

PINS REF:

**APP/B1930/A/07/2045
747/NWF**

**STATEMENT OF AGREED
FACTS: NOISE**

In respect of

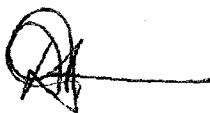
**SITE AT LAND IN AND
AROUND FORMER
AERODROME, NORTH
ORBITAL ROAD, UPPER
COLNE VALLEY,
HERTFORDSHIRE**

Signed



.....
On behalf of St Albans
District Council

Signed



.....
On behalf of Helioslough
Ltd

Date: 10th October 2007

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1.0 INTRODUCTION:

1.1 The following is the result of discussions between Doug Sharps of Sharps Redmore for Helioslough Ltd (DS), and Ron Hawkes of Atkins for St. Albans City and District Council (RH).

2.0 NOISE MONITORING

2.1 RH has been supplied with noise data (in the Environmental Statement) related to monitoring at five locations and is satisfied that it reflects the current ambient noise climate at those locations. DS has been supplied with noise data from continuous monitoring at an additional location and is satisfied that it reflects the current ambient noise climate at that location.

3.0 NOISE ASSESSMENT

3.1 We continue to discuss predicted noise levels at various locations under various scenarios where there are differences between us. With limited exceptions, we are in agreement on the magnitude of changes in road traffic noise as set out in Appendix 7.A7 of the Environmental Statement.

3.2 As to rail noise, there are some differences between us, particularly on day/night noise differentials and shoulder hours, we are agreed that rail noise consequent on the development is unlikely to constitute a significant adverse impact.

3.3 As to noise from on-site activities during the operational phase, we differ on the appropriate method of assessment. DS favours an assessment method based on consideration of change in noise level and resultant noise level from the cumulative road, rail and on-site sources.

3.4 RH favours an assessment based on consideration of impact from each of the three sources separately. In relation to noise from on-site activity, RH favours the use of BS4142:1997.

3.5 Predictions of noise levels from on-site activities are under discussion. For these purposes, on-site activities include the movements of road and rail vehicles within the site and on the new chord line.

4.0 CONSTRUCTION NOISE

4.1 Noise from construction associated with the development can be limited under the provisions of Sections 60 or 61 of the Control of Pollution Act. It is understood that, should the appeal succeed, the developer intends to make an application to the Local Authority for a consent under Section 61 of this Act, and that application would be supported by a Construction Method Statement which would address the issues of permitted working hours, methods of working, noise limits and such other matters as the Local Authority may reasonably require.

4.2 The contractor may be required to follow good site practice in accordance with the advice within BS5228: Part 1:1997.

4.3 Nevertheless, we are agreed that there would be some temporary adverse noise impacts during the day particularly from construction of the noise bunds, and where night working is required particularly in relation to new rail works.