Expiry Date - 08/11/2018

Development Control – Delegated Officer Report

Application Number: AWDM/1380/18 Recommendation – APPROVE

Site: 148 Eastern Avenue Shoreham-By-Sea West Sussex BN43 6PE

Proposal: Lawful Development Certificate for proposed side dormer to north elevation and erection of 1m high fence to east side of dwelling.

Site visit: No

Proposal, Site and Surroundings

The dwelling is a semi-detached bungalow on the corner of Park Road and Eastern Avenue and the front entrance faces Eastern Avenue. It is proposed to form rooms in the roof with a side dormer facing north towards Park Road; it would be 9.1m wide, 2.6m high and 3.4m deep.

In addition it is proposed to erect a 0.95m high garden boundary fence between the rear of the dwelling and the eastern boundary.

Planning Assessment

Principle

The proposal will be viewed against the criteria of permitted development, as laid out within The Town and Country Planning (General Permitted Development) (England) Order 2015

Consideration

Schedule 2, Part 1, Development within the curtilage of a dwellinghouse:

Class B The enlargement of a dwellinghouse consisting of an addition or alteration to its roof

B.1 Development is not permitted by Class B if:-

a) The dwellinghouse has been granted only by virtue of Class M, N, P, PA or Q.

Analysis: The dwellinghouse has not been created through change of use by virtue of Part 3.

b) The height of the roof extension would exceed the highest part of the existing roof;

Analysis: Complies with criteria in B.1 (b).

(c) the roof extension would extend beyond the plane of any existing roof slope which forms the principal elevation of the dwelling house and fronts a highway;

Analysis: Complies with criteria in B.1 (c) NB The north elevation faces a highway but is not the 'principal' elevation.

(d) the cubic content of the resulting roofspace would exceed the cubic content of the original roof by more than:-
i) 40 cubic metres in the case of a terrace house, or
ii) 50 cubic metres in any other case.

Analysis: The cubic content of the enlargement does not exceed 50 cubic metres.

(e) it would consist of or include the roof extension does not include:-
i) a verandah, balcony or raised platform or
ii) the installation, alteration or replacement of a chimney, flue or soil and vent pipe;

Analysis: Complies with criteria in B.1 (e).

(f) the dwellinghouse is not on article 2(3) land

Analysis: The dwelling house is not on article 2(3) land.

B.2 Development is permitted subject to:-

(a) the materials used in any exterior work must be of similar appearance to those used in the construction of the exterior of the existing house;

Analysis: Complies with criteria in B.2 (a).

(b) the enlargement must be constructed so that:-

i) other than in the case of a hip-to-gable enlargement which joins the original roof to the roof of a rear or side extension –
(aa) the eaves of the original roof are maintained or reinstated; and
(bb) the edge of the enlargement closest to the eaves of the orignal roof is so far as practicable not less than 0.2m from the eaves, measured along the roof slope from the outside edge of the eave, and
ii) other than in the case of an enlargement which joins the original roof to the roof of a rear or side extension no part of the enlargement extends beyond the outside face of any external wall of the original dwelling house.

Analysis: Complies with criteria in B.2 (b).

c) any window inserted on a wall or roof slope forming a side elevation of the dwelling house must be:-
i) obscure glazed and
ii) non-opening unless the parts of the window which can be opened are more than 1.7m above the floor of the room in which the window is installed.

Analysis: Complies with criteria in B.2 (c).

The proposed erection of the fence complies with the criteria contained in Schedule 2, Part 2, Class A Minor Operations of the above legislation.

Recommendation

Issue a Lawful Development Certificate for Proposed Development, the submission of a planning application for the works will not be required.

Reasons for Recommendation
The proposed rooms in roof with side dormer to north elevation and erection of 0.95m high fence to east side of dwelling. constitute 'development' as defined by Section 55 of the Act and are 'permitted development' under Schedule 2, Part 1, Class A and Schedule 2, Part 2, Class A of the Town and Country Planning (General Permitted Development) Order 2015 (as amended).

Case Officer: Sarah Foster Date: 05.11.18

Authorised by: Peter Barnett Date: 6 November 2018