Horsham District Council

Mr Damien Wilson
D Wilson Planning and Development
Consultants
High Croxdale Farm
Croxdale
Durham
DH6 5JR

Application Number: DC/23/2282

TOWN & COUNTRY PLANNING ACT, 1990 (as amended)
TOWN & COUNTRY PLANNING (Development Management Procedure) (England) Order 2015

On behalf of: Mrs Damien Wilson D Wilson Planning and Development Consultants

In pursuance of their powers under the above-mentioned Act and Order, the Council hereby **REFUSE** to permit the works specified hereunder, that is to say:

Change of use of the land for use as day care facility for dogs (sui generis).

2 Jenners Field Rock Road Washington West Sussex

as shown on Plan and Application Number DC/23/2282 submitted to the Council on 28/12/2023. The reasons for the Council's decision to refuse to permit the above works are specified hereunder.

1 The proposal would result in an adverse increase in level of activity within the countryside which would not provide for quiet informal recreational use. The development would be contrary to the overarching strategy and hierarchical approach of concentrating development within the main settlements and is thus not essential to its countryside location. There are no material considerations which outweigh this harm, and the proposal represents unsustainable development contrary to Policy 26 of the Horsham District Planning Framework (2015), Policy 1 of the made Storrington, Sullington & Washington Neighbourhood Plan (2018), and the National Planning Policy Framework (2023).

2 In the absence of a clear strategy to manage or mitigate noise from the use of the site, the Local Planning Authority cannot be assured that the proposed use would not result in unacceptable harm to the amenity of nearby residents. As such, the proposal is contrary to Policy 33(2) of the Horsham District Planning Framework (2015).

3 Notwithstanding information submitted, the applicant has not demonstrated with a sufficient degree of certainty that the proposed development would not contribute to an existing adverse effect upon the integrity of the internationally designated Arun Valley Special Area of Conservation, Special Protection Area and Ramsar sites by way of increased water abstraction, contrary to Policy 31 of the Horsham District Planning Framework (2015), Paragraphs 185 and 186 of the National Planning Policy Framework (2023), thus the Local Planning Authority is unable to discharge its duties under the Conservation of Habitats and Species Regulations 2017 (as amended), and s40 of the NERC Act 2006 (Priority habitats & species).

Schedule of plans/documents:

Plan Type	Description	Drawing Number	Received Date
Supporting Statement	Transport Statement	NONE	16.02.2024
Site plan		NONE	14.12.2023
Supporting Statement	Planning	NONE	28.12.2023
Supporting Statement	Water Neutrality Statement [v3]	NONE	30.09.2024
Location & Block plan		NONE	14.12.2023

Note To Applicant:
Statement pursuant to Article 35 of the Town and Country Planning (Development Management Procedure) (England) Order 2015. The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received, in order to be able to, where possible, grant permission.



Emma Parkes
Head of Development and Building Control

Date: 26/11/2024

ADDITIONAL INFORMATION

Right of Appeals
If you are aggrieved by the decision 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.

You must appeal within 12 weeks of the date of the decision notice for a householder application or 'minor commercial' (shop front) development, and within 6 months for other types of planning applications. There are different timescale – usually 28 days – if an enforcement notice is/has been served for the same (or very similar) land and development. Please note, only the applicant possesses the right of appeal.

Appeals can be made online at: https://www.gov.uk/planning-inspectorate. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.

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.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at

least 10 days before submitting the appeal. Further details are at https://www.gov.uk/government/collections/casework-dealt-with-by-inquiries.