STAFFORDSHIRE moorlands DISTRICT COUNCIL
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David Bailey
Chartered Architect
26 Mow Lane
Gillow Heath
Staffordshire Moorlands
ST8 6QQ

Mr & Mrs Roberts
3 Marsh Green Close
BIddulph
Staffordshire
ST8 6TA

Application no: SMD/2022/0190

Determined on: 06/07/2022

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:
3 Marsh Green Close, Biddulph, Staffordshire, ST8 6TA

Description of Development:
Works to raise the height of part of the lawn to the rear garden and constrcut retaining structure and fence to boundary
(the development has already been carried out)

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 that has already been carried out, subject to the following condition(s):

1. The development hereby permitted shall be completed and finished in full accordance with the drawn and written detail shown on revised drawing numbered 00820-001B that was submitted on the 27th June 2022, the development shall thereafter be retained and maintained in that finished condition to the satisifaction of the Local Planning Authority.

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

2. Specifically, within 3 months from the date of this planning permission, the horizontal timber boarding to conceal sleepers and steel posts shall have been installed and attached to the road facing side of the retaining structure in accordance with the approved drawing

numbered 00820-001B; and, the horizontal timber boarding to be installed, and the pre-existing roadside vertical timber fence boards, shall have all been stained in a consistent dark brown natural wood colour, that shall thereafter be retained and maintained throughout the life of the development.

Reason:- To ensure the development has an acceptable appearance.

3. Within, and by the end of, the first available planting season (November – March), following the date of this planning permisison, the planting and landscaping detailed on the approved drawing numbered 00820-001B shall be carried out in full accordance with the drawn and written detail shown on that approved drawing, unless otherwise agreed in writing by the Local Planning Authority or Staffordshire County Council Highway Authority. The planting and landscaping shall thereafter be retained and maintained throughout the life of the development.

Reason:- To ensure the development has an acceptable appearance and to conceal much of and assimilate the development into its surroundings.

Informative

The proposed development is judged to be of suitable design and meets the tests of sustainability in planning. There are not judged to be any adverse implications for neighbours or wider public amenity and street scene. Additional plans and mitigation works were agreed with the agent in the course of the determination in accordance with the principles of negotiation and amendment as advocated in the National Planning Policy Framework paragraph 38.

The development has been carried out by the applicant at entirely their own risk, if public safety or the condition of the highway has been in anyway compromised, that is the responsibility of the applicant. This planning permission does not absolve the applicant of any responsibility to have consulted a competent structural engineer before and during the construction, and to have sought the approval of the Local Highways Authority, under the terms of the Highways Act 1980, for the development carried out within 3.7m of an adopted street. The grant of this planning permission does not grant or imply any consent or approval in those regards. If you have not done so already, you are advised to contact and consult with an engineer and the Local Highway Authority at Staffordshire County Council in respect of these matters.

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Signed by: Jane Colley Signature

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

1. 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.

2. 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.

3. 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.

4. 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.

5. 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.

6. 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.

7. 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.

8. 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.

9. 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

10. 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.

11. 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.

12. Domestic sprinklers
    Fire sprinklers operate automatically even if you are not at home releasing water directly over the source of the fire and sounding the alarm, they are unobtrusive and easy to install. Sprinklers are NOT expensive; normally costing around 1-2% of the cost of construction of a new building. The use of sprinklers will usually allow design freedoms as well, which can reduce construction costs and improve usability and design freedoms of the building.
    The chance of an accidental discharge is 16,000,000:1
    If you would like further advice please contact Staffordshire Fire and Rescue Service (www.staffordshirefire.gov.uk)

13. Working smoke alarms correctly positioned in your home can save your life.
    The Fire Service recommends you have smoke alarms on every floor of your home, including in each bedroom, and make sure you test your smoke alarms at least once a month. Although the application of approved guidance and enforcement of regulations will give buildings the legally required baseline of fire protection, the Fire Service's viewpoint is many of these fall short of what we would consider adequate. This is why we campaign for the inclusion of sprinklers.