

Michael Bamford
Planning Design Practice Ltd
3 Woburn House
Derby
United Kingdom
DE1 1UL

Mr Badger
Ladygreen Farm
Leek
ST13 7JX

Application no: SMD/2024/0493

Determined on: 14/01/2025

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

REFUSAL OF PLANNING PERMISSION

Location of Development:

Lady Green Farm Huntley Road Denford Leek Staffordshire ST13 7JX

Description of Development:

Change Of Use Of Agricultural Building To Form 1 Dwelling With Annexe

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: 3479 001 Rev D, 003B, 004E, 005G for the reason(s) specified below:-

1. The site is the countryside in a remote and unsustainable location. Policies SS10 'Other Rural Areas Strategy' and H1 'New Housing Development' of the Council's Local Plan (adopted Sep 2020) allow only new residential uses in the countryside under certain including that changes of use of existing buildings to residential uses in the countryside shall only be allowed where the buildings are physically, architecturally and in character terms worthy and suitable. It is not considered that the buildings, due to their modern and functional agricultural storage building form and appearance and current state/condition and the scope of works required in order to effectively allow a residential use, would be physically, architecturally or in character terms, suitable or worthy. The proposed development would therefore be contrary to policies SS10 and H1 of the Staffordshire Moorlands Local Plan.
2. There is insufficient information to determine the impact of the proposed development on the ecological value of the site, contrary to Policy NE1 'Biodiversity & Geological Resources' of the Council's adopted Local Plan and Section 15 of the NPPF.

Informatives

1. Prior to the determination of the application the Council advised the applicant that the principle of such development is unsustainable and did not conform with the provisions of the NPPF. It is considered that the applicant is unable to overcome such principle concerns and thus no amendments to the application were requested.

X *B.J. Haywood*

Signed by: Ben Haywood

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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