STAFFORDSHIRE
moorlands
DISTRICT COUNCIL
ACHIEVING · EXCELLENCE

Simon W. Baker B.Ed MBA MIMSPA
Chief Executive

Mr Scott Millington
Wood Goldstraw & Yorath
Churchill House Regent Road
Stoke On Trent
Staffordshire
ST1 3RH

Mr Birks
9
Balcombe Close Newcastle Under Lyme
ST5 2DX

Application no: SMD/2016/0713

Determined on: 01/03/2017

Town and Country Planning Act 1990
Town and Country Planning (Development Management Procedure) (England) Order 2015

REFUSAL OF PLANNING PERMISSION

Location of Development:
Frankleen Daisy Bank The Boundary BOUNDARY STAFFORDSHIRE

Description of Development:
Proposed outline application with all matters reserved for 2no. detached dwellings on former site housing caravan referred to as Frankleen, The Boundary, Cheadle

Staffordshire Moorlands District Council in pursuance of powers under the above mentioned Act hereby **REFUSE** to permit the development described above in accordance with plans ref:
4382-1-1
4382-1-2
4382-1-3 for the reason(s) specified below:-

1. The application site is located within an isolated position in the Green Belt. The proposed development would fail to meet any of the exceptions outlined under paragrpahs 89 and 90 of the National Planning Policy Framework. No very special circumstances exist to outweigh harm to the openness of the Green Belt by virtue of inapprpriateness. Accordingly this application is considered contrary to policies R1 and R2 of the Staffordshire Moorlands Core Strategy and Chapter 9 of the National Planning Policy Framework.

Informatives

1. The agent was informed of the Council's conclusions prior to issuing a formal decision. As the reason was reached on a matter of principle it is not considered that the concerns raised could be addressed through a revised scheme. It is therefore considered that the Local Planning Authority has accorded with the objectives of the NPPF.

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X B.J. Haywood

Signed by: Ben Haywood

On behalf of Staffordshire Moorlands District Council

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NOTES

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 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.

3. If this is a decision to refuse planning permission for a minor commercial 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.

4. If this is a decision to refuse express consent for the display of an advertisement, if you want to appeal against your local planning authority's decision then you must do so within 8 weeks of the date of receipt of this notice.

5. If you want to appeal against your local planning authority's decision for any other type of development, including listed building consents then you must do so within 6 months of the date of this 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://acp.planninginspectorate.gov.uk

6. The Secretary of State can allow a longer period for giving notice of an appeal, but 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 the Secretary of State 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.

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. 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.

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