ADUR DISTRICT COUNCIL

Mr Mark Noakes
Burton Hall
7 Sandown Road
Southwick
BN42 4HB

PLANNING PERMISSION

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (AMENDMENT) (ENGLAND) ORDER 2015

APPLICATION NUMBER: AWDM/1164/21

Details of Development
VARIATION OF CONDITION 10 OF AWDM/1726/16 (USE BY SCOUTS ONLY) TO ENABLE USE BY OTHER COMMUNITY GROUPS

Location of Development
BURTON HALL 7 SANDOWN ROAD SOUTHWICK WEST SUSSEX BN42 4HB

In pursuance of their powers under the above-mentioned Act and Order the Council hereby notify you that they PERMIT the above development, in accordance with the application and relevant correspondence registered on 21st June 2021.

This is for reasons stated on the schedule overleaf and subject to compliance with the conditions specified thereon.

G Peck

Gary Peck
Planning Services Manager
22/09/2021

SCHEDULE

Conditions

01. The development hereby permitted shall be carried out in accordance with the following approved plans unless specified otherwise in a subsequent condition imposed on this decision notice.

Reference/Drawing Number	Version	Date Rec
BUCKETS OF FUN MEMBERSHIP	1 & 2	21.06.2021
BUCKETS OF FUN STATEMENT 1		21.06.2021
BUCKETS OF FUN STATEMENT 2		21.06.2021
STATEMENT FROM SCOUT GROUP		21.06.2021
BUCKETS OF FUN MEMBERSHIP		21.06.2021
LOCATION PLAN		21.06.2021
TRAFFIC MANAGMENT PLAN	18/06/2021	21.06.2021

Reason: *For the avoidance of doubt and in the interests of proper planning.*

02. The use of the premises shall be restricted to uses within Class F2(b) (Halls or meeting places for the principal use of the local community) only and for no other purpose within Class F of the Schedule to the Town and Country Planning (Use Classes) Order 1987 (or in any provision equivalent to that class in any Statutory Instrument revoking and re-enacting that Order with or without modification). The use hereby permitted shall be discontinued permanently and the premises shall revert to use as a scout hall only within Class F2(b) and for no other purpose, on or before the expiration of the period ending on 22 September 2022

Reason: *To enable the Local Planning Authority to review the impact of the use in terms of parking and impact on residential amenity having regard to policies 15, 28 and 34 of the Adur Local Plan.*

03. Within 1 month of the date of this permission, a Travel Plan shall be submitted to and approved in writing by the Local Planning Authority which encourages users of the hall to use alternative modes of transport to the motor car. The Travel Plan once approved shall thereafter be implemented as specified within the approved document. The Travel Plan shall be completed in accordance with the latest guidance and good practice documentation as published by the Department for Transport or as advised by the Highway Authority.

Reason: *To encourage and promote sustainable transport and to reduce traffic congestion around the site having regard to policy 28 of the Adur Local Plan.*

04. Within 1 month of the date of this permission a Noise Management Plan shall be submitted to and approved by the Local Panning Authority. The Plan shall identify the main sources of noise and methods of controlling them. Thereafter the Noise Management Plan shall be adhered to at all times the hall is open and updated when necessary. The Noise Management Plan should include:
    i. Monitoring of noise levels around site boundary with intervention when necessary.
    ii. A general incident log is to be kept which should include noise complaints.
    iii. Any noise complaints should be investigated and the Management Plan reviewed and updated if necessary.
    iv. Doors and windows closed when music is played

    Reason: *In the interests of residential amenity and to comply with policies 15 and 34 of the Adur Local Plan.*

05. Notwithstanding the provisions of the Town and Country Planning General Permitted Development Order 2015 (or any order revoking and re-enacting that Order with or without modification), the dwelling approved under AWDM/1726/16 shall not be extended or altered by means of any development as set out within Classes A, B, C, D and E of Part 1 of the Schedule to that Order.

    Reason: *In the interests of amenity and the environment having regard to the nature of the site and policy 15 of the Adur Local Plan.*

06. The Scout Hall shall not be used other than between the hours of 8am and 10pm on any day.

    Reason: *In the interests of residential amenity having regard to policies 15 and 34 of the Adur Local Plan.*

07. The first floor windows in the rear (east) elevation of the dwelling approved under AWDM/1726/16 shall at all times be obscure-glazed and fitted with restrictors to limit the extent of their opening to a maximum of 100mm. They shall not subsequently be altered in any way (other than in an emergency when the restrictors can be detached to enable the window to be fully opened).

    Reason: *To prevent overlooking and to comply with policy 15 of the Adur Local Plan.*

08. The car and cycle parking spaces and access facilities serving the hall and dwelling shall be retained and not used for any purpose other than for access and parking of vehicles and cycles incidental to the use of the premises concerned.

    Reason: *In the interests of amenity and highway safety and having regard to the National Planning Policy Framework and policies 15 and 28 of the Adur Local Plan.*

Informatives / Notes to Applicant

01. The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.

Ref: AWDM/1164/21

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TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (AMENDMENT) (ENGLAND) ORDER 2015

YOUR ATTENTION IS DIRECTED TO THE FOLLOWING NOTES FROM THE ABOVE ORDER. THEY ARE FOR INFORMATION ONLY AND DO NOT PRETEND TO SET OUT THE WHOLE OF THE LAW ON THE SUBJECT. IT WOULD BE WELL FOR YOU TO CONSULT YOUR SOLICITOR IF YOU ARE IN ANY DOUBT

Appeals to the Secretary of State

1. If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.

2. If the decision relates to a householder application or minor commercial application, and you want to appeal, then you must do so within 12 weeks of the date of this notice. If the decision relates to express consent for the display of an advertisement, then you must do so within 8 weeks of the date of this notice. If the decision relates to a non-householder application, an appeal must be lodged within 6 months of the date of the decision notice. Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at https://acp.planninginspectorate.gov.uk.

3. The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

4. The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements to the provisions of any development order and to any directions given under a development order.

5. In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.

Purchase Notices

6. If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted. In these circumstances, the owner may serve a purchase notice on the District Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Planning Act 1990.

7. Where this notice conveys approval or permission, conditional or unconditional, please note that the decision given does not purport to convey any consent or approval which may be required under the Building Act and Building Regulations, or any other legislation.

Reduced time for making a planning appeal where enforcement action is being taken

Where an enforcement notice has been served on the same, or substantially the same, development as in the householder application within 2 years of the date the application was made, the period for receiving an appeal is within 28 days of the date on the decision notice or of the date by which the LPA should have decided the application. Where an enforcement notice was served after the decision notice was issued or after the end of the period the LPA had to determine the application, the period for receiving an appeal is within 28 days of the date the enforcement notice was served (unless this extends the normal 12 weeks deadline).