

Mr & Mrs Knowles  
The Firs Tompkin Road  
Stanley  
Staffordshire  
ST9 9LX

Sammons Architectural  
10 Cawdry Buildings Fountain Street  
Leek  
Staffordshire Moorlands  
ST13 6JP

Mr & Mrs Knowles  
The Firs Tompkin Road  
Stanley  
Staffordshire  
ST9 9LX

Application no: SMD/2014/0792

Determined on: 16/04/2015

**Town and Country Planning Act 1990  
Town and Country Planning (Development Management Procedure) (England) Order 2010**

**FULL PERMISSION FOR DEVELOPMENT**

This permission does not carry any approval or consent which may be required under any enactment, bylaw, order or regulation (e.g. in relation to Building Regulations or the Diversion of Footpaths etc) other than Section 57 of the Town and Country Planning Act, 1990.

**Location of Development:**

The Firs Tompkin Road Stanley Staffordshire ST9 9LX

**Description of Development:**

Extension and alterations to domestic outbuilding

In pursuance of their power under the above mentioned Act, Staffordshire Moorlands District Council Planning Authority, **HEREBY GRANTS PLANNING PERMISSION** for the development described above subject to the following condition(s):

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

**Reason:-** To comply with the provisions of Section 51 of the Town and Country Planning, Planning and Compulsory Purchase Act, 2004.

2.The development hereby approved shall be carried out in strict accordance with the submitted plan numbered 2014-1986-02A (Location Plan) and the amended plans numbered 2014-1986-05 Rev C (Planning Proposal) and 2014-1986-03 Rev B (Block Plan) subject to the following conditions and/or modifications:-

**Reason:-** For clarity and the avoidance of doubt.

3.The external facing and roofing materials shall match in colour, form and texture those of the existing building and there shall be no variation without the prior consent in writing of the Local Planning Authority.

**Reason:-** To ensure a satisfactory external appearance which is in keeping with the character and appearance of the existing building and the Conservation Area.

4.The rooflights shall not exceed 640mm in length x 460mm in width and shall be of a conservation style with a vertical glazing bar and fitted flush with the roofsope unless otherwise agreed in writing by the Local Planning Authority.

**Reason:-** To ensure a satisfactory external appearance which is in keeping with the character and appearance of the existing building and the Conservation Area.

5.The doors of the proposed development hereby approved shall be constructed of timber, painted Farrow & Ball Vert de Terre to match those on the main dwelling and set back a minimum of 75mm from the edge of the stonework around the window opening unless otherwise agreed in writing by the Local Planning Authority.

**Reason:-** To ensure a satisfactory external appearance which is in keeping with the character and appearance of the existing building and the Conservation Area.

6.The garage doors shall be constructed from vertically boarded timber which shall be painted Farrow & Ball Vert de Terre to match those on the main dwelling and set back a minimum of 100mm from the edge of the stonework around the door opening unless otherwise agreed in writing by the Local Planning Authority.

**Reason:-** To ensure a satisfactory external appearance which is in keeping with the character and appearance of the existing building and the Conservation Area.

7.The development hereby permitted shall not be occupied at any time other than for purposes ancillary to the residential use of the dwelling known as The Firs and shall not be used as independent living accomodation at any time.

**Reason:-** To ensure proper control of the development and to avoid any future undesirable fragmentation of the curtilage having regard to the location of the site.

### **Informative**

1.The Council entered into discussions during the course of the application with the applicant to secure a revised and improved scheme and amended plans have been submitted and consequently approved as part of this application. It is therefore considered that the proposals meet the provisions of paragraphs 186-187 of the NPPF.

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**Signed on behalf of Staffordshire Moorlands District Council**

## NOTES

1. Approval under the Building Regulations may also be required. Advice in this respect can be obtained by contacting the Councils Building Control Section.
2. Where a vehicle is often driven across a grass verge or kerbed footway to and from premises adjoining a highway, the occupier of the premises may, be required to pay the cost of construction of a crossing, and/or may be required to comply with conditions, imposed by the Authority. You should contact the Highway Authority at Staffordshire County Council.
3. This consent is granted subject to conditions and it is the owner(s) and the person(s) responsible for the implementation of the development who will be fully responsible for their compliance throughout the development and beyond. **A fee is payable to us for the discharge of condition. Please refer to our web site : [www.staffsmoorlands.gov.uk](http://www.staffsmoorlands.gov.uk) for details.** If there is a condition that requires work to be carried out or details to be approved prior to the commencement of the development this is called a “condition precedent”. The following should be noted with regards to conditions precedent:
  - (a) If a condition precedent is not complied with, the whole of the development will be unauthorised and you may be liable to enforcement action.
  - (b) Where a condition precedent is breached and the development is unauthorised, the only way to rectify the development is the submission of a new application.
4. Other conditions on this permission must also be complied with. Failure to comply with any condition may render the owner(s) and the person(s) responsible for the implementation of the development liable to enforcement action.
5. The permission is granted in strict accordance with the approved plans. It should be noted however that:
  - (a) Any variation from the approved plans following commencement of the development irrespective of the degree of variation will constitute unauthorised development and may be liable to enforcement action.
  - (b) Variation to the approved plans will require the submission of a new planning application.
6. 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.
7. If the decision to refuse planning permission is for a householder application, and you want to appeal against your local planning authority’s decision then you must do so within 12 weeks of the date of this notice. All other types of development

have a 6 month deadline for submission of appeals. Appeals must be made using a form which you can get from the Planning Inspectorate at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or online at [www.planningportal.gov.uk/pcs](http://www.planningportal.gov.uk/pcs). 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. 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. 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.

8. 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 Council (District Council, London Borough Council or Common Council of the City of London) 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 Country Planning Act 1990.