Appendix I of <u>RNTPC Paper No. A/YL-KTS/997</u>

1 5 MAR 2024

This document is received on _____ I J MAR 2024 The Town Planning Board will formally acknowledge the date of receipt of the application only upon receipt of all the required information and documents.

<u>Form No. S16-III</u> 表格第 S16-III 號

APPLICATION FOR PERMISSION

UNDER SECTION 16 OF

THE TOWN PLANNING ORDINANCE

(CAP. 131)

根 據 《 城 市 規 劃 條 例 》(第 131 章) 第 16 條 遞 交 的 許 可 申 請

<u>Applicable to Proposal Only Involving Temporary Use/Development of Land</u> <u>and/or Building Not Exceeding 3 Years in Rural Areas or Regulated Areas,</u> or Renewal of Permission for such Temporary Use or Development*

適用於祇涉及位於鄉郊地區或受規管地區土地上及/或建築物內進行

為期不超過三年的臨時用途/發展或該等臨時用途/發展的許可續期的建議*

*Form No. S16-I should be used for other Temporary Use/Development of Land and/or Building (e.g. temporary use/developments in the Urban Area) and Renewal of Permission for such Temporary Use or Development. *其他土地上及/或建築物內的臨時用途/發展 (例如位於市區內的臨時用途或發展)及有關該等臨時用途/發 展的許可續期,應使用表格第 S16-I 號。

Applicant who would like to publish the <u>notice of application</u> in local newspapers to meet one of the Town Planning Board's requirements of taking reasonable steps to obtain consent of or give notification to the current land owner, please refer to the following link regarding publishing the notice in the designated newspapers: <u>https://www.tpb.gov.hk/en/plan_application/apply.html</u>

申請人如欲在本地報章刊登<u>申請通知</u>,以採取城市規劃委員會就取得現行土地擁有人的同意或通知現行 土地擁有人所指定的其中一項合理步驟,請瀏覽以下網址有關在指定的報章刊登通知: <u>https://www.tpb.gov.hk/tc/plan_application/apply.html</u>

<u>General Note and Annotation for the Form</u> <u>填寫表格的一般指引及註解</u>

- * "Current land owner" means any person whose name is registered in the Land Registry as that of an owner of the land to which the application relates, as at 6 weeks before the application is made 「現行土地擁有人」指在提出申請前六星期,其姓名或名稱已在土地註冊處註冊為該申請所關乎的 土地的擁有人的人
- * Please attach documentary proof 請夾附證明文件

^ Please insert number where appropriate 請在適當地方註明編號

Please fill "NA" for inapplicable item 請在不適用的項目填寫「不適用」

Please use separate sheets if the space provided is insufficient 如所提供的空間不足,請另頁說明 Please insert a ', at the appropriate box 請在適當的方格內上加上「, 」號

Form No. S16-III 表格第 S16-III 號

For Official Use Only	Application No. 申請編號	A/YL-KTS/997
請勿填寫此欄	Date Received 收到日期	1 5 MAR 2024

- The completed form and supporting documents (if any) should be sent to the Secretary, Town Planning Board (the Board), 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong.
 申請人須把填妥的申請表格及其他支持申請的文件(倘有),送交香港北角渣華道 333 號北角政府合署 15 樓城市 規劃委員會(下稱「委員會」)秘書收。
- 2. Please read the "Guidance Notes" carefully before you fill in this form. The document can be downloaded from the Board's website at <u>http://www.tpb.gov.hk/</u>. It can also be obtained from the Secretariat of the Board at 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong (Tel: 2231 4810 or 2231 4835), and the Planning Enquiry Counters of the Planning Department (Hotline: 2231 5000) (17/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong and 14/F, Sha Tin Government Offices, 1 Sheung Wo Che Road, Sha Tin, New Territories). 請先細閱《申請須知》的資料單張,然後填寫此表格。該份文件可從委員會的網頁下載(網址: <u>http://www.tpb.gov.hk/</u>),亦可向委員會秘書處(香港北角渣華道 333 號北角政府合署 15 樓 電話: 2231 4810 或 2231 4835)及規劃署的規劃資料查詢處(熱線: 2231 5000) (香港北角渣華道 333 號北角政府合署 17 樓及新界沙田上禾輋路 1 號沙田政府合署 14 樓)索取。
- 3. This form can be downloaded from the Board's website, and obtained from the Secretariat of the Board and the Planning Enquiry Counters of the Planning Department. The form should be typed or completed in block letters. The processing of the application may be refused if the required information or the required copies are incomplete. 此表格可從委員會的網頁下載,亦可向委員會秘書處及規劃署的規劃資料查詢處索取。申請人須以打印方式或以正楷填寫表格。如果申請人所提交的資料或文件副本不齊全,委員會可拒絕處理有關申請。

1. Name of Applicant 申請人姓名/名稱

(□Mr. 先生 /□Mrs. 夫人 /□Miss 小姐 /□Ms. 女士 / Company 公司 /□Organisation 機構)

Sunny Sea Limited 瑞承有限公司

2. Name of Authorised Agent (if applicable) 獲授權代理人姓名/名稱(如適用)

(□Mr. 先生 /□Mrs. 夫人 /□Miss 小姐 /□Ms. 女士 / ☑ Company 公司 /□ Organisation 機構)

R-riches Property Consultants Limited 盈卓物業顧問有限公司

3.	Application Site 申請地點	
(a)	Full address / location / demarcation district and lot number (if applicable) 詳細地址:/地點/丈量約份及 地段號碼(如適用)	Lots 512 (A-B) and 512 (C-E) in D.D. 113, Kam Tin, Yuen Long, New Territories
(b)	Site area and/or gross floor area involved 涉及的地盤面積及/或總樓面面積	☑Site area 地盤面積 1,539 _sq.m 平方米☑About 約 ☑Gross floor area 總樓面面積 378 sq.m 平方米☑About 約
(c)	Area of Government land included (if any) 所包括的政府土地面積(倘有)	N/A sq.m 平方米 □About 約

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(d)	Name and number of the related statutory plan(s) 有關法定圖則的名稱及編號	Approved Kam Tin South Outline Zoning Plan No. S/	YL-KTS/15
(e)	Land use zone(s) involved 涉及的土地用途地帶	"Agriculture" zone	
(6)	Current use(s)	Vacant	
(f)	現時用途	(If there are any Government, institution or community facilities, p plan and specify the use and gross floor area) (如有任何政府、機構或社區設施,請在圖則上顯示,並註明用)	
4.	"Current Land Owner" of A	pplication Site 申請地點的「現行土地擁有人	< _
The	applicant 申請人 –		
	is the sole "current land owner"#& (pl	ease proceed to Part 6 and attach documentary proof of ownersh 青繼續填寫第6部分,並夾附業權證明文件)。	ip).
	is one of the "current land owners" ^{# &} 是其中一名「現行土地擁有人」 ^{#&}	(please attach documentary proof of ownership). (請夾附業權證明文件)。	
	is not a "current land owner" [#] . 並不是「現行土地擁有人」 [#] 。		
	The application site is entirely on Go 申請地點完全位於政府土地上(請	vernment land (please proceed to Part 6). 繼續填寫第 6 部分)。	
5.	Statement on Owner's Conse 就土地擁有人的同意/通9		
(a)	involves a total of "c	年	
(b)	The applicant 申請人 –		
		"current land owner(s)" [#] .	
	已取得 名「		
	Details of consent of "current l	land owner(s)" # obtained 取得「現行土地擁有人」 #同意的語	羊情
	Land Owner(s) Registry wh	/address of premises as shown in the record of the Land here consent(s) has/have been obtained 田處記錄已獲得同意的地段號碼/處所地址 (日/月/年)	的日期
	(Please use separate sheets if the spa	ace of any box above is insufficient.如上列任何方格的空間不足,訂	情另頁說明)

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D	Details of the "current land owner(s)" [#] notified 已獲通知「現行土地擁有人」"的詳細資料						
L: 「	nd Owner(s) Land Rep	gistry where notification	es as shown in the record on(s) has/have been give 通知的地段號碼/處所均	n of the	Date of norfficatio given (DD/MM/YYYY) 通知日朝(日/月/年)		
					/		
			/				
(Ple	ase use separate sheets if the	space of any box above	is insufficient. 如上列任何	方格的空間	間不足,請另頁說明)		
_	taken reasonable steps to。 《取合理步驟以取得土地	-		. ,			
Rea	sonable Steps to Obtain C	onsent of Owner(s)	取得土地擁有人的同意	所採取的	合理步驟		
	sent request for consent 於	to the "current land ov (日/月/年)向每一名「	vner(s) ^{**} on 現行土地擁有人」 [#] 郵	遞要求同詞	_(DD/MM/YYYY) ^{#{} 意書 ^{&}		
Rea	Reasonable Steps to Give Notification to Owner(s) 向土地擁有人發出通知所採取的合理步驟						
	published notices in loca 於				°Y) ^{&}		
	posted notice in a promi	- /	ar application site/premis	es on			
	於	(日/月/年)在申請地黑	上一申請處所或附近的顯	頁明位置則	出關於該申請的通		
	sent notice to relevant owners' corporation(s)/owners' committee(s)/mutual aid committee(s)/managemen office(s) or rural committee on (DD/MM/YYY) ^{&}						
		(日/月/年)把通知寄	 往相關的業主立案法團]/業主委員	員會/互助委員會或		
<u>Oth</u>	ers 其他						
	others (please specify) 其他(清指明)						
,	/		⁹		· · ·		

6. Type(s) of Applicatio	n 申請類別		
Regulated Areas 位於鄉郊地區或受規管 (For Renewal of Permiss proceed to Part (B))	opment of Land and/or Bu 地區土地上及/或建築物内 ion for Temporary Use or Do 見管地區臨時用途/發展的規劃	進行為期不超過三年的函 evelopment in Rural Area	時用途/發展 s or Regulated Areas, please
(a) Proposed use(s)/development 擬議用途/發展		eriod of 3 Years and Asso	
(b) Effective period of permission applied for 申請的許可有效期	☑ year(s) 年 □ month(s) 個月	3	
(c) Development Schedule 發展			
Proposed uncovered land area		1,161	sq.m ☑About 約
-			sq.m ☑About 約
Proposed covered land area		_	
Proposed number of building	s/structures 擬議建築物/構築		
Proposed domestic floor area	擬議住用樓面面積		sq.m 🗆 About 約
Proposed non-domestic floor	area 擬議非住用樓面面積	378	sq.m 🗹 About 約
Proposed gross floor area 擬詞	義總樓面面積		sq.m 🗹 About 約
Proposed height and use(s) of dif 的擬議用途 (如適用) (Please us STRUCTURE USE			
B1 WAREHOUSE (EXCLUDING SITE OFFICE, WASHROOM			T)(1-STOREY)
B2 WAREHOUSE (EXCLUDING	D.G.G.) 216 m ² (ABOUT) TOTAL <u>378 m² (ABOUT)</u>	216 m ² (ABOUT) 8 m (ABOU <u>378 m² (ABOUT)</u>	T)(1-STOREY)
*D.G.G DANGEROUS GOODS GODOWN			
Proposed number of car parking	spaces by types 不同種類停車	立的擬議數目	
Private Car Parking Spaces 私家	王車車位		3 (PC)
Motorcycle Parking Spaces 電單	軍車車位	····	
Light Goods Vehicle Parking Spa	aces 輕型貨車泊車位		
Medium Goods Vehicle Parking	Spaces 中型貨車泊車位		
Heavy Goods Vehicle Parking S			
Others (Please Specify) 其他 (語	青列明)		
Proposed number of loading/unlo	oading spaces 上落客貨車位的推	疑議數目	
Taxi Spaces 的士車位			
Coach Spaces 旅遊巴車位	and the states		
Light Goods Vehicle Spaces 輕狂			4 (440) 0
Medium Goods Vehicle Spaces			1 (MGV)
Heavy Goods Vehicle Spaces			
Others (Please Specify) 其他 (語	青列明)		

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	osed operating hours day to Saturday fror		0, no operation on Sunday and public holiday
(d)	Any vehicular acce the site/subject build 是否有車路通往地 有關建築物?	ing?	 ✓ There is an existing access. (please indicate the street name, where appropriate) 有一條現有車路。(請註明車路名稱(如適用)) Accessible from Kam Ho Road via a local access □ There is a proposed access. (please illustrate on plan and specify the width) 有一條擬議車路。(請在圖則顯示,並註明車路的闊度)
(1)			
(e)	(If necessary, please u	use separate shee for not providir	議發展計劃的影響 ts to indicate the proposed measures to minimise possible adverse impacts or give g such measures. 如需要的話,請另頁註明可盡量減少可能出現不良影響的
(i)	Does the development proposal involve alteration of existing building? 擬議發展計劃是 否包括現有建築 物的改動? Does the development proposal involve the operation on the right? 擬議發展是否涉 及右列的工程?		Please provide details 請提供詳情 Please provide details 請提供詳情 Please indicate on site plan the boundary of concerned land/pond(s), and particulars of stream liversion, the extent of filling of land/pond(s) and/or excavation of land) Ight ## #################################
(iii)	Would the development proposal cause any adverse impacts? 擬議發展計劃會 否造成不良影 響?	Landscape Imp Tree Felling Visual Impact	通 Yes 會 No 不會 ✔ y 對供水 Yes 會 No 不會 ✔ 排水 Yes 會 No 不會 ✔ 坡 Yes 會 No 不會 ✔ pes 受斜坡影響 Yes 會 No 不會 ✔ act 構成景觀影響 Yes 會 No 不會 ✔

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Please state measure(s) to minimise the impact(s). For tree felling, please state the number, diameter at breast height and species of the affected trees (if possible) 請註明盡量減少影響的措施。如涉及砍伐樹木,請說明受影響樹木的數目、及胸高度的樹幹直徑及品種(倘可)

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	Temporary Use or Development in Rural Areas or Regulated Areas 區臨時用途/發展的許可續期
(a) Application number to which the permission relates 與許可有關的申請編號	A//
(b) Date of approval 獲批給許可的日期	(DD 日/XIM 月/YYYY 年)
(c) Date of expiry 許可屆滿日期	(DD 日/MM 月/YYYY 年)
(d) Approved use/development 已批給許可的用途/發展	
(e) Approval conditions 附帶條件	 □ The permission does not have any approval condition 許可並沒有任何附帶條件 □ Applicant has complied with all the approval conditions 申請人已履行全部附帶條件 □ Applicant has not yet complied with the following approval condition(s): 申請人仍未履行下列附帶條件 : □ Reason(s) for non-compliance: 仍未履行的原因 : □ (Please use separate sheets if the space above is insufficient) (如以上空間不足,請另頁說明)
(f) Renewal period sought 要求的續期期間	 year(s) 年 month(s) 個月

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7. Justifications 理由

The applicant is invited to provide justifications in support of the application. Use separate sheets if necessary. 現請申請人提供申請理由及支持其申請的資料。如有需要,請另頁說明)。

Please refer to the supplementary statement.
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8. Declaration 聲明
I hereby declare that the particulars given in this application are correct and true to the best of my knowledge and belief. 本人謹此聲明,本人就這宗申請提交的資料,據本人所知及所信,均屬真實無誤。
I hereby grant a permission to the Board to copy all the materials submitted in this application and/or to upload such materials to the Board's website for browsing and downloading by the public free-of-charge at the Board's discretion. 本人現准許委員會酌情將本人就此申請所提交的所有資料複製及/或上載至委員會網站,供公眾免費瀏覽或下載。
Signature       □ Applicant 申請人 / ☑ Authorised Agent 獲授權代理人         簽署       □ Applicant 申請人 / ☑ Authorised Agent 獲授權代理人
Michael WONG
Name in Block LettersPosition (if applicable)姓名(請以正楷填寫)職位 (如適用)
Professional Qualification(s)       □       Member 會員 / □       Fellow of 資深會員         專業資格       □       HKIP 香港規劃師學會 / □       HKIA 香港建築師學會 /         □       HKIS 香港測量師學會 / □       HKIE 香港工程師學會 /         □       HKILA 香港園境師學會 / □       HKIUD 香港城市設計學會         □       RPP 註冊專業規劃師         Others 其他       Others 其他
on behalf of 代表
✔ Company 公司 / □ Organisation Name and Chop (if applicable) 機構名稱及蓋章(如適用)
Date 日期 4/3/2024(DD/MM/YYYY 日/月/年)

#### <u>Remark 備註</u>

The materials submitted in this application and the Board's decision on the application would be disclosed to the public. Such materials would also be uploaded to the Board's website for browsing and free downloading by the public where the Board considers appropriate.

委員會會向公眾披露申請人所遞交的申請資料和委員會對申請所作的決定。在委員會認為合適的情況下,有關申請 資料亦會上載至委員會網頁供公眾免費瀏覽及下載。

#### Warning 警告

Any person who knowingly or wilfully makes any statement or furnish any information in connection with this application, which is false in any material particular, shall be liable to an offence under the Crimes Ordinance. 任何人在明知或故意的情況下,就這宗申請提出在任何要項上是虛假的陳述或資料,即屬違反《刑事罪行條例》。

#### Statement on Personal Data 個人資料的聲明

- 1. The personal data submitted to the Board in this application will be used by the Secretary of the Board and Government departments for the following purposes:
  - 委員會就這宗申請所收到的個人資料會交給委員會秘書及政府部門,以根據《城市規劃條例》及相關的城市規 劃委員會規劃指引的規定作以下用途:
  - (a) the processing of this application which includes making available the name of the applicant for public inspection, when making available this application for public inspection; and
  - 處理這宗申請,包括公布這宗申請供公眾查閱,同時公布申請人的姓名供公眾查閱;以及 (b) facilitating communication between the applicant and the Secretary of the Board/Government departments. 方便申請人與委員會秘書及政府部門之間進行聯絡。
- 2. The personal data provided by the applicant in this application may also be disclosed to other persons for the purposes mentioned in paragraph 1 above. 由語人前這些由語提供的個人答約, 武式命句甘助人士按察, 因你上述第 1 仍想马的用途。

申請人就這宗申請提供的個人資料,或亦會向其他人士披露,以作上述第1段提及的用途。

 An applicant has a right of access and correction with respect to his/her personal data as provided under the Personal Data (Privacy) Ordinance (Cap. 486). Request for personal data access and correction should be addressed to the Secretary of the Board at 15/F, North Point Government Offices, 333 Java Road, North Point, Hong Kong. 根據《個人資料(私隱)條例》(第 486 章)的規定,申請人有權查閱及更正其個人資料。如欲查閱及更正個人資料, 應向委員會秘書提出有關要求,其地址為香港北角渣華道 333 號北角政府合署 15 樓。

### Gist of Application 申請摘要 (Please provide details in both English and Chinese as far as possible. This part will be circulated to relevant consultees, uploaded to the Town Planning Board's Website for browsing and free downloading by the public and available at the Planning Enquiry Counters of the Planning Department for general information.) (請盡量以英文及中文填寫。此部分將會發送予相關諮詢人士、上載至城市規劃委員會網頁供公眾免費瀏覽及 下載及於規劃署規劃資料查詢處供一般參閱。) (For Official Use Only) (請勿填寫此欄) Application No. 申請編號 Location/address Lots 512 (A-B) and 512 (C-E) in D.D. 113, Kam Tin, Yuen Long, New Territories 位置/地址 Site area . 1. j . . . . . . 1.539 sq. m 平方米 ☑ About 約 地盤面積 N/A sq.m 平方米 口 About 約) (includes Government land of 包括政府土地 Plan 圖訓 Approved Kam Tin South Outline Zoning Plan No. S/YL-KTS/15 Zoning 地帶 "Agriculture" zone Type of Temporary Use/Development in Rural Areas or Regulated Areas for a Period of Application 位於鄉郊地區或受規管地區的臨時用途/發展為期 申請類別 ☑ Year(s) 年 3 □ Month(s) 月 C Renewal of Planning Approval for Temporary Use/Development in Rural Areas or Regulated Areas for a Period of 位於鄉郊地區或受規管地區臨時用途/發展的規劃許可續期為期 □ Year(s) 年 _____ □ Month(s) 月 _____ Applied use/ development Proposed Temporary Warehouse (Excluding Dangerous Goods Godown) with 申請用途/發展 Ancillary Facilities for a Period of 3 Years and Associated Filling of Land

(i)	Gross floor area and/or plot ratio		sq	m 平方米	Plot R	atio 地積比率
	總樓面面積及/或 地積比率	Domestic 住用	N/A	□ About 約 □ Not more than 不多於	N/A	□About 約 □Not more than 不多於
		Non-domestic 非住用	378	☑ About 約 □ Not more than 不多於	0.25	☑About 約 □Not more than 不多於
(ii)	No. of blocks 幢數	Domestic 住用		N/A		
		Non-domestic 非住用		2		
(iii)	Building height/No. of storeys 建築物高度/層數	Domestic 住用		N/A	🗆 (Not	m 米 more than 不多於)
				N/A	🗆 (Not	Storeys(s) 層 more than 不多於)
		Non-domestic 非住用		8 (about)	🗆 (Not	m 米 more than 不多於)
				1	🗆 (Not	Storeys(s) 層 more than 不多於)
(iv)	Site coverage 上蓋面積		25		%	Ø About 約
(v)	No. of parking spaces and loading /	Total no. of vehicle	e parking spac	es 停車位總數		3
	unloading spaces 停車位及上落客貨 車位數目	Medium Goods V	ng Spaces 電 icle Parking S rehicle Parking nicle Parking S	單車車位 paces 輕型貨車泊車 g Spaces 中型貨車泊 Spaces 重型貨車泊1	白車位	3 (PC)
	Total no. of vehicle loading/unloading bays/lay-bys 上落客貨車位/停車處總數					1
		Taxi Spaces 的土 Coach Spaces 旅 Light Goods Vehi Medium Goods V Heavy Goods Veh Others (Please Sp	遊巴車位 icle Spaces 輕 Tehicle Spaces nicle Spaces 重	中型貨車位		1 (MGV)

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	<u>Chinese</u> 中文	<u>English</u> 英文
Plans and Drawings 圖則及繪圖		
Master layout plan(s)/Layout plan(s) 總綱發展藍圖/布局設計圖		$\checkmark$
Block plan(s) 樓宇位置圖		
Floor plan(s) 樓宇平面圖		
Sectional plan(s) 截視圖		
Elevation(s) 立視圖		
Photomontage(s) showing the proposed development 顯示擬議發展的合成照片		
Master landscape plan(s)/Landscape plan(s) 圜境設計總圖/園境設計圖		
Others (please specify) 其他(請註明)		$\checkmark$
Location Plan, Plan showing the land status, zoning and land filling of the application si	_	
Swept path analysis, The accepted drainage proposal and drainage record of the previo	ous application	, FSIs prop
Reports 報告書		
Planning Statement/Justifications 規劃綱領/理據		<b>⊠</b>
Environmental assessment (noise, air and/or water pollutions)		
環境評估(噪音、空氣及/或水的污染)		
Traffic impact assessment (on vehicles) 就車輛的交通影響評估		
Traffic impact assessment (on pedestrians) 就行人的交通影響評估		
Visual impact assessment 視覺影響評估		
Landscape impact assessment 景觀影響評估		
Tree Survey 樹木調查		
Geotechnical impact assessment 土力影響評估		
Drainage impact assessment 排水影響評估		
Sewerage impact assessment 排污影響評估		
Risk Assessment 風險評估		
Others (please specify) 其他(請註明)		
	_	

- Note: The information in the Gist of Application above is provided by the applicant for easy reference of the general public. Under no circumstances will the Town Planning Board accept any liabilities for the use of the information nor any inaccuracies or discrepancies of the information provided. In case of doubt, reference should always be made to the submission of the applicant.
   註: 上述申請摘要的資料是由申請人提供以方便市民大眾參考。對於所載資料在使用上的問題及文義上的歧異,城市規劃委員
- 會概不負責。若有任何疑問,應查閱申請人提交的文件。

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#### Supplementary Statement

#### 1) Background

- 1.1 The applicant seeks planning permission from the Town Planning Board (the Board) to use *Lots* 512 (A-B) and 512 (C-E) in D.D. 113, Kam Tin, Yuen Long, New Territories (the Site) for 'Proposed Temporary Warehouse (Excluding Dangerous Goods Godown) with Ancillary Facilities for a Period of 3 Years and Associated Filling of Land' (proposed development) (Plan 1 to 3).
- 1.2 Due to the increasing demand for warehouse floorspace in recent years, the applicant would like to use the Site for warehouse in order to support the local warehousing and storage industry.

#### 2) Planning Context

- 2.1 The Site currently falls within an area zoned as "Agriculture" ("AGR") on the Approved Kam Tin South Outline Zoning Plan (OZP) No.: S/YL-KTS/15. According to the Notes of the OZP, the applied use is not a column one nor two uses within the "AGR" zone, which requires planning permission from the Board (**Plan 2**).
- 2.2 Although the Site falls within area zoned as "AGR", there is no active agricultural use within the Site. The Site is also surrounded by sites occupied by open storage and some low-rise temporary structures, the proposed development is considered not incompatible with the surrounding area. Therefore, approval of the current application on a temporary basis of 3 years would better utilize deserted agricultural land and would not jeopardize the long-term planning intention of the "AGR" zone.
- 2.3 The Site is the subject of a previous S.16 planning application No. A/YL-KTS/869 for 'temporary animal boarding establishment' of the same applicant, which was approved by the Board on a temporary basis of 5 years in 2021. When compared with the previous application No. A/YL-KTS/869, the site area is slightly increased from 1,527m² to 1,539m² in order to meet the operational need. The applicant has complied with all the planning approval conditions in regard to the drainage and fire safety aspect within the designated time period. In support the current application, the applicant has submitted the accepted drainage proposal of the previous application (No. A/YL-KTS/869), photographic records of the drainage facilities and a fire service installations (FSIs) proposal to mitigate potential adverse impact arisen from the



proposed development (Appendices I to III).

#### 3) Development Proposal

3.1 The Site occupied an area of 1,539 m² (about) (Plan 3). The operation hours of Site are Monday to Saturday from 09:00 to 18:00. No operation on Sunday and public holiday. A total of two one-storey structures are proposed at the Site for warehouses (excluding dangerous goods godown), site office and washroom with total GFA of 378 m² (about) (Plan 4). The ancillary site office is intended to provide indoor workspace for administrative staff to support the daily operation of the Site. It is estimated that the Site would be able to accommodate 6 staff. As the Site is proposed for 'warehouse' use with no shopfront, no visitor is anticipated at the Site. Details of development parameters are shown at Table 1 below:

Application Site Area	1,539 m² (about)
Covered Area	378 m² (about)
Uncovered Area	1,161 m² (about)
Plot Ratio	0.25 (about)
Site Coverage	25 % (about)
Number of Structure	2
Total GFA	378 m² (about)
- Domestic GFA	Not applicable
- Non-Domestic GFA	378 m² (about)
Building Height	8 m (about)
No. of Storey	1

Table 1 – Major Development Parameters

- 3.2 The proposed warehouse is intended for storage of construction materials (i.e. bricks, tiles, column) and construction machineries (i.e. elevated platform, electric generator etc.). No dangerous goods and workshop activities will be stored/conducted at the Site at any time during the planning approval period.
- 3.3 The Site has been filled wholly with concrete of not more than 0.2 m (about) in depth for site formation of structures and circulation area (Plan 5). As heavy loading of structures and vehicles would compact the existing soiled ground and weaken the ground surface, concrete



site formation is required to meet the operation needs and the extent of filling has been kept to minimal. The applicant will reinstate the Site to an amenity area after the planning approval period.

3.4 The Site is accessible from Kam Ho Road via a local access (**Plan 1**). A total of 4 parking and loading/unloading (L/UL) spaces are provided at the Site, details are shown at **Table 2** below:

 Table 2 – Parking and Loading/Unloading Provisions

Type of Space	No. of Space
Private Car (PC) Parking Space for Staff	2
- 2.5 m (W) x 5 m (L)	5
L/UL Space for Medium Goods Vehicle (MGV)	1
- 3.5 m (W) x 11 m (L)	1

3.5 Private car parking spaces are provided for staff to commute to the Site. MGVs are deployed for transportation of construction materials and machineries to be stored at the Site, hence, L/UL spaces for the aforesaid vehicles are provided (**Plan 4**). Sufficient space is also provided for vehicle to smoothly manoeuvre within the Site to ensure that no vehicle will turn back onto the local access (**Plan 6**). Staff is also deployed at the ingress/ egress of the Site to direct vehicle entering/exiting the Site to enhance pedestrian safety. As traffic generated and attracted by the proposed development is minimal (as shown at **Table 3** below), adverse traffic impact to the nearby road network should not be anticipated.

Time Period	PC		M	2-Way	
	In	Out	In	Out	Total
Trips at <u>AM peak</u> per hour	3	0	1	0	4
(09:00 – 10:00)	5	0	Ŧ	0	4
Trips at <u>PM peak</u> per hour	0	3	0	1	4
(17:00 – 18:00)	U	5	0	1	4
Traffic trip per hour (average)	0	0	1	1	2
(10:00 – 17:00)	0	0		L	2

 Table 3 – Estimated Trip Generation and Attraction of the Proposed Development

3.6 All the proposed works will be carried out at least 3 m away from the top bank of the existing natural stream that is located at the south of the Site (**Plans 1** and **3**). The proposed works will not create any adverse impact both during and after the construction.



3.7 The applicant will strictly follow the 'Code of Practice on Handling the Environmental Aspects of Temporary Uses and Open Storage Sites' issued by Environmental Protection Department (EPD) to minimise adverse environmental impacts and nuisance to the surrounding area. The applicant will strictly comply with all environmental protection / pollution control ordinances, i.e. Water Pollution Control Ordinance, Air Pollution Control Ordinance, Noise Control Ordinance etc. at any time during the planning approval period. The applicant will follow the Professional Persons Environmental Consultative Committee Practice Notes (ProPECCPNs) for sewage treatment at the Site.

#### 4) Conclusion

- 4.1 The proposed development will not create significant nuisance to the surrounding areas. Adequate mitigation measures are provided, i.e. submission of drainage proposals, drainage records and fire service installations proposals to mitigate any adverse impact arising from the proposed development (Appendices I to III).
- 4.2 In view of the above, the Board is hereby respectfully recommended to <u>approve</u> the subject application for '**Proposed Temporary Warehouse (Excluding Dangerous Goods Godown) with Ancillary Facilities for a Period of 3 Years and Associated Filling of Land**'.

R-riches Property Consultants Limited March 2024



Proposed Temporary Warehouse (Excluding Dangerous Goods Godown) with Ancillary Facilities for a Period of 3 Years and Associated Filling of Land in "Agriculture" Zone, Lots 512 (A-B) and 512 (C-E) in D.D. 113, Kam Tin, Yuen Long, N.T.

#### APPENDICES

Appendix I	The Accepted Drainage Proposal of the Previous Application No. A/YL-
	KTS/869
Appendix II	The Accepted Photographic Records of the Accepted Drainage Proposal
	of the Previous Application No. A/YL-KTS/869
Appendix III	Fire Service Installations Proposal

#### LIST OF PLANS

Plan 1	Location Plan
Plan 2	Plan Showing the Zoning of the Application Site
Plan 3	Plan Showing the Land Status of the Application Site
Plan 4	Layout Plan
Plan 5	Plan Showing the Filling of Land and Pond Area of the Application Site
Plan 6	Swept Path Analysis









DEVELOPMENT PARAMETE	ERS			STRUCTURE	USE		COVERED	GFA	BUILDING	NORTH
APPLICATION SITE AREA COVERED AREA	: 1,539 m ² : 378 m ²	(ABOUT)		B1	WAREHOUSE (EXCLUDING D.G.G.),		AREA 162 m ² (ABOUT)	162 m ² (ABOUT)	8 m (ABOUT)(1-STOREY)	
UNCOVERED AREA	: 1,161 m ²	(ABOUT) (ABOUT)		B1 B2	WAREHOUSE (EXCLUDING D.G.G.), SITE OFFICE, WASHROOM WAREHOUSE (EXCLUDING D.G.G.)		216 m ² (ABOUT)	216 m ² (ABOUT)	8 m (ABOUT)(1-STOREY)	W E
PLOT RATIO SITE COVERAGE	: 0.25 : 25 %	(ABOUT) (ABOUT)				TOTAL	<u>378 m² (ABOUT)</u>	<u>378 m² (ABOUT)</u>		
NO. OF STRUCTURE DOMESTIC GFA NON-DOMESTIC GFA TOTAL GFA	: 2 : NOT APPLICA : 378 m ² : 378 m ²	ABLE (ABOUT) (ABOUT)		*D.G.G DANGE	EROUS GOODS GODOWN					5
BUILDING HEIGHT NO. OF STOREY	: 8 m : 1	(ABOUT)								
			APPLICATION SITE	<u>52</u>	CIRCULATION		INGRESS / EGR 4.5 m (ABOUT)			
										PROJECT PROPOSED TEMPORARY WAREHOUSE (EXCLUDING DANGEROUS GOODS GODOWN) WITH ANCILLARY FACILITIES FOR A PERIOD OF 3 YEARS AND ASSOCIATED FILLING OF LAND SITELOCATION VARIOUS LOTS IN D.D. 113, KAM TIN, YUEN LONG, NEW
								LEGEND		SCALE           1:500 @ A4           DRAWN BY           DATE           MN           27.2.2024
PARKING AND LOADING / UN	NLOADING PROV	VISIONS						APPLICA	ATION SITE	REVISED BY DATE
NO. OF PRIVATE CAR PARKI DIMENSION OF PARKING SP.		:3	5 m (M)							APPROVED BY DATE
NO. OF L/UL SPACE FOR ME		:5 m (L) x 2	(w) III 6.							DWG. TITLE
DIMENSION OF L/UL SPACE		: 11 m (L) x	3.5 m (W)						G / UNLOADING SPACE (MGV)	LAYOUT PLAN DWG NO. VER.
									, LONLOO	DWG NO. VER. PLAN 4 001

#### FILLING OF LAND AT THE APPLICATION SITE

APPLICATION SITE AREA	: 1,539 m ²	(ABOUT)
COVERED BY STRUCTURE	: 378 m ²	(ABOUT)
EXISTING HARD-PAVED AREA DEPTH OF LAND FILLING EXISTING SITE LEVELS MATERIAL OF LAND FILLING USE	: 1,539 m ² : NOT MORE THAN 0.2 m : +20.4 mPD (ABOUT) : CONCRETE : SITE FORMATION OF STR AND CIRCULATION SPAC	

THE APPLICATION SITE HAS BEEN HARD-PAVED AND NO FURTHER FILLING OF LAND (CONCRETE) WILL BE REQUIRED FOR THE PROPOSED DEVELOPMENT.





SITE LEVELS ARE FOR REFERENCE ONLY.







#### **Planning Department**

Fanling, Sheung Shui & Yuen Long East District Planning Office
Unit 2202, 22/F., CDW Building,
388 Castle Peak Road, Tsuen Wan, N.T.

來函檔號	Your Reference :	
本署檔號	Our Reference :	TPB/A/YL-KTS/869
電話號碼	Tel. No. :	3168 4072
傳真機號碼	Fax No. :	3168 4074/ 3168 4075

By Post & Fax (2323 3662)

Dear Sir/ Madam,

17 January 2022

#### Submission for Compliance with Approval Condition (e) - The Submission of a Drainage Proposal

Proposed Temporary Animal Boarding Establishment for a Period of 5 Years and Land Filling in "Agriculture" ("AGR") Zone, Lots 512 S.A-S.B and 512 S.C-S.E in D.D. 113, Kam Tin, Yuen Long (Application No. A/YL-KTS/869)

I refer to your submission for compliance with the captioned approval condition. The relevant department has been consulted on your submission. Your submission is considered:

- $\square$  Acceptable. The captioned condition <u>has been complied with</u>. Please find detailed departmental comments in *Appendix*.
- □ Acceptable. Since the captioned condition requires both the submission and implementation of the proposal, it <u>has not been fully complied with</u>. Please proceed to implement the accepted proposal for full compliance with the approval condition.
- □ Not acceptable. The captioned condition <u>has not been complied with</u>. Please find detailed departmental comments in *Appendix*.

Should you have any queries on the departmental comments, please contact Mr. Bill CHAN (Tel: 2871 4107) of Drainage Services Department directly.

Yours faithfully,

Arow

(Anthony LUK) District Planning Officer/ Fanling Sheung Shui & Yuen Long East Planning Department



#### (Attn.: Mr. Bill CHAN)

<u>c.c.</u> CE/MN, DSD <u>Internal</u> CTP/TPB

AL/vp

#### **Appendix**

#### Comments of the Chief Engineer/Mainland North, Drainage Services Department:

- (i) The applicant should implement the drainage facilities on site in accordance with the agreed drainage proposal.
- (ii) The applicant is required to rectify the drainage system if they are found to be inadequate or ineffective during operation. The applicant shall also be liable for and shall indemnify claims and demands arising out of damage or nuisance caused by a failure of the drainage system.
- (iii) The proposed development would neither obstruct overland flow nor adversely affected any existing natural streams, village drains, ditches and the adjacent areas.
- (iv) The applicant should consult DLO/YL and seek consent from relevant lot owners for any works to be carried out outside his lot boundary before commencement of the drainage works.

Antrought



Our Ref.: DD113 Lots 512 S.A-S.B & VL Your Ref.: TPB/A/YL-KTS/869

The Secretary Town Planning Board 15/F, North Point Government office 333 Java Road North Point, Hong Kong

**<u>By Email</u>** 26 July 2021

Dear Sir,

#### **Compliance with Approval Condition (e)**

#### Proposed Temporary Animal Boarding Establishment for a Period of 5 Years and Filling of Land in "Agriculture" Zone, Lots 512 S.A-S.B and 512 S.C-S.E in D.D. 113, Kam Tin, Yuen Long

#### (S16 Planning Application No. A/YL-KTS/869)

We are writing to submit a drainage proposal (**Appendix I**) for compliance with approval condition (e) of the subject application, i.e. the submission of drainage proposal. Your kind attention to the matter is much appreciated.

Should you require more information regarding the application, please contact our or the undersigned at your convenience.

Yours faithfully,

For and on behalf of R-riches Property Consultants Limited

Órpheus LEE Planning and Development Consultant

(Attn.: Mr. Otto LUNG







Figure 8.10 - Typical Details of Catchpits



Figure 8.11 - Typical U-channel Details





### ALTERNATIVE TOP SECTION FOR PRECAST CONCRETE COVERS / GRATINGS

#### NOTES:

- 1. ALL DIMENSIONS ARE IN MILLIMETRES.
- 2. ALL CONCRETE SHALL BE GRADE 20 /20.
- 3. CONCRETE SURFACE FINISH SHALL BE CLASS U2 OR F2 AS APPROPRIATE.
- 4. FOR DETAILS OF JOINT, REFER TO STD. DRG. NO. C2413.
- 5. CONCRETE TO BE COLOURED AS SPECIFIED.
- UNLESS REQUESTED BY THE MAINTENANCE PARTY AND AS DIRECTED BY THE ENGINEER, CATCHPIT WITH TRAP IS NORMALLY NOT PREFERRED DUE TO PONDING PROBLEM.
- 7. UPON THE REQUEST FROM MAINTENANCE PARTY, DRAIN PIPES AT CATCHPIT BASE CAN BE USED BUT THIS IS FOR CATCHPITS LOCATED AT SLOPE TOE ONLY AND AS DIRECTED BY THE ENGINEER.
- 8. FOR CATCHPITS CONSTRUCTED ON OR ADJACENT TO A FOOTPATH, STEEL GRATINGS (SEE DETAIL 'A' ON STD. DRG. NO. C2405 ) OR CONCRETE COVERS (SEE STD. DRG. NO. C2407 ) SHALL BE PROVIDED AS DIRECTED BY THE ENGINEER.
- 9. IF INSTRUCTED BY THE ENGINEER, HANDRAILING (SEE DETAIL 'G' ON STD. DRG. NO. C2405; EXCEPT ON THE UPSLOPE SIDE ) IN LIEU OF STEEL GRATINGS OR CONCRETE COVERS CAN BE ACCEPTED AS AN ALTERNATIVE SAFETY MEASURE FOR CATCHPITS NOT ON A FOOTPATH NOR ADJACENT TO IT. TOP OF THE HANDRAILING SHALL BE 1 000 mm MIN. MEASURED FROM THE ADJACENT GROUND LEVEL.
- 10. MINIMUM INTERNAL CATCHPIT WIDTH SHALL BE 1 000 mm FOR CATCHPITS WITH A HEIGHT EXCEEDING 1 000 mm MEASURED FROM THE INVERT LEVEL TO THE ADJACENT GROUND LEVEL. AND, STEP IRONS (SEE DSD STD. DRG. NO. DS1043) AT 300 ¢ STAGGERED SHALL BE PROVIDED. THICKNESS OF CATCHPIT WALL FOR INSTALLATION OF STEP IRONS SHALL BE INCREASED TO 150 mm.
- 11. FOR RETROFITTING AN EXISTING CATCHPIT WITH STEEL GRATING, SEE DETAIL 'F' ON STD. DRG. NO. C2405.
- 12. SUBJECT TO THE APPROVAL OF THE ENGINEER, OTHER MATERIALS CAN ALSO BE USED AS COVERS / GRATINGS.

	– FORMER DRG. N	NO. C2406J. Original Signed 03.2015		
	REF. R	EVISION SIGNATURE DATE		
CATCHPIT WITH TRAP	CIVIL ENGINEERING AND Development department			
(SHEET 2 OF 2)	<b>SCALE</b> 1:20	DRAWING NO.		
(0=)	DATE JAN 199	on C2406 /2		
卓越工程 建設香港	We Engineer	Hong Kong's Development		

Appendix II

規劃署

粉嶺、上水及元朗東規劃處 新界荃灣青山公路 388 號 中染大廈 22 樓 2202 室

VL

#### **Planning Department**

Fanling, Sheung Shui & Yuen Long East District Planning Office Unit 2202, 22/F, CDW Building, 388 Castle Peak Road, Tsuen Wan, N.T.

By Post & Fax (2323 3662)

來函檔號	Your Reference :	DD113 Lots 512 S.A-S.B &
本著檔號	Our Reference :	TPB/A/YL-KTS/869
電話號碼	Tel. No. :	3168 4072
傳真機號碼	Fax No. :	3168 4074/ 3168 4075

22 July 2022

Dear Sir/ Madam,

#### Submission for Compliance with Approval Condition (f) - The Implementation of the Drainage Proposal

#### Proposed Temporary Animal Boarding Establishment for a Period of 5 Years and Land Filling in "Agriculture" Zone, Lots 512 S.A-S.B and 512 S.C-S.E in D.D. 113, Kam Tin, Yuen Long (Application No. A/YL-KTS/869)

I refer to your submission (Ref: DD113 Lots 512 S.A-S.B & VL) for compliance with the captioned approval condition. The relevant department has been consulted on your submission. Your submission is considered:

- Acceptable. The captioned condition has been complied with. Please find detailed departmental comments in *Appendix*.
- Acceptable. Since the captioned condition requires both the submission and implementation of the proposal, it has not been fully complied with. Please proceed to implement the accepted proposal for full compliance with the approval condition.
- □ Not acceptable. The captioned condition <u>has not been complied with</u>.

Should you have any queries on the departmental comments, please contact Mr. Jeff TSE (Tel: 2300 1627) of the Drainage Services Department directly.

Yours faithfully,

Inthon UK

Fanling Sheung Shui & Yuen Long East Planning Department

我們的理想 - 「透過規劃工作,使香港成為世界知名的國際都市。



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<u>c.c.</u> CE/MN, DSD

(Attn.: Mr. Jeff TSE)

<u>Internal</u> CTP/TPB

AL/CP/VP/jn

#### <u>Appendix</u>

### Comments of the Chief Engineer/Mainland North, Drainage Services Department:

The applicant is reminded to maintain all the drainage facilities on site in good condition and ensure that the proposed development would neither obstruct overland flow nor adversely affect existing natural streams, village drains, ditches and the adjacent areas, etc. The applicant is required to rectify the drainage system at their own expense to the satisfaction of the government parties concerned if they are found to be inadequate or ineffective during operation.



Our Ref.: DD113 Lots 512 S.A-S.B & VL Your Ref.: TPB/A/YL-KTS/869

The Secretary Town Planning Board 15/F, North Point Government office 333 Java Road North Point, Hong Kong

By Email 10 March 2022

Dear Sir,

#### **Compliance with Approval Condition (f)**

#### Proposed Temporary Animal Boarding Establishment for a Period of 5 Years and Land Filling Lots 512 S.A-S.B and 512 S.C-S.E in D.D.113, Kam Tin, Yuen Long

#### (S.16 Planning Application No. A/YL-KTS/869)

We are writing to submit photographic records of the implemented drainage proposal (**Appendix I**) for compliance with approval condition (f) of the subject application, i.e. the implementation of the drainage proposal. Your kind attention to the matter is much appreciated.

Should you require more information regarding the application, please contact our or the undersigned at your convenience.

Yours faithfully,

For and on behalf of R-riches Property Consultants Limited

Grace WONG
Planning and Development Consultant



#### Photographic records of the implemented drainage proposal

#### Proposed Temporary Animal Boarding Establishment for a Period of 5 Years and Land Filling Lots 512 S.A-S.B and 512 S.C-S.E in D.D.113, Kam Tin, Yuen Long



(S.16 Planning Application No. A/YL-KTS/869)



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**&** 

# S.16 Planning Application No. A/YL-KTS/869



**&** 



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DEVELOPMENT PARAMETERS			
APPLICATION SITE AREA COVERED AREA UNCOVERED AREA	: 1,539 m ² : 378 m ² : 1,161 m ²	(ABOUT) (ABOUT) (ABOUT)	
PLOT RATIO SITE COVERAGE	: 0.25 : 25 %	(ABOUT) (ABOUT)	
NO. OF STRUCTURE DOMESTIC GFA NON-DOMESTIC GFA TOTAL GFA	: 2 : NOT APPLIC : 378 m ² : 378 m ²	ABLE (ABOUT) (ABOUT)	
BUILDING HEIGHT NO. OF STOREY	: 8 m : 1	(ABOUT)	

STRUCTURE	USE		COVERED AREA	GFA	BUILDING HEIGHT
B1	WAREHOUSE (EXCLUDING D.G.G.),		162 m ² (ABOUT)	162 m ² (ABOUT)	8 m (ABOUT)(1-STOREY)
B2	SITE OFFICE, WASHROOM WAREHOUSE (EXCLUDING D.G.G.)		216 m ² (ABOUT)	216 m ² (ABOUT)	8 m (ABOUT)(1-STOREY)
	EROUS GOODS GODOWN	TOTAL	<u>378 m² (ABOUT)</u>	<u>378 m² (ABOUT)</u>	



# (FE)C INGRESS / EGRESS 4.5 m (ABOUT)(W) P9 EXT <u>B2</u> X (FE)OF 2000 FEOP <u>B1</u> EXIT (FE) APPLICATION SITE

#### FIRE SERVICE INSTALLATIONS

- ٩ EMERGENCY LIGHT
- EXIT EXIT SIGN
- 5 KG DRY POWER TYPE FIRE EXTINGUISHER

#### FS NOTES:

- 1. SUFFICIENT EMERGENCY LIGHTING SHALL BE PROVIDED THROUGHOUT THE ENTIRE BUILDING IN ACCORDANCE WITH BS5266-1:2016, BS EN1838:2013 AND FSD CIRCULAR LETTER 4/2021.
- 2. SUFFICIENT DIRECTIONAL AND EXIT SIGN SHALL BE PROVIDED IN ACCORDANCE WITH BS5266: PART 1 AND FSD CIRCULAR LETTER 5/2008.
- 3. PORTABLE HAND-OPERATED APPROVED APPLIANCE SHALL BE PROVIDED AS REQUIRED BY OCCUPANCY.
- 4. ACCESS IS PROVIDED FOR EMERGENCY VEHICLE TO REACH 30m OF ALL PART OF STRUCTURES.

	APPLICATION SITE
	STRUCTURE
$\bowtie$	INGRESS / EGRESS

LEGEND

DRAWN BY	DATE		
MN	27.2.2	024	
REVISED BY	DATE		
APPROVED BY	DATE		
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APPENDIX III		001	

PLANNING CONSULTANT

R

PROJECT PROPOSED WAREHOUSE

SITE LOCATION

SCALE

1 : 500 @ A4

**R-Riches** 

Property Consultantia Ltd.

DANGEROUS GOODS GODOWN) WITH ANCILLARY FACILITIES

FOR A PERIOD OF 3 YEARS AND

ASSOCIATED FILLING OF LAND

VARIOUS LOTS IN D.D. 113, KAM TIN, YUEN LONG, NEW TERRITORIES

TEMPORARY (EXCLUDING

## **Previous Applications covering the Site**

# **Approved Application**

Application No.	<b>Proposed Uses/Developments</b>	Date of Consideration (RNTPC)
A/YL-KTS/869	Proposed Temporary Animal Boarding Establishment for a Period of 5 Years and Land Filling	22.01.2021

# **Rejected Application**

Application No.	Proposed Uses/Developments	Date of Consideration (RNTPC)	Rejection Reasons
A/YL-KTS/853	Temporary Open Storage of Construction Machinery, Materials, Equipment and Containers with Ancillary Office for a Period of 3 Years	21.08.2020	(1) to (3)

#### Rejection Reasons

- (1) The development is not in line with the planning intention of the "Agriculture" zone which is to retain and safeguard good quality agricultural land/farm/fish ponds for agricultural purposes. This zone is also intended to retain fallow arable land with good potential for rehabilitation for cultivation and other agricultural purposes. No strong planning justification has been given in the submission for a departure from the planning intention, even on a temporary basis.
- (2) The application does not comply with the Town Planning Board Guidelines No. 13F in that there is no previous approval granted at the Site and there are adverse departmental comments on the application.
- (3) The approval of the application, even on a temporary basis, would set an undesirable precedent for similar applications within the "Agriculture" zone. The cumulative effect of approving such similar applications would result in a general degradation of the rural environment of the area.

# Similar Applications within "Agriculture" Zone in the Vicinity of the Site in the Past Five Years

# **Approved Applications**

Application No.	Proposed Uses/Developments	Date of Consideration (RNTPC)
A/YL-KTS/946	Proposed Temporary Warehouse for Storage of Construction Materials (Timber and Metal) for a Period of 3 Years	19.5.2023
A/YL-KTS/959	Proposed Temporary Warehouse for Storage of Construction Materials for a Period of 3 Years and Filling of Land	9.6.2023

# **Government Departments' General Comments**

# 1. <u>Traffic</u>

Comments of the Commissioner for Transport:

• no adverse comment on the application from traffic engineering perspective.

Comments of the Chief Highway Engineer/New Territories West, Highways Department:

• no adverse comment on the application from highways maintenance perspective.

#### 2. Drainage

Comments of the Chief Engineer/Mainland North, Drainage Services Department:

- no objection in-principle to the application from public drainage point of view; and
- should the application be approved, approval conditions should be stipulated requiring the implementation and maintenance of the drainage proposal for the development to the satisfaction of his department or of the Town Planning Board.

#### 3. Fire Safety

Comments of the Director of Fire Services:

- no in-principle objection to the application subject to fire service installations being provided to the satisfaction of his department; and
- the submitted fire service installations proposal is considered acceptable.

#### 4. Landscape Aspect

Comments of the Chief Town Planner/ Urban Design and Landscape, Planning Department:

- no objection to the application from landscape planning perspective;
- based on the aerial photo of 2023, the site is located in a miscellaneous rural fringe landscape character comprising temporary structures, car parking, open storages and scattered tree groups. The proposed use is not incompatible with the surrounding landscape character; and
- based on the site photos in March 2024, the site is fenced-off, hard paved with some temporary structures. No existing tree is observed within the site. Significant adverse landscape impact on landscape resources arising from the proposed use is not anticipated.

#### 5. **Building Matters**

Comments of the Chief Building Surveyor/New Territories West, Buildings Department:

• no objection to the application.

## 6. District Officer

Comments of the District Officer (Yuen Long), Home Affairs Department:

• his office has not received comment from the locals upon close of consultation and have no particular comment on the application.

# 7. Other Departments

The following government departments have no objection to/no adverse comment/no comment on the application:

- Commissioner of Police;
- Chief Engineer/Construction, Water Supplies Department; and
- Project Manager (West), Civil Engineering and Development Department.

## **Recommended Advisory Clauses**

- (a) prior planning permission should have obtained before commencing the proposed use at the application site (the Site);
- (b) the permission is given to the proposed use under application. It does not condone any other development currently exists on the Site which are not covered by the application. Immediate action should be taken to discontinue such development not covered by the permission;
- (c) to note the comments of the District Lands Officer/Yuen Long, Lands Department (LandsD) that:
  - there are unauthorised structures and uses on Lot Nos. 512 S.A-S.B and 512 S.C-S.E in D.D. 113 which are already subject to lease enforcement actions according to case priority. The lot owner(s) should rectify/apply for regulation on the lease breaches as demanded by LandsD; and
  - the lots owner(s) shall apply to his office for a Short Term Waiver (STW) to permit the structure(s) erected within the private lots. The application for STW will be considered by the Government in its capacity as a landlord and there is no guarantee that it will be approved. The STW, if approved, will be subject to such terms and conditions including the payment of waiver fee and administrative fee as considered appropriate by LandsD. Besides, given the proposed use is temporary in nature, only erection of temporary structure(s) will be considered.
- (d) to note the comments of the Commissioner for Transport (C for T) that the Site is connected to the public road network via a section of a local access road which is not managed by the Transport Department. The land status of the local access road should be checked with LandsD. Moreover, the management and maintenance responsibilities of the local access road should be clarified with the relevant lands and maintenance authorities accordingly. Sufficient manoeuvring space shall be provided within the Site. No vehicle is allowed to queue back to or reverse onto/from public road at any time during the planning approval period;
- (e) to note the comments of the Chief Highway Engineer/New Territories West, Highways Department (HyD) that:
  - HyD shall not be responsible for the maintenance of any access connecting the Site and Kam Ho Road; and
  - adequate drainage measures should be provided to prevent surface water running from the Site to nearby public road and drains;
- (f) to note the comments of the Director of Fire Services (D of FS) that the installation/maintenance/modification/repair work of fire service installations shall be undertaken by a Registered Fire Service Installation Contractor (RFSIC). The RFSIC shall after completion of the installation/maintenance/modification/repair work issue to the person on whose instruction the work was undertaken a certificate (F.S. 251) and forward a copy of the certificate to D of FS;

- (g) to note the comments of the Director of Environmental Protection (DEP) that the applicant is advised to follow the relevant mitigation measures and requirements in the revised "Code of Practice on Handling the Environmental Aspects of Temporary Uses and Open Storage Sites" issued by DEP to minimise any potential environmental nuisance;
- (h) to note the comments of the Chief Building Surveyor/New Territories West, Buildings Department (BD) that:
  - it is noted that two structures are proposed in this application. Before any new building works (including containers/open sheds as temporary buildings) are to be carried out on the Site, prior approval and consent of the Building Authority (BA) should be obtained, otherwise they are unauthorised building works (UBW) under the Buildings Ordinance (BO). An Authorised Person should be appointed as the coordinator for the proposed building works in accordance with the BO;
  - the Site shall be provided with means of obtaining access thereto from a street and emergency vehicular access in accordance with Regulations 5 and 41D of the Building (Planning) Regulations (B(P)R) respectively;
  - the Site does not abut on a specified street of not less than 4.5m wide and its permitted development intensity shall be determined under Regulation 19(3) of the B(P)R at building plan submission stage;
  - if the existing structure is erected on leased land without the approval of the BA, they are UWB under the BO and should not be designated for any proposed use under the current application;
  - for UBW erected on leased land, enforcement action may be taken by BD to effect their removal in accordance with the prevailing enforcement policy against UBW as and when necessary. The granting of any planning approval should not be construed as an acceptance of any existing building works or UBW on the Site under the BO;
  - any temporary shelters or converted containers for office, storage, washroom or other uses are considered as temporary buildings are subject to the control of Part VII of the B(P)R; and
  - detailed checking under the BO will be carried out at the building plan submission stage.



Our Ref. : DD113 Lot 512 S.A - S.E Your Ref. : TPB/A/YL-KTS/997

The Secretary Town Planning Board 15/F, North Point Government Offices 333 Java Road North Point, Hong Kong Appendix Ia of <u>RNTPC Paper No. A/YL-KTS/997</u> 顧**盈** 問**戶** 同**卓** 限公**物** 司**業** 

<u>By Email</u>

23 April 2024

Dear Sir,

#### 1st Further Information

# Proposed Temporary Warehouse (excluding Dangerous Goods Godown) with Ancillary Facilities for a Period of 3 Years and Associated Filling of Land in "Agriculture" Zone, Lots 512 S.A - S.B and 512 S.C - S.E in D.D. 113, Kam Tin, Yuen Long

#### (S.16 Planning Application No. A/YL-KTS/997)

We are writing to submit Further Information to address departmental comments of the subject application (**Appendix I**).

Should you require more information regarding the application, please contact our Ms. Ron LEUNG at _______ or the undersigned at your convenience. Thank you for your kind attention.

Yours faithfully,

For and on behalf of R-riches Property Consultants Limited

Louis TSE Town Planner

cc DPO/FSYLE, PlanD

(Attn.: Ms. Winsome LEE (Attn.: Mr. Y. Y. MO email: wwslee@pland.gov.hk email: yymo@pland.gov.hk



#### Responses-to-Comments

# Proposed Temporary Warehouse (excluding Dangerous Goods Godown) with Ancillary Facilities for a Period of 3 Years and Associated Filling of Land in "Agriculture" Zone, Lots 512 S.A - S.B and 512 S.C - S.E in D.D. 113, Kam Tin, Yuen Long

#### (S.16 Planning Application No. A/YL-KTS/997)

- (i) Although the application site (the Site) is the subject of a previous planning application (No. A/YL-KTS/869) for 'animal boarding establishment' use, the applicant finds it difficult to operate the animal boarding establishment business as there are already established animal boarding facilities in the nearby area which makes it challenging for the applicant to develop a new customer base in Kam Tin. Due to the financial infeasibility of implementing the aforesaid business, it has not been operated and the Site is currently vacant with no active use. As there is pressing demand for the local warehousing and storage industry, the applicant is intended to operate a new warehouse to support the industry. The applicant will strictly follow the proposed scheme under the current application after planning permission has been granted from the Town Planning Board (the Board).
- (ii) A RtoC Table:

	Departmental Comments	Applicant's Despenses
	Departmental Comments	Applicant's Responses
1. (	Comments of Director of Agriculture, Fisheries a	nd Conservation (DAFC)
(a)	There is a watercourse located to the east of the subject site. The applicant shall clarify whether any measure will be implemented to avoid disturbance to the watercourse nearby during land filling and operation.	All the proposed works will be carried out at least 3m away from the top bank of the existing watercourse that is located to the east of the Site. Fencing will be erected along the site boundary to avoid the watercourse from reaching at any time during the planning approval period.
2. (	Comments of District Lands Officer/Yuen Long, L	ands Department (DLO/YL, LandsD)
(a)	LandsD has reservation on the planning application since there are unauthorized structures and uses on Lot Nos. 512 S.A – S.B and 512 S.C – S.E both in D.D. 113 which are already subject to lease enforcement actions according to case priority. The lot owner(s) should rectify/apply for regularisation on the lease breaches as demanded by LandsD.	Noted. The applicant will submit Short Term Waiver (STW) applications to LandsD to make way for the erection of the proposed structures at the Site after planning approval has been obtained from the Board. No structure is proposed for domestic use.

