STAFFORDSHIRE moorlands DISTRICT COUNCIL

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Mr D Warner
Astill Planning Consultants Ltd
13 UNiversity Road
Leicester
LE1 7RA

Mr MacDonald
Caverswall Castle Blythe Bridge Road
Caverswall
ST11 9EA

Application no: SMD/2018/0578

Determined on: 23/10/2020

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

REFUSAL OF PLANNING PERMISSION

Location of Development:
Caverswall Castle Blythe Bridge Road Caverswall Staffordshire ST11 9EA

Description of Development:
Use of Premises for Day Visitors and Commercial Filming

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:
01 -location plan
03 Rev A – ground floor
04 Rev A – Basement, first and second floor
for the reason(s) specified below:-

1. The proposed uses of the site have potential for causing significant noise and disturbance affecting the residential amenities of residents of Caverswall village. The information submitted in order to assess the impacts on residential amenity is considered to be insufficient. Therefore the application is contrary to policies DC1 'Design Considerations' and SD4 'Pollution and Water Quality' of the Staffordshire Moorlands Local Plan (adopted September 2020) which aims to protect residents from all forms of pollution including noise pollution. The application therefore fails to comply with government planning guidance contained in the National Planning Policy Framework (NPPF) at Section 15 and paragraph 127.

2. In the absence of any information identifying the car parking requirements for the development proposals, the Council is unable to establish if sufficient parking exists at the site, and the impact on the surrounding road network, the heritage asset and whether the development would amount to appropriate development in the green belt. Accordingly, in the absence of sufficient information, the development fails to comply with Policies SS10 and DC1 of the Staffordshire Moorlands Local Plan (adopted September 2020).

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Informative

1. It is considered that the proposals are unsustainable and do not conform with the provisions of the NPPF. Such matters have been discussed with the applicant with a view to seeking solutions, although such solutions have not been possible as the applicant has declined to sufficiently amend the application.

X B.J. Haywood

Signed by: Ben Haywood

On behalf of Staffordshire Moorlands District Council

Moorlands House, Stockwell Street, Leek, Staffordshire Moorlands, ST13 6HQ.
www.staffsmoorlands.gov.uk Tel: 0345 605 3010
All correspondence to Staffordshire Moorlands District Council, P O Box 136, Buxton, SK17 1AQ.

disability confident EMPLOYER

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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.

1. 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.

2. 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.

3. 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.

4. 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

5. 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.

6. 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.

1.