STAFFORDSHIRE
moorlands
DISTRICT COUNCIL
ACHIEVING · EXCELLENCE

Simon W. Baker B.Ed MBA MIMSPA
Chief Executive

Mrs Kym Wilson
Forefront Development Consulting
4 Ridge House Ridge House Drive
Stoke-on-Trent
Staffordshire
ST1 5SJ

Mr Fleming
1 Hillswood Drive
Endon
Staffordshire
ST9 9BL

Application no: SMD/2019/0726

Determined on: 3rd February 2020

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

REFUSAL OF PLANNING PERMISSION

Location of Development:
1 Hillswood Drive Endon Staffordshire ST9 9BL

Description of Development:
Proposed two storey dwelling to land at 1 Hillswood Drive

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: 19-126-02(1), 19-126-03A and 19-126-04(1) for the reason(s) specified below:-

1. The proposed development would constitute overdevelopment of the plot. Owing to the site contraints namely the size of the plot, proximity to neighbouring properties and topography of Hillswood Drive, it is considered that the proposed development would appear incongrous to the prevailing streetscene character. The proposal represents a contrived form of design that reflects the limitations of the plot. The development fails to respect the pattern of development of Hillswood Drive and would appear cramped and overbearing within the streetscene. The development is contrary to policy DC1 of the Staffordshire Moorlands Core Strategy and National Planning Policy Framework.

2. The development would result in an unacceptable loss of amenity for neighbouring occupiers by virtue of overbearing impact, loss of daylight and sunlight and loss of privacy, contrary to policy DC1 of the Staffordshire Moorlands Core Strategy and paragraph 127f) of the National Planning Policy Framework.

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Informatives

1. This application fails to constitute a sustainable form of development by virtue of the limitations of the plot and the scale and nature of the development proposed. It is not considered by the LPA that the site could accommodate a seperate planning unit and as such is considered unsustainable, contrary to the objectives of the National Planning Policy Framework.

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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