STAFFORDSHIRE moorlands DISTRICT COUNCIL
ACHIEVING · EXCELLENCE

Mr Rob Duncan
Rob Duncan Planning Consultancy Ltd
28 Ferndale Road
Lichfield
WS13 7DJ

Mr A Byatt
Far Lakes Farm
Shaw Wall Lane
Foxt
Nr. Cheadle
ST10 2HT

Application no: SMD/2023/0011

Determined on: 15/08/2024

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

REFUSAL OF PLANNING PERMISSION

Location of Development:
Far Lakes Farm, Shaw Wall Lane, Foxt, Staffordshire, ST10 2HT

Description of Development:
Erection of Agricultural Workers Dwelling

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:

5529-011 - Proposed Conditions - Scheme 3 Floor Plans, Elevations & Site Plan
5529-012 – Site Location Plan

for the reason(s) specified below:-

1. In the opinion of the Local Planning Authority, it has not been demonstrated that there is an essential need for a worker to live permanently at the site. The scale and nature of the enterprise is little functional need to live permanently on site. Furthermore, the information provided does not demonstrate that the business is viable. Therefore, the development conflicts with Policies SS1, SS2, SS10 and H1 of the Staffordshire Moorlands Local Plan (2020), and guidance contained within the National Planning Policy Framework 2023.

2. The proposals relate to the erection of a dwelling in a rural location where no need has been demonstrated and, as such, is an unacceptable form of development as a matter of principle. The introduction of a dwelling, along with its associated curtilage and domestic paraphernalia would erode the character and appearance of the countryside and have a detrimental effect on the landscape character. Therefore, the development

would be contrary to Policies SS1, SS10, DC1, and DC3 of the Staffordshire Moorlands Local Plan (2020), and guidance contained within the National Planning Policy Framework 2023.

Informative

1. The Local Planning Authority (LPA), in reaching this decision, has followed the guidance in paragraph 38 of the National Planning Policy Framework. The Framework advises that the LPA should work proactively with applicants to secure developments that improve the economic, social and environmental conditions of the area. It this instance, given the in principle objection to the development, it was not possible to suggest reasonable minor amendments to overcome the harm identified above.

X B.J. Haywood

Signed by: Ben Haywood

On behalf of Staffordshire Moorlands District Council

STAFFORDSHIRE moorlands DISTRICT COUNCIL

ACHIEVING · EXCELLENCE

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.