ADUR DISTRICT COUNCIL

Mr Simon Bareham
Lewis & Co Planning Ltd
2 Port Hall Road
Brighton
BN1 5PD

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (AMENDMENT) (ENGLAND) ORDER 2015
Schedule 2, Part 20 Class A

APPLICATION NUMBER: NOTICE/0014/20

Details of Development
APPLICATION FOR PRIOR APPROVAL FOR CONSTRUCTION OF TWO ADDITIONAL STOREYS OF 5 NO. NEW DWELLINGS IMMEDIATELY ABOVE THE EXISTING DETACHED BLOCK OF FLATS.

Location of Development
PENHILL COURT PENHILL ROAD LANCING WEST SUSSEX

In pursuance of their powers under the above-mentioned Act and Order the Council hereby confirm that PRIOR APPROVAL IS REFUSED for the above development, in accordance with the application and relevant correspondence registered on 14th August 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
07/10/2020

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

Ref: - NOTICE/0014/20

SCHEDULE

Reasons for Refusal

01. The proposed development would, by reason of its large scale and height result in an imposing development which would be detrimental to the amenities of the occupiers of the adjacent dwellings in terms of loss of light, privacy and overbearing impact. It would therefore be contrary to Policy 15 of the Adur Local Plan.

02. The application site is within 3 kilometres of the perimeter of an aerodrome and therefore the proposal does not constitute permitted development under Class A, Part 20, Schedule 2 of the General Permitted Development Order 2015, as amended.

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

Reference/Drawing Number	Version	Date Rec
Prior Appoval Letter		14.08.2020
Block & Site Location Plans	TA 1239/01	14.08.2020
Existing Ground Floor Plan	TA 1239/04	14.08.2020
Existing First Floor Plan	TA 1239/05	14.08.2020
Existing Second Floor Plan	TA 1239/06	14.08.2020
Existing Elevations	TA 1239/07	14.08.2020
Existing Elevations	TA 1239/08	14.08.2020
Existing Section	TA 1239/09	14.08.2020
Proposed Site Plan	TA 1239/10	14.08.2020
Proposed Second Floor Plan	TA 1239/11	14.08.2020
Proposed Third Floor Plan	TA 1239/12	14.08.2020
Proposed Fourth Floor Plan	TA 1239/13	14.08.2020
Proposed Front Elevation	TA 1239/14	14.08.2020
Proposed Rear Elevation	TA 1239/15	14.08.2020
Proposed Side Elevation	TA 1239/16	14.08.2020
Proposed Side Elevation	TA 1239/17	14.08.2020
Proposed Section AA	TA 1239/18	14.08.2020
Proposed Section BB	TA 1239/19	14.08.2020

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 you want to appeal, then you must do so within six months of the date of this notice. **Appeals can be made online at: https://www.gov.uk/planning-inspectorate. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000**.

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.

7. 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.

8. Further correspondence about this application should quote the reference number at the top right hand corner of the form.

9. 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.