STAFFORDSHIRE
moorlands
DISTRICT COUNCIL
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Simon W. Baker B.Ed MBA MIMSPA
Chief Executive

GJPerry Planning Consultant
62 Carter Street
Uttoxeter
Staffordshire
ST14 8EU

Mr & Mrs Babb
Rest Cottage Bradley in The Moors
Staffordshire
ST10 4DF

Application no: SMD/2016/0417

Determined on: 20/03/2017

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

REFUSAL OF PLANNING PERMISSION

Location of Development:
Jays Barn Bradley Lane Threapwood Alton Staffordshire ST10 4DF

Description of Development:
Change of use from a self-catering holiday let to a single dwelling

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: A2748-001 for the reason(s) specified below:-

1. The application site lies outside any recognised development boundary within an area of attactive open countryside. The nearest village, Alton is located approximately 2km away and the nearest town, Cheadle, is located 3km away. The absence of footways and street lighting are barriers to walking to the closest bus stop and the sites accessibility is further weakened by the infrequency of the single bus service to be able to access essential services and facilities. On this basis, it is considered that the future occupiers of the dwelling would most likely reply on the use of the private car to access essential services and facilities. In this respect the propsoal would not amount to sustainable housing as it would not be sustainably located and would therefore conflict with Policies SS1a of the Staffordshire Moorlands Core Strategy and guidance cotained in the National Planning Policy Framework. The contribution that a single dwelling would make to the shortfall in the 5 year supply of housing would not outweigh the harm identified above.

2. Adopted Staffordshire Moorlands Core Strategy Policy R2 ""Rural Housing"" permits the conversion of non-residential rural buildings for residential use, where, in this case, it can be demonstrated that the agricultural of commercial use is not viable or suitable and requires marketing or other evidence to be submitted to

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justify a departure from these strict policy requirements. It is not considered that the information submitted adequately demonstrates that the existing tourism use is no longer viable or that alternative commercial uses have been adequately explored as required by policy R2 of the adopted Staffordshire Moorlands Core Strategy and the Framework.

3. The application building benefits from an attractive open countryside setting. Whilst the change of use to the holiday accomodation has resulted in some domestification of the site the agrarian origins of the building and its setting continue to be discernible. The change of use of the building to allow it to be used as a permanent residential dwelling would result in further domestification of the barn and its setting which would be harmful to the rural character and appearance of the area. In this respect the proposal would be contrrary to Policy DC3 of the adopted Staffordshire Moorlands Core Strategy which seeks to protect and where possible enhance the local landscape and setting of Settlements in the Staffordshire Moorlands.

Informatives

1. The Local Planning Authority (LPA), in reaching this decision, has followed the guidance in paragraphs 186 and 187 of the National Planning Policy Framework. The Framework advises that the LPA should work proactively with applicants to secure developments that improve the economic, social and environmental conditions of the area. It has not been possible to negotiate a solution to overcome the harm in principle identified above.

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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