WORTHING BOROUGH COUNCIL

Mr Grant Packham
20 Hillside Avenue
Worthing
BN14 9QS

# PLANNING PERMISSION

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

## APPLICATION NUMBER: AWDM/0500/25

Details of Development
**INSTALLATION OF AIR SOURCE HEAT PUMP FOR SWIMMING POOL HEATING AND RETENTION OF ACOUSTIC FENCING OF 2.2M HIGH**

Location of Development
**20 HILLSIDE AVENUE WORTHING WEST SUSSEX BN14 9QS**

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 28th April 2025.

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

G Peck

Gary Peck
Head of Planning & Development
02/04/2026

Worthing Borough Council, Development Management, Place Directorate,
Worthing Town Hall, Chapel Road, Worthing, West Sussex, BN11 1HA
Tel: 01903 221065 Email: planning@adur-worthing.gov.uk
Web: www.adur-worthing.gov.uk

## 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 |
|---|---|---|
| RESPONSE TO REPRESENTATION | | 26.05.2025 |
| Emails of clarification | 23 & 24 June 2025 | 24.06.2025 |
| DESIGN & ACCESS STATEMENT | | 28.04.2025 |
| LETTER - MCS 020 SOUND CALCULATIONS | EV2422/VAR1 | 28.04.2025 |
| NOISETOP ACOUSTIC BARRIERS | Brochure | 28.04.2025 |
| HYDRO PRO Z24 | Specification Sheet | 28.04.2025 |
| LOCATION PLAN | 1:1250 | 28.04.2025 |
| BLOCK PLAN | 1:500 | 28.04.2025 |
| ASHP DETAILED DIMENSIONS | ASHP Hydro Pro 24 | 28.04.2025 |
| ASHP DRAWING | Hillside Ave 01 Rev A | 28.04.2025 |
| PHOTOS | | 28.04.2025 |

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

02. The development hereby permitted shall be begun before the expiration of 3 years from the date of this permission.

**Reason**: *To comply with Section 91 of the Town and Country Planning Act 1990.*

03. A noise mitigation scheme, with suitable clearance/dimensions, to achieve a 35dB(A) rating level objective at the nearest façade of No.18 Hillside Avenue shall be fully implemented on installation of the Air Source Heat Pump hereby approved, and within one month of implementation a test shall be carried out by a suitably qualified acoustician in accordance with BS4142 and the result submitted to the Local Planning Authority to demonstrate that the noise objective has been achieved.

In the event that the specified noise levels have not been achieved, then notwithstanding the installation of the plant hereby approved, the air source heat pump shall not be used until a further scheme of attenuation works capable of achieving the level as specified has been submitted and agreed in writing by the Local Planning Authority. Once approved the attenuation measures shall be installed in full and within 1 month of installation, a further test shall be carried out by a suitably qualified acoustician in accordance with BS4142 and the result submitted to the Local Planning Authority to demonstrate that the noise objective has been achieved. The air source heat pump shall not be used, except as required for testing, until it has been demonstrated that the 35dB(A) rating level has been achieved.

Following installation, the Air Source Heat Pump, acoustic barrier, and any further attenuation measures as may be agreed, shall be retained for the lifetime of the development and maintained in accordance with the manufacturer's recommendations.

**Reason**: *To safeguard the amenities of nearby residential occupiers and to comply with policies DM5 and DM22 of the Worthing Local Plan and the NPPF.*

04. The Air Source Heat Pump hereby approved shall not be in operation other than between the hours of 8.00am and 6.00pm on any day.

**Reason**: *To safeguard the amenities of nearby residential occupiers and to comply with policy DM5 and DM22 of the Worthing Local Plan and the NPPF.*

**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/0500/25**

**TOWN AND COUNTRY PLANNING ACT 1990**
**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, and you want to appeal, then you must do so within 12 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://www.gov.uk/appeal-householder-planning-decision

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).