ADUR DISTRICT COUNCIL

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PLANNING PERMISSION

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

APPLICATION NUMBER: AWDM/1579/19

Details of Development
VARIATION OF CONDITION 1 (APPROVED DRAWINGS) OF PERMISSION REFERENCE AWDM/1182/18 FOR ADJUSTMENTS TO SIZE AND SITING OF DWELLING (RETROSPECTIVE)

Location of Development
THE COTTAGE 75 MANOR ROAD LANCING WEST SUSSEX BN15 0HG

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 22nd October 2019.

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
28/11/2019

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
SITE PLAN	Drg 19005-112A	22.10.2019
PROPOSED FLOOR PLANS	Drg 19005-413A	22.10.2019
PROPOSED FLOOR & ROOF PLAN	Drg 19005-413B	22.10.2019
PROPOSED ELEVATIONS	Drg 19005-522A	22.10.2019

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

02. No work for the implementation of the development hereby permitted shall be undertaken on the site on Sundays or Public Holidays.

Reason: *In the interests of residential amenity and to accord with Policy 15 of the Adur Local Plan.*

03. 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 proposed dwellings 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.*

04. Prior to occupation of the dwellings hereby permitted secure, covered cycle parking shall be provided in accordance with details to be submitted and approved in writing by the Local Planning Authority and shall thereafter be retained permanently solely for such purposes.

Reason: *To promote sustainable transport choices having regard to policy 28 of the Adur Local Plan.*

05. Notwithstanding the provisions of the Town and Country Planning General Permitted Development Order 2015 as amended (or any Order revoking and re-enacting that Order with or without modification), no windows or other openings (other than as hereby approved) shall be formed in the east or west side wall of the buildings.

Reason: *In the interests of residential amenity and to accord with policy 15 of the Adur Local Plan.*

Cont…/

06. The dwellings shall not be occupied until the car parking spaces and access facilities shown on the submitted plans have been provided in accordance with details, to include the width of the dropped kerb, to be submitted to and approved in writing by the Local Planning Authority. The areas of land so provided shall not thereafter be used for any purpose other than access and parking of vehicles incidental to the use of the proposed dwellings.

Reason: *In the interests of highway safety and to accord with Policy 15 of the Adur Local Plan.*

07. The accesses hereby permitted shall be kept free from any obstruction to visibility in excess of 0.6 metres above the level of the adjoining carriageway.

Reason: *In the interests of highway safety and to accord with Policy 15 of the Adur Local Plan.*

08. The development shall be implemented in accordance with the design detailing as shown on: -

Drawing no.JB401/planning 20 Received 3rd September 2018
Drawing no.JB401/planning 21 Received 4th September 2018 and;
Drawing no.JB401/planning05C Received 3rd September 2018

approved under application reference AWDM/ 1182/18. This includes half round ridge tiles to the front and side elevations, sash windows, plain clay tiles, bonnet hip tiles, use of lead to dormers and porch canopy. This also includes details of the raised planters and planting which shall be maintained at all times.

Reason: *In the interests of visual amenity and to accord with Policies 15 and 17 of the Adur Local Plan.*

09. All soft landscape works shall be carried out in accordance with the approved details. Any plants which within a period of five years from the time of planting die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species unless the Local Planning Authority gives written consent to any variation.

Reason: *In the interests of visual amenity and to accord with Policy 15 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.

02. A formal application for connection to the public sewerage system is required in order to service this development. The applicant is advised to contact Southern Water, Southern House, Sparrowgrove, Otterbourne, Hampshire SO21 2SW (Tel 0330 303 0119) or www.southernwater.co.uk

03. The application states surface water from roofs will be disposed of via soakaways, whilst the car parking areas will drain via a shingle filled geogrid system. The applicant therefore needs to assess if the use of soakaways and direct infiltration is viable on this site. The proposed location for the soakaway will need to be more than 5m from existing or new structures, and there will need to be a soakage test undertaken at that location and in the vicinity of the car parking area to ascertain if a soakaways will adequately empty, and natural soakage will occur. There appears from the drawings to be sufficient area to adequately site soakaways.

04. The applicant should be aware that all street furniture, including telephone poles must be relocated to at least 1.5m away from the top of the ramped kerb of the crossover to avoid obstructing the visibility splay. It is the applicants' responsibility to liaise with the appropriate utility company to arrange the relocation of the telephone pole and to cover the cost of the works.

05. The applicant is advised to contact the Community Highways Officer covering the respective area (01243 642105) to obtain formal approval from the highway authority to carry out the site access works on the public highway.

06. The Private Sector Housing team of Adur & Worthing Councils have identified that some aspects of the development may result in hazards that require action under the Housing Act 2004. Typical hazards can include 'inner' rooms (where the only means of escape in the case of fire is through another risk room i.e. bedroom, living room, kitchen, etc.) or where there are inadequate windows or outlook from habitable rooms. Compliance with Building Regulations will not necessarily address the hazards identified and you should contact the Private Sector Housing team to confirm that the layout of the property is acceptable prior to commencing the development in order to avoid the need for any formal intervention or the requirement of retrospective works.

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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).

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