings
The weir
The salmon ladder
The generation house

Why this Council believes the application should be refused:

Harrogate Borough Council Application for Listed Building Consent clearly states under the heading 'NOTE: Any object or structure fixed to a Listed Building, or forming a part of the land and within the curtilage of the building is treated as part of the Listed Building'

Background and history

Linton Lock and the associated weir and Salmon ladder were designed by John Smeaton F.B.S., the pioneering 18th Century engineer and designer of the Eddystone Lighthouse. He surveyed the Rivers Ouse and Ure in 1766 and gave evidence to Parliament in March 1767, leading to 'An Act for Making Navigable the Rive Ouse and Ure' in the same year, which also granted powers to construct and maintain the lock to the Linton Lock Commissioners. The 18 mile navigation was opened in early 1773 at a total cost of £16,000, with all the

works designed by Smeaton. Linton Lock is not only the last surviving Smeaton Lock on the Ouse and Ure Navigation, but is considered by the Smeaton Society of Civil Engineers to be the only example of John Smeaton's work on an inland navigation.
Ref. British Waterways. Linton Lock, River Ouse Navigation, Conservation Plan August 1997

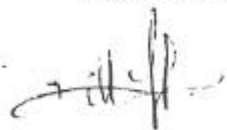
The Councillors of this Parish believe that in considering the 'Proposal: Listed Building application for the erection of retaining wall abutting salmon ladder' it is not applying Harrogate Borough Council stated criteria 'forming part of the land and within the curtilage'. Under this planning legislation it appears that the whole of the Listed site as listed structures will need to be considered, not just the Salmon Ladder.

As a Council, we have stated previously, that the proposal to have a hydro-electricity plant sited along side such an important national monument as John Smeaton's classic engineering designs will utterly devalue the whole of the site, rather like building a block of flats alongside York Minster.

The Councillors still have concerns over the accuracy, position and drawing of the structure named 'existing river training wall' on the applicant's plans, this structure is part of the Listing. Our research shows that this is a RETAINING wall which held back the river bank to the Salmon fish ladder. The applicant's plans indicate that the wall stops at some point under water before it gets to the bank; we believe that it continues underwater and formed part of total retaining wall structure to the salmon ladder. If this proves to be true then applicant's drawings of the tail race will cut through this section of the Listed structure and would need further consent.

Linton on Ouse Parish Council therefore recommends that Harrogate Borough Council Planning Committee reject this application.

Yours sincerely,



Bill Frost (Clerk)

Telephone 01347 848829

E-mail willyfrosty@aol.com

Appendix 3

NEWTON ON OUSE PARISH COUNCIL

Clerk to the Parish Council:

Mrs. Mary Varley
Ascot House
Cherry Tree Ave
Newton on Ouse
York YO30 2BN
Tel. 01347 848 688

NEWTON ON OUSE PARISH COUNCIL	
RECORDED	
FEB 23 2004	
RECORD OF DECISIONS TAKEN	
AGREED	REFUSED
SS	

Director of Technical Services
Harrogate Borough Council
Knapping Mount
West Grove Road
Harrogate
HG1 2AE

Repac F

20th February 2004

For Attn. Of Case Officer, Mr. R.N. Watson

Dear Sir,

REF: APPLICATION 6.104.93.B.LB
APPLICATION FOR LISTED BUILDING CONSENT AT LINTON WEIR

At their meeting 16th February my Council considered the above application, and wish to raise their objections to the proposed Application, as follows:

1. The Salmon Ladder, which is Listed, forms part of a development which is of historical importance. The proposed retaining wall will abut part of the Salmon Ladder. This will have a detrimental effect on the particular physical features of the present Listed Salmon Ladder.
2. "The Planning (Listed Buildings and conservation Areas) Act 1990" requires all Local Planning Authorities to have special regard to the desirability of preserving the setting of listed buildings. The size and scale of the proposed development will detract from the setting of a Listed Building (namely the present hydro-electric station) and will have an adverse impact on the character and appearance of the whole area.

My Council wish to see the Application REFUSED for the reasons referred to above and we trust you will take our comments into consideration.

Yours sincerely,


Mary Varley
Clerk to the Parish Council

APPENDIX 4

BSO

PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS) ACT 1990

5TH AMENDMENT OF THE 46TH LIST OF BUILDINGS OF SPECIAL

ARCHITECTURAL OR HISTORIC INTEREST

DISTRICT OF HAMBLETON (NORTH YORKSHIRE)

WHEREAS:

1. Section 1 of the Planning (Listed Buildings and Conservation Areas) Act 1990 ("the Act") requires the Secretary of State, for the purposes of the Act and with a view to the guidance of local planning authorities in the performance of their functions under the Act and the Town and Country Planning Act 1990 in relation to buildings of special architectural or historic interest, to compile lists of such buildings, and she may amend any list so compiled.

2. On 19 January 1994, the Secretary of State compiled a list of buildings of special architectural or historic interest situate in the District of Hambleton (that part including the Civil Parish of Linton on Ouse).

3. The Secretary of State, having consulted with the Historic Buildings and Monuments Commission for England and such other persons or bodies of persons who appear to her appropriate as having special knowledge of, and interest in, such buildings, considers that the said list should be amended in the manner set out in the Schedule hereto.

NOW THEREFORE the Secretary of State, in exercise of the powers conferred on her by Section 1 of the Act, hereby amends the said list in the manner set out in the Schedule hereto.

HSD DOC 2



SCHEDULE

The entry for:-

SE 46 SE

1/15

GV

Shall be replaced by:-

LINTON ON OUSE

LINTON LOCK

Weir and Salmon Ladder

II

LINTON ON OUSE

1/15

20.10.86

GV

LINTON LOCK

Weir and Salmon Ladder

II*

Weir and Salmon Ladder. Of c1767 origin with later repairs. Coursed limestone, part cement-rendered. Weir across most of the river with overflow channel on right and salmon ladder on left. The retaining wall on the right side of the river has herringbone-tooled stones. The top surface above the overflow channel is of large blocks of stone with iron, lead-covered ties. Later paddles with winding gear. The salmon ladder has a series of stepped basins with ramped walls and adjoining it, down river, the remains of a wall and possibly a large pool. The weir and salmon ladder were constructed following an Act of Parliament of 1767. 'An Act for Making Navigable the River Ouse.....1767' in Private Acts 1757-1769, York Library.

Dated:- 9th March 2004.

Signed by authority of the
Secretary of State

Elaine Pearce

ELAINE PEARCE
Department for Culture, Media
and Sport