STAFFORDSHIRE
moorlands
DISTRICT COUNCIL
ACHIEVING · EXCELLENCE

Simon W. Baker B.Ed MBA MIMSPA
Chief Executive

Miss Joanne Stanley
A & H Structures
Narlow Works
Ashbourne
DE6 2AT

Mr Leighton
Lemons Brook Farm Bottom Lane
Ipstones
ST10 2LN

Application no: SMD/2019/0313

Determined on: 05.09.2019

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

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:
Lemons Brook Farm Bottom Lane Ipstones Staffordshire ST10 2LN

Description of Development:
Proposed demolition and replacement of an equestrian and agricultural building to house livestock and store fodder and implements

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 permitted shall be carried out in accordance with the following approved plans: 1324-001; 132-002; 1324-003 Rev A; 1324-005

Reason:- For the avoidance of doubt and in the interests of proper planning, in accordance with the National Planning Policy Framework.

3. The external facing and roofing materials shall match in colour, form and texture those stated on the application form and accompanying Design and Access

Statement and there shall be no variation without the prior consent in writing of the Local Planning Authority.

Reason:- In the interests of good design and rural landscape character, in accordance with Policy DC1 of the Core Strategy and Sections 12 and 15 of the NPPF.

4. No development, including demolition, shall be undertaken during the nesting bird season (March - August inclusive) unless a competent ecologist has undertaken a careful, detailed check of the building and provided written confirmation that no birds will be harmed and/or that there are appropriate measues in place to protect nesting bird interests on site. Any written confirmation shall be submitted to and agreed in writing by the Local Planning Authority.

Reason:- To safeguard wildlife and in the interests of natural conservation and Policy NE1 of the Core Strategy and Chapter 15 of the NPPF.

5. The development hereby approved shall provide ecological enhancement as shown on the approved Bird Boxes Plan (Drawing Ref: 1324-005) and specifications set out within the supporting Barn Owl Nesting Box and Bird Boxes/Nest document. These enhancement shall remain for the lifetime of the development.

Reason:- In the interests of biodiversity and ecological enhancement in line with Policy NE1 of the Core Strategy and Chapter 15 of the NPPF

6. Prior to the first occupation of the development hereby approved, a scheme for soft landscaping shall be submitted to and approved in writing by the Local Planning Authority. The scheme shall include all species, planting sizes and planting densities. Thereafter the approved soft landscaping scheme shall be implemented in the first available planting season following the first occupation of the building

Reason:- To ensure satisfactory landscaping in the interests of ecological and visual enhancement, in accordance with NE1 and DC3 of the Core Strategy and Chapter 15 of the NPPF.

Informative

1. In line with the requirements of paragraph 38 NPPF, the Local Planning Authority have worked pro-actively with the applicant's agent to secure changes which overcome outstanding planning issues and thus acheive a sustainable form of development.

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X

Signed by: JaneC

On behalf of Staffordshire Moorlands District Council

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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 at BControl@staffsmoorlands.gov.uk

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. An application will need to be made to discharge conditions and a fee is payable with the application. For more details please refer to our web site: www.staffsmoorlands.gov.uk 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.

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8. 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.

9. 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.

10. 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

11. 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.

12. 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.
13.