

Mr Malcolm Sales
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Stoke-on-Trent
ST10 1AR

Mr Swinson
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Stoke-on-Trent
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Application no: SMD/2021/0549

Determined on: 13/10/2021

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

REFUSAL OF OUTLINE PLANNING PERMISSION

Location of Development:

Kirk House Malthouse Road Alton Staffordshire ST10 4AG

Description of Development:

Outline Permission with details of access (all other matters reserved) for the erection of a 2 -
Bedroom bungalow

In pursuance of their powers under the above mentioned Act, Staffordshire Moorlands District Council, **HEREBY REFUSE PERMISSION** for the development described in the above application, in accordance with plans ref: 2105/04/01 for the reason(s) specified below:-

1. Insufficient information has been submitted with the application to enable the Local Planning Authority to determine the effect of the proposal upon the character and appearance of the Alton Conservation area (and nearby listed buildings) of which the site forms part or to determine the effect on the residential amenities of the area with respect to neighbouring dwellings and the future occupiers of the proposed residential development in terms of privacy, overdominance, light provision and amenity space considerations. The proposal would therefore not comply with policies H1 – Housing Development, DC1 'Design Considerations' and DC2 'The Historic Environment' of the Staffordshire Moorlands Local Plan (adopted September 2020) and Sections 12 and 16 of the government planning guidance contained in the National Planning Policy Framework (NPPF).
2. Due to proposal leading to an increase in vehicle movements at the access onto Malthouse Road, which is deemed to have inadequate levels of visibility for drivers using the access, the proposal would be detrimental to highway safety and would therefore fail to comply with policies DC1 'Design Considerations' or T1 'Development and Sustainable Transport' of the Staffordshire Moorlands Local Plan (adopted 2020) and would not be in line with Section 9 of the NPPF.

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 amend the application.

X *J. Colley*

Signed by: Jane Colley Signature

On behalf of Staffordshire Moorlands District Council

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.
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