Worthing
BOROUGH COUNCIL

Portland House
Richmond Road
Worthing BN11 1LF

APPLICATION NO. WB/10/0505/CLP

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED BY THE PLANNING AND COMPENSATION ACT 1991)

Mr N Kurkov
76 Bulkington Avenue
Worthing
West Sussex
BN14 7HZ

PROPOSAL:	Application for Lawful Development Certificate for proposed use of garden shed for an Inkjet Recycling Service.
LOCATION:	76 Bulkington Avenue Worthing
DATE REGISTERED:	15th December 2010
APPLICANT:	Mr N Kurkov

The Worthing Borough Council hereby certify that the Local Planning Authority's decision on the above application is:-

TO ISSUE A CERTIFICATE

The property concerned is shown in Drawings titled 76 Bulkington Avenue 08/07/10 dated and deposited 15th December 2010, supporting informational photographs, 'Proposal for setting up an inkjet recycling service' dated and deposited 15th December 2010, 'Picture of inside the shed', Correspondence from the Environment Agency dated and deposited on 15th December 2010, email from Gill Kirkov dated and deposited 4th January 2011 and Supporting information titled 'High Technology Solutions at Realistic Prices dated and deposited 26th January 2011 attached to the application.

1. This certificate is issued solely for the purpose of Section 192 of the Town and Country Planning Act 1990 (as amended by the Planning and Compensation Act 1991 and The Planning Act 2008).

Cont.....

[redacted]

Dated: 9th March 2011

Executive Head of Planning,
Regeneration and Wellbeing

Note: Your attention is drawn to the notes and advice overleaf.

This certificate relates only to the use of the outbuilding in the garden land of 76 Bulkington Avenue Worthing as coloured in pink on the submitted plans, and the precise use referred to below which represents the state of affairs at the date of the application:-

The inkjet recycling process undertaken by manually operated equipment involving the sorting of the waste toner (printer and ink) cartridges and the dismantling, testing, cleaning and refilling of waste toner together with printing new labels and packaging. The principal pieces of equipment involved being 2 no. ink refilling machines, a centrifuge and a vacuum pump, and inkjet testing machine, printers, and racking for stationery and other storage space. All equipment associated with the inkjet recycling service will be stored within an existing garden outbuilding, which measures 5 metres in length and 3 metres in width. None will be stored in the main house.

The recycling process itself, together with paperwork, will be completed within the outbuilding.

There will therefore be no callers to the property and no traffic movements uncharacteristic of a domestic residence as the inkjet cartridges will be collected by the owner (and occupier) of the property in their own private car and/or arrive by post, and be sent out/delivered by the same methods.

By virtue of a site visit, the Planning Officer listened to the vacuum pump and centrifuge in operation and both are inaudible from outside of the outbuilding when its doors are closed. When the doors are opened the low hum and spinning sound emitted is not dissimilar to that of typical domestic garden tools and household electrical white goods.

Hours of operation would not be anti-social or uncharacteristic of a domestic residence (initially 9am – midday, potentially to 9am-5pm).

Accordingly, use of the outbuilding as an Inkjet Recycling Service is incidental to the single dwellinghouse occupied by a single person, couple, or family within Class C3(a) of The Town and Country Planning (Use Classes) Order 1987 (as amended).

The use is not liable to enforcement action under Section 172 of the Act. However, if any further development/intensification and change in circumstance is carried out subsequent to the issue of this certificate, it may be liable to formal enforcement action by the Local Planning Authority.

This certificate only makes lawful the uses referred to above and does not provide immunity from enforcement for any other activity.