ADUR DISTRICT COUNCIL

Mr Chris Andrews
Sitec Infrastructure Services Ltd
7400 Cambridge Research Park
Beach Drive
Waterbeach
Cambridge
CB25 9TN

TOWN AND COUNTRY PLANNING (General Permitted Development) Order 2015
Schedule 2, Part 16 Communications

APPLICATION NUMBER: AWDM/1158/20

Details of Development
APPLICATION FOR PRIOR APPROVAL FOR INSTALLATION OF A 17.5M HIGH MONOPOLE (5G) SUPPORTING 6 NO. ANTENNAS, 2NO. EQUIPMENT AND ELECTRICAL METER CABINET (WITH ANCILLARY WORKS)

Location of Development
TELECOMMUNICATION SITE SOUTH EAST CORNER OF BUCKINGHAM PARK UPPER SHOREHAM ROAD SHOREHAM-BY-SEA WEST SUSSEX

In pursuance of their powers under the above-mentioned Act and Order the Council hereby notify you that they REFUSE to permit the above development, in accordance with the application and relevant correspondence registered on 24th July 2020.

The reasons for the Council's decision to refuse to permit the development are stated on the schedule overleaf.

G Peck

Gary Peck
Planning Services Manager
17/09/2020

Adur District Council, Development Management, Economy Directorate,
Portland House, 44 Richmond Road, Worthing, West Sussex, BN11 1HS
Tel: 01903 221065 Email: planning@adur-worthing.gov.uk
Web: www.adur-worthing.gov.uk

SCHEDULE

Reasons for Refusal

01. The mast, by reason of its height and proximity to existing trees, will have a harmful impact on the setting of the park and on the amenity of the trees, both individually and as a group, and would lead to future pressure to regularly maintain the trees, which would further erode their public amenity to the detriment of the setting of the park and the visual amenities of the locality. The proposal is therefore contrary to policies 30 and 37 of the Adur Local Plan.

Plans Referred to in Consideration of this Application:

For the avoidance of doubt this refusal relates to the following drawings/plans:-

Reference/Drawing Number	Version	Date Rec
TREE REPORT	07.09.2020	08.09.2020
ARBOCARE SUPPLEMENTARY COMMENTS		15.09.2020
CORNERSTONE COMMUNITY INFO SHEET	5G SERVICES	24.07.2020
CLARIFICATION OF THE DECLARATION	ICNIRP	24.07.2020
SITE SPECIFIC SUPPLEMENTARY INFO		24.07.2020
GENERAL BACKGROUND INFO FOR TELECOMUNICATIONS DEVELOPMENT	(Eng) V2	24.07.2020
THE PUBLIC BENEFIT OF MOBILE CONNECTIVITY BROCHURE		24.07.2020
SITE LOCATION MAP	Drg 100 Rev A	24.07.2020
EXISTING SITE PLAN	Drg 200 Rev A	24.07.2020
PROPOSED SITE PLAN	Drg 201 Rev A	24.07.2020
EXISTING ELEVATIONS	Drg 300 Rev A	24.07.2020
PROPOSED SITE ELEVATIONS	Drg 301 Rev A	24.07.2020

Ref: - AWDM/1158/20

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (AMENDMENT) (ENGLAND) ORDER 2015 Schedule 2, Part 16, Class A

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).