ADUR DISTRICT COUNCIL

Mr Ken Argent
Engineering Services
Adur And Worthing Councils
Town Hall
Chapel Road
Worthing
West Sussex
BN11 1HA

PLANNING PERMISSION

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

APPLICATION NUMBER: AWDM/0078/19

Details of Development
CHANGE OF USE OF WESTERN TENNIS COURTS TO 3G FOOTBALL PITCHES, WITH 4.2M HIGH REBOUND FENCES (WITH NET OVER FOOTBALL PITCH), 8M HIGH FLOOD LIGHT POSTS TO EACH CORNER OF REFURBISHED 3G FOOTBALL PITCHES, PITCH MARKINGS AND GOALS. REFURBISHMENT OF EASTERN TENNIS COURTS WITH NEW SURFACE, LINES, NETS AND FENCING. ACOUSTIC FENCE TO PART NORTH BOUNDARY TO PROTECT FROM NOISE GENERATED ON THE FOOTBALL PITCH.

Location of Development
SOUTHWICK LEISURE CENTRE OLD BARN WAY SOUTHWICK BRIGHTON WEST SUSSEX

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 23rd January 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
04/07/2019

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
TAMLITE LIGHTING	Luminaire Data	23.01.2019
TAMLIGHT LIGHTING	High output floodlight	23.01.2019
ABACUS LIGHTING	Sports Column	23.01.2019
CONSTRUCTION MANAGEMENT PLAN		23.01.2019
SPORT ENGLAND	Artificial Surfaces	23.01.2019
LOCATION PLAN	1819/156041/P1	23.01.2019
CONSTRUCTION DETAILS	1819/156041/P3	23.01.2019
DETAILS (FENCING)	1819/156041/D4	23.01.2019
TRAFFIC MANAGEMENT PLAN	1819/156041/TMP	23.01.2019
NOISE MANAGEMENT PLAN	Ref 4133 Rev B May 2019	20.05.2019
BLOCK PLAN	1819/156041/P2 Rev A	07.06.2019

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. Before any of the operations which involve the movement of materials in bulk to or from the site are commenced, facilities shall be provided as agreed with the Local Planning Authority, in order that the operator can make all reasonable efforts to keep the public highway clean and prevent the creation of a dangerous surface on the public highway. The agreed measures shall thereafter be retained and used whenever the said operations are carried out.

Reason: *The above condition is required in order that the development should not prejudice highway safety or cause inconvenience to other highway users.*

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04. No work for the implementation of the development hereby permitted shall be undertaken on the site on Sundays or on Bank or Public Holidays. On all other days such work shall only be undertaken between the hours of 8am and 6pm Monday to Friday and 8am to 1pm on Saturdays.

Reason: *To safeguard the amenities of the occupiers of neighbouring properties having regard to policies 15 and 34 of the Adur Local Plan.*

05. The facility hereby approved shall not be used other than between the hours of 0900 hours and 2100 hours on Mondays to Fridays, 0900 hours and 2000 hours on Saturdays, Sundays and Public/Bank Holidays.

Reason: *To safeguard the amenities of the occupiers of neighbouring properties having regard to policies 15 and 34 of the Adur Local Plan.*

06. The facility hereby approved shall be used in accordance with the Artificial Noise Management Plan dated May 2019. The approved Plan shall thereafter be adhered to at all times.

Reason: *In the interests of residential amenity having regard to saved policy AG1 of the Adur District Local Plan.*

07. The facility hereby approved shall not be used until the proposed acoustic fencing has been erected in accordance with the details hereby permitted and the fencing shall thereafter be retained permanently.

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

08. The lights hereby permitted shall be angled at all times in such a manner as to prevent glare to neighbouring residential properties in accordance with details to be submitted and approved by the Local Planning Authority prior to first use of the facility hereby permitted.

Reason: *In the interests of highway safety having regard to policy 34 of the Adur Local Plan.*

Informatives / Notes to Applicant

01. The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern within the application (as originally submitted) and negotiating, with the Applicant, acceptable amendments to the proposal to address those concerns. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal, in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.

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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 you want to appeal, then you must do so within six months, 12 weeks for a minor commercial (shop front) of the date of this notice. Appeals must be made using a form which you can get from the Secretary of State online at https://acp.planninginspectorate.gov.uk or at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (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.

6. If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are on GOV.UK.

Purchase Notices

7. 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.

8. 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.

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

10. 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.

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Reduced time for making a planning appeal where enforcement action is being taken
Where an enforcement notice has been served in relation to the same, or substantially the same, development as in the planning application no earlier than 2 years before the date the application was made, the period for receiving a planning appeal is within 28 days of the date on the planning application decision notice or of the date by which the LPA should have decided the application.

However, the LPA may formally decline to determine a retrospective planning application for permission for any development contained within a pre-existing enforcement notice served on or after 6 April 2012, where that notice was issued before the application was received by the LPA (see above). There is no right to make a planning appeal in such circumstances.

Where an enforcement notice was served in relation to the same, or substantially the same, development after the decision notice on the application was issued or after the end of the period the LPA had to determine the application, the period for receiving a planning appeal is within 28 days of the date the enforcement notice was served (unless this would extend the period beyond the normal 12 weeks or 6 months deadline).