



Mr Nikolas Antoniou
NJA Town Planning Ltd
The Beehive
City Place
Gatwick
RH6 0PA

Application Number: DC/18/2613

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

On behalf of: Mr and Mrs C Strange

In pursuance of their powers under the above-mentioned Act and Order, the Council hereby notify you that they PERMIT the following development, that is to say:

Demolition of existing outbuildings and erection of a single storey detached dwelling

Beacon Hill Croft Tower Road Colgate Horsham

to be carried out in accordance with Application No. DC/18/2613 submitted to the Council on 10/12/2018 and subject to compliance with the plans/documents and conditions specified hereunder.

Barbara Childs
Director of Place

Date: 12/03/2019

- 1 **Plans Condition:** The development hereby permitted shall be carried out in accordance with the approved plans listed in the schedule below.

Schedule of plans/documents:

Plan Type	Description	Drawing Number	Received Date
Location & Block plan	Location Plan, Block Plan and Proposed Floor Plan	FE05 C	10.12.2018
Location plan	Proposed Elevations	FE06 C	10.12.2018
Site plan	Site Plan	FE08 A	10.12.2018
Design & Access Statement	Prepared by NJA Town Planning Ltd and dated December 2018	NJA/17/116	10.12.2018
Floor plan	Existing General Arrangement	EX02	10.12.2018
Site plan	Existing Site Plan	EX01	10.12.2018

Supporting Statement	Contamination / Flooding Information	AEL-4491-SSC-931211	10.12.2018
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Reason: For the avoidance of doubt and in the interest of proper planning.

- 2 **Standard Time Condition:** The development hereby permitted shall be begun before the expiration of three years from the date of this permission.

Reason: To comply with Section 91 of the Town and Country Planning Act 1990.

- 3 **Pre-Commencement Condition:** No development shall commence until a drainage strategy detailing the proposed means of foul and surface water disposal has been submitted to and approved in writing by the Local Planning Authority. The development shall be carried out in accordance with the approved scheme.

Reason: As this matter is fundamental to ensure that the development is properly drained and to comply with Policy 38 of the Horsham District Planning Framework (2015).

- 4 **Pre-Commencement Condition:** No development shall commence until the following components of a scheme to deal with the risks associated with contamination, (including asbestos contamination), of the site be submitted to and approved, in writing, by the local planning authority:

- (a) A preliminary risk assessment which has identified:
- all previous uses
 - potential contaminants associated with those uses
 - a conceptual model of the site indicating sources, pathways and receptors
 - Potentially unacceptable risks arising from contamination at the site.

The following aspects (b) - (d) shall be dependent on the outcome of the above preliminary risk assessment (a) and may not necessarily be required.

- (b) An intrusive site investigation scheme, based on (a) to provide information for a detailed risk assessment to the degree and nature of the risk posed by any contamination to all receptors that may be affected, including those off site.
- (c) The intrusive site investigation results following (b) and, based on these, a detailed method statement, giving full details of the remediation measures required and how they are to be undertaken.
- (d) A verification plan providing details of the data that will be collected in order to demonstrate that the works set out in (c) are complete and identifying any requirements for longer-term monitoring of pollutant linkages, maintenance and arrangements for contingency action where required. The development shall thereafter be carried out in accordance with the approved details. Any changes to these components require the consent of the local planning authority.

The EAS Ltd report submitted addressing some of the points above and as such the only outstanding requirement would be a validation report to demonstrate that the remediation have been completed satisfactorily.

Reason: As this matter is fundamental to ensure that no unacceptable risks are caused to humans, controlled waters or the wider environment during and following the development works and to ensure that any pollution is dealt with in accordance with Policies 24 and 33 of the Horsham District Planning Framework (2015).

- 5 **Pre-Commencement (Slab Level) Condition:** No development above ground floor slab level of any part of the development hereby permitted shall take place until a schedule of materials

and finishes and colours to be used for external walls, windows and roofs of the approved building(s) has been submitted to and approved by the Local Planning Authority in writing and all materials used in the construction of the development hereby permitted shall conform to those approved.

Reason: As this matter is fundamental to enable the Local Planning Authority to control the development in detail in the interests of amenity by endeavouring to achieve a building of visual quality in accordance with Policy 33 of the Horsham District Planning Framework (2015).

- 6 **Pre-Commencement (Slab Level) Condition:** No development above ground floor slab level of any part of the development hereby permitted shall take place until confirmation has been submitted, in writing, to the Local Planning Authority that the relevant Building Control body will be requiring the optional standard for water usage across the development. The dwellings hereby permitted shall meet the optional requirement of building regulation G2 to limit the water usage of each dwelling to 110 litres per person per day. The subsequently approved water limiting measures shall thereafter be retained.

Reason: As this matter is fundamental to limit water use in order to improve the sustainability of the development in accordance with Policy 37 of the Horsham District Planning Framework (2015).

- 7 **Pre-Occupation Condition:** Prior to the first occupation of each dwelling, the necessary in-building physical infrastructure and external site-wide infrastructure to enable superfast broadband speeds of 30 megabytes per second through full fibre broadband connection shall be provided to the premises.

Reason: To ensure a sustainable development that meets the needs of future occupiers in accordance with Policy 37 of the Horsham District Planning Framework (2015).

- 8 **Pre-Occupation Condition:** Prior to the first occupation (or use) of any part of the development hereby permitted, full details of the hard and soft landscaping works shall be submitted to and approved, in writing, by the Local Planning Authority. The approved landscape scheme shall be fully implemented in accordance with the approved details within the first planting season following the first occupation of any part of the development. Any plants, which within a period of 5 years, die, are removed, or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species unless the Local Planning Authority gives written consent to any variation.

Reason: To ensure a satisfactory development that is sympathetic to the landscape and townscape character and built form of the surroundings, and in the interests of visual amenity in accordance with Policy 33 of the Horsham District Planning Framework (2015).

- 9 **Pre-Occupation Condition:** No dwelling hereby permitted shall be occupied (or use hereby permitted commenced) unless and until provision for the storage of refuse/recycling has been made for that dwelling (or use) in accordance with details to be submitted to and approved in writing by the Local Planning Authority. These facilities shall thereafter be retained for use at all times.

Reason: To ensure the adequate provision of recycling facilities in accordance with Policy 33 of the Horsham District Planning Framework (2015).

- 10 **Pre-Occupation Condition:** Prior to the first occupation (or use) of any part of the development hereby permitted, a plan showing the layout of the proposed development and the provision of car parking spaces for vehicles shall be submitted to and approved in writing by the Local Planning Authority. No dwelling hereby permitted shall be occupied or use hereby permitted commenced until the parking spaces associated with it have been provided in accordance with the approved details. The areas of land so provided shall thereafter be retained for the parking of vehicles.

Reason: To ensure that adequate and satisfactory provision is made for the parking of vehicles clear of all highways in accordance with Policy 40 of the Horsham District Planning Framework (2015).

- 11 **Pre-Occupation Condition:** Prior to the first occupation (or use) of any part of the development hereby permitted, details of secure (and covered) cycle parking facilities for the occupants of, and visitors to, the development shall have been submitted to and approved in writing by the Local Planning Authority. No dwelling hereby permitted shall be occupied or use hereby permitted commenced until the approved cycle parking facilities associated with that dwelling or use have been fully implemented and made available for use. The provision for cycle parking shall thereafter be retained for use at all times.

Reason: To ensure that there is adequate provision for the parking of cycles in accordance with Policy 40 of the Horsham District Planning Framework (2015).

- 12 **Post Occupation Condition:** Upon the occupation of the dwellinghouse hereby permitted the existing buildings indicated by the hatched lines on plan FE01 C shall cease to be used for any purpose whatsoever and within a period of 2 months thereafter such existing buildings shall be demolished (including the removal of foundations) all materials arising from such demolition removed from the site.

Reason: The retention of existing buildings together with the new buildings would result in the proliferation of buildings on the site, detracting from the character of the area which would be contrary to Policy 33 of the Horsham District Planning Framework (2015).

- 13 **Regulatory Condition:** Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (England) Order 2015 (and/or any Order revoking and/or re-enacting that Order) no development falling within Classes A, B, E, and F of Part 1 of Schedule 2 of the order shall be erected, constructed or placed within the curtilage(s) of the development hereby permitted without express planning consent from the Local Planning Authority first being obtained.

Reason: In the interest of visual amenity and due to character of the site and surrounding area in accordance with Policy 33 of the Horsham District Planning Framework (2015).

Note to Applicant

The exact position of the public water main must be determined on site by the applicant before the layout of the proposed development is finalised. Please contact Southern Water, Sparrowgrove House, Sparrowgrove, Otterbourne, Hampshire (tel: 0330 303 0119) or www.southernwater.co.uk.

Note to Applicant

If, during development, contamination not previously identified is found to be present at the site then no further development shall be carried out until a remediation strategy has been submitted to and approved by the local planning authority detailing how this unsuspected contamination shall be dealt with. The remediation strategy shall be implemented as approved.

Note to Applicant – Community Infrastructure Levy (CIL):

Horsham District Council has adopted a Community Infrastructure Levy (CIL) Charging Schedule which took effect on 1st October 2017. **This development constitutes CIL liable development.**

CIL is a mandatory financial charge on development. To avoid additional financial penalties, the requirements of CIL must be managed before development is commenced (including in the event of any successful appeal).

Payment must be made in accordance with the requirements of the CIL Demand Notice issued.

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.

ADDITIONAL INFORMATION

Planning Permission – Important Provisos

If planning permission has been granted, please note that your Notice of Decision refers only to consideration of your proposal under the Town and Country Planning Acts. It is not a building regulations approval and does not mean that you can disregard other Acts of Regulations, or avoid any other legal obligations. Some of these obligations, of particular relevance to your proposal are referred to elsewhere in this note. Before you proceed with your proposal you should ensure that a Building Control application is not required, or has been submitted. The Building Control Department can be contacted on 01403 215151.

If this permission relates to new dwellings, commercial premises or other buildings which will require a new postal address you should contact the Council's Street Naming & Numbering Department as soon as possible or before work commences on site. Further details are available on the Street Naming page on the Council's website or alternatively e-mail streetnaming@horsham.gov.uk or telephone 01403 215139.

It must be stressed that the information included on this Notice of Decision may not include all your legal obligations, and it does not grant you rights to carry out works on or over lands, or to access land that is not within your control or ownership.

Compliance with the Approved Plans and Conditions

The development hereby approved must be implemented in accordance with the approved plans and any conditions set out in the Notice. Some of the conditions may specify that works are to be carried out, and/or details submitted and approved before all or part of the development is started. These will appear in the 'Pre Commencement Conditions' section of the Notice.

If works on implementing this permission is started without these requirements being fully met, the development may be unauthorised and the permission invalidated, and could lead to enforcement proceedings or in some cases to prosecution.

Amendments

Should alterations or amendments be required to the approved plans, it will be necessary to apply either under Section 96A of the Town and Country Planning Act 1990 for non material alterations, or under Section 73 of the Act for minor material alterations. An application must be made using the standard application form and you should consult with us, to establish the correct type of application to be made.

Monitoring

Horsham District Council monitors the implementation of planning permissions. Please be aware that monitoring officers may visit the application site at various stages of the development to ensure compliance with the approved plans and conditions.

Conditions Compliance

Requests for confirmation of compliance with conditions associated with that permission should be made in writing or by using the application form 'Approval of Details Reserved by Conditions'.

A request may be for confirmation that one or more conditions imposed on the same permission have been complied with. We aim to respond within 8 weeks of receipt of the request.

Right of Appeal

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 and within 26 weeks for other types of planning applications. Please note, only the applicant possesses the right of appeal.

The details of how to appeal together with the form which must be used can be obtained from the Planning Inspectorate at Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN (Tel: 0303 444 5000) or on-line at www.planningportal.gov.uk/pcs



PLANNING COMMITTEE REPORT

TO: Planning Committee North

BY: Head of Development

DATE: 5 March 2019

DEVELOPMENT: Demolition of existing outbuildings and erection of a single storey detached dwelling

SITE: Beacon Hill Croft Tower Road Colgate Horsham West Sussex RH12 4SX

WARD: Colgate and Rusper

APPLICATION: DC/18/2613

APPLICANT: **Name:** Mr and Mrs C Strange **Address:** c/o Agent

REASON FOR INCLUSION ON THE AGENDA: The application, if approved, would represent a departure from the development plan

RECOMMENDATION: To approve planning permission subject to appropriate conditions

1. THE PURPOSE OF THIS REPORT

- 1.1 To consider the planning application.

DESCRIPTION OF THE APPLICATION

- 1.2 The application seeks the demolition of former agricultural /cattery outbuildings (307.9sqm) and the erection of a single storey 3 bed L shaped detached single storey dwelling (101sqm) with brick elevations under a pitch roof of similar size, height and scale to the previously approved 3 bed dwelling (conversion of existing out buildings) granted under DC/18/0249. The application includes 6 parking spaces, cycle storage and refuse and recycling facilities as well as associated residential amenity provision.
- 1.3 The dimensions of the proposed new dwelling are north elevation 7.8m, south elevation 15.37m and an overall maximum length along the east (and adjacent west) elevation of 22.39m. The proposed ridge height is approximately 5.5m. The proposed dwelling has four roof lights within the west elevation roof slope and a covered porch area to the east elevation and comprises changes to the internal layout previously approved under DC/18/0249. The application includes provision for 6 car parking spaces, and bicycle and refuse storage areas.

DESCRIPTION OF THE SITE

- 1.4 The application site is located within a countryside location which forms part of the High Weald Area of Outstanding Natural Beauty (AONB). The application site is located approximately 700m from Colgate, with a gated access to the property from Tower Road, a C class road linking the A264 and Forest Road, which both link Horsham and Crawley. The site also has a separate independent gated access which has been used to access the

cattery and the lawful use that has been operating from the site involving plant and machinery storage.

- 1.5 The site lies immediately to the south of Beacon Hill Croft and extends to approximately 0.3 hectares. The site is made up of a number of old agricultural buildings, mainly single storey in height, and an open yard area. The site is well screened from public view by mature hedging, shrubs and trees.

2. INTRODUCTION

STATUTORY BACKGROUND

- 2.1 The Town and Country Planning Act 1990.

RELEVANT PLANNING POLICIES

The following Policies are considered to be relevant to the assessment of this application:

2.2 National Planning Policy Framework

2.3 Horsham District Planning Framework (HDPF 2015)

Policy 1 - Strategic Policy: Sustainable Development

Policy 2 - Strategic Policy: Strategic Development

Policy 3 - Strategic Policy: Development Hierarchy

Policy 4 - Strategic Policy: Settlement Expansion

Policy 10 - Rural Economic Development

Policy 15 - Strategic Policy: Housing Provision

Policy 16 - Strategic Policy: Meeting Local Housing Needs

Policy 25 - Strategic Policy: The Natural Environment and Landscape Character

Policy 26 - Strategic Policy: Countryside Protection

Policy 30 - Protected Landscapes

Policy 32 - Strategic Policy: The Quality of New Development

Policy 33 - Development Principles

Policy 40 - Sustainable Transport

Policy 41 - Parking

RELEVANT NEIGHBOURHOOD PLAN

- 2.4 Colgate Parish has not been designated as a Neighbourhood Development Plan Area

2.5 PLANNING HISTORY AND RELEVANT APPLICATIONS

DC/18/0249	Conversion and extension of existing outbuildings into a three-bedroom single storey dwelling. Demolition of remaining buildings with retention of one shed.	Application Permitted on 11.04.2018
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3. OUTCOME OF CONSULTATIONS

- 3.1 Where consultation responses have been summarised, it should be noted that Officers have had consideration of the full comments received, which are available to view on the public file at www.horsham.gov.uk

INTERNAL CONSULTATIONS

- 3.2 **HDC Environmental Health:** No Objection

OUTSIDE AGENCIES

3.3 **WSCC Highways:** No Objection

3.4 **Southern Water:** No Objection

3.5 **High Weald Joint Advisory Committee:** Comment

It is the responsibility of Horsham District Council to decide whether the application meets the legislative and policy requirements in respect of AONBs. In the event that Horsham District Council considers the development of this site to be acceptable in principle, it is recommended that the following detailed requirements are met:

- Local materials such as wood and locally sourced bricks and tiles should be utilised and working chimneys and wood fuel storage incorporated to support the sustainable management of woodland in the AONB (Management Plan objectives S1 and W4);
- The High Weald Colour Study should be used to select the colours of external materials of structures so that they are appropriate to the High Weald AONB landscape;
- Native, locally sourced plants should be used for any additional landscaping to support local wildlife and avoid contamination by invasive non-native species or plant diseases (Management Plan objective FH3); and
- Controls over lighting should be imposed (Institute of Lighting Professionals recommended light control zone E1) to protect the intrinsically dark night skies of the High Weald (Management Plan objective UE5).

PUBLIC CONSULTATIONS

3.6 **Colgate Parish Council:** No objection

The Parish Council would support the need for an environmental study, as already requested due to a long history of unknown commercial use on the site. They would also want to see that the plans remain the original footprint of the existing property.

3.7 No representation letters have been received.

4. HOW THE PROPOSED COURSE OF ACTION WILL PROMOTE HUMAN RIGHTS

4.1 Article 8 (Right to respect of a Private and Family Life) and Article 1 of the First Protocol (Protection of Property) of the Human Rights Act 1998 are relevant to this application, Consideration of Human rights forms part of the planning assessment below.

5. HOW THE PROPOSAL WILL HELP TO REDUCE CRIME AND DISORDER

5.1 It is not considered that the development would be likely to have any significant impact on crime and disorder.

6. PLANNING ASSESSMENTS

6.1 The main considerations material to this application relate to the principle of development, and the impact and scale of the new dwelling and the effect of the development on the character of the surrounding countryside, AONB, and the visual amenities of the locality; the amenities of the occupiers and adjoining properties; and the impact on existing parking and traffic conditions as well as the quality of the resulting residential environment for future occupiers.

Principle

- 6.2 The National Planning Policy Framework (NPPF) sets out that there is a presumption in favour of sustainable development and that this should run through both plan-making and decision-taking. In terms of the determination of planning applications this should mean the approval of developments that accord with the development plan without delay, and that where the development plan is silent or relevant policies are out of date, that permission be granted unless the adverse impacts of doing so would significantly and demonstrably outweigh the benefits, or policies of the NPPF indicate otherwise.
- 6.3 The application site lies in the countryside outside of the identified built-up area of any settlement. Given this location, the initial principle of the proposal moves to be considered in the context of paragraph 79 of the NPPF and policies 3, 4, and 26 of the Horsham District Planning Framework (HDPF).
- 6.4 HDPF Policy 3 and 4 advises that development will be permitted within towns and villages which have defined built up areas, and outside built up areas expansion of settlements will be permitted where, amongst other criteria, a site has been allocated in a local plan or neighbourhood plan. Policy 26 states that the rural character and undeveloped nature of the countryside will be protected against inappropriate development, and that any proposal must be essential to its countryside location. The application site is located within the countryside outside of any defined settlement and is not allocated in either a Local Plan and there is currently no Neighbourhood Plan for the Parish of Colgate and thus the application proposals directly conflicts with these policies. On this basis the grant of this planning permission would represent a departure from the development plan.
- 6.5 The planning history of this site is a material planning consideration, as it relates to applications for dwellings both refused and latterly approved. The initial application for a dwelling on this site (ref: DC/14/1654) sought the demolition of the existing buildings and the erection of a single new build dwelling. This application was refused and subsequently dismissed at appeal as the site was considered isolated with limited accessibility, with the proposed dwelling taller than the existing and clearly residential in appearance with an extensive garden.
- 6.6 Subsequent to this, planning permission has recently been granted under DC/18/0249 for the conversion and extension of the existing outbuildings to create a single storey 3 bed detached dwelling. This permission was granted on the basis that by converting existing buildings, the resultant scale and form of the dwelling would largely reflect the scale and form of buildings already on the site. Allied to this was the consideration that the site was not truly isolated given its relative proximity to other dwellings and sustainable transport connections.
- 6.7 This most recent decision to grant permission for the conversion of the outbuildings to residential use under DC/18/0249 is a material planning consideration in the determination of the current application in that it represents a realistic fall-back position in the event that planning permission is not granted for the current proposals. Further, the proposed new build dwelling is of a similar scale, form and position such that the outcome of both the extant permission and this application would be largely similar. Consequently, whilst the proposal represents a departure from the development plan, the fall-back position established by way of the extant permission is considered of sufficient weight to justify the in principle grant of planning permission.
- 6.8 No issues have previously been raised in respect of the loss of the existing use(s) on the site, and since these applications, while the policy framework has changed there have been no changes to the condition or nature of the site which appears disused and in poor condition.

External Design/Appearance

- 6.9 The current application proposals seek to demolish the existing outbuildings and to create a single storey detached 3 bed dwelling to replace the existing redundant agricultural/cattery buildings, which the Council has previously accepted 'detracts from the immediate surroundings'. The proposed new dwelling will retain the size and scale (derived from the height, depth and footprint) of the former agricultural buildings to be converted as previously permitted, but it would be construction from more modern materials, although it is noted would not incorporate renewable energy technology into the design.
- 6.10 The proposed new residential dwelling is contained largely within the existing footprint and scale of the existing buildings and similar to the building envelope of the previously approved dwelling created from the conversion of the existing outbuildings, as granted under DC/18/0249. The footprint would be marginally wider than that of the existing approved dwelling by approximately 0.5m. However, essentially the original character would be retained and the 'L' shaped building as previously approved would be recreated by the new build. The dimensions of the proposed new dwelling are north elevation 7.8m, south elevation 15.37m with an overall maximum length along the east (and adjacent west) elevation of 22.39m. The proposed ridge height is approximately 5.5m. This is comparable to the previously approved dwelling created by the conversion of the existing out buildings. The difference in footprint arises from the marginal increase in width and the additional pitch roofed porch area which has been added to the eastern elevation.
- 6.11 It has already been established by virtue of the previous permission (DC/18/ 0249) that the sub division and resulting plot size of the site is considered satisfactory within the locality and there is no change to this position arising from the current proposals. The proposed new dwelling would be sited in the same position as the dwelling previously approved (from the converted outbuildings) and is well set back from the road frontage, therefore there are limited views from the public highway as the site is well screened by existing vegetation and trees. Any views of the site would be seen in context of the existing curtilage of Beacon Hill Croft and it is therefore considered that the proposals would not harm the natural beauty of the High Weald Area of Outstanding Natural Beauty.
- 6.12 It is accepted that in their current form the existing redundant agricultural / cattery buildings are considered to detract from the immediate surroundings, and that as the extant permission allows a single storey detached dwelling of a comparable size and scale within the same plot, along with the fact that the use of the buildings and site for residential purposes has been previously established, it is considered in this case that the proposed new dwelling is acceptable and would lead to enhancement of the immediate setting and the appearance of the site.
- 6.13 It is therefore considered that the visual impact would accord with policies 25, 30, 32 and 33 of the HDPF

Amenity

- 6.14 Policy 33 of the HDPF allows for developments which do not cause unacceptable harm to the amenity of nearby properties and land through overlooking or noise having regard to the sensitivities of surrounding development.
- 6.15 It is considered that the nature of the proposed use as a domestic dwelling would not lead to levels of noise or disturbance above that normally expected for residential use. There is good separation distance between Beacon Hill Croft and the application buildings, and other sporadic properties within the locality.
- 6.16 Overall, given the siting, scale and proximity of the proposed dwelling, no issues of overlooking, overshadowing, or overbearing is envisaged given that the nearest dwelling is well separated from the application site. It is not considered that the proposed dwelling

which is of modest proportions and viewed within the context of Beacon Hill Croft would result in any visual harm to the character of the countryside of AONB. The proposal is therefore considered to be acceptable on amenity grounds and is in accordance with Policy 33 of the Horsham District Planning Framework (2015) and the NPPF.

Highways

- 6.17 The proposed dwelling would be accessed via an independent access off of Tower Hill, previously used for access to the cattery. Whilst occupiers of the proposed dwelling would be reliant on a car, the level of journeys made would be less than those previously associated with the business use of the site.
- 6.18 Additionally, The Highways Authority have advised that they have no objections given the scale of the proposals which would be unlikely to result in any adverse impact on adjoining highways. No safety concerns have been raised. The proposal is therefore considered to be acceptable in highways terms subject to the imposition of conditions relating to parking and cycling provision. The proposals are considered to be on accordance with policy 41 of the Horsham District Planning Framework 2015.

Other Matters

- 6.19 Environmental Health have been consulted and any residual concerns can be addressed through the imposition of appropriate conditions. This includes matters relating to potential land contamination from previous uses of the site. There are no immediately adjoining intensive agricultural uses taking place which could lead to odour or noise nuisance for future occupants.

Conclusion

- 6.20 In conclusion, the principle of a new 3 bed single storey dwelling has already been approved through the conversion of the existing buildings on this site under planning ref: DC/18/0249, and as such provides the applicant with a fall-back position in the event that planning permission is not forthcoming for the proposed new dwelling. As such, given that the proposed new 'replacement' dwelling subject to the current application is of a similar scale, design and appearance to that granted by the extant permission, the outcome and impact of this application would be largely identical. For this reason the proposed new dwelling is considered to be acceptable as a departure from the development plan.

COMMUNITY INFRASTRUCTURE LEVY (CIL)

Horsham District Council has adopted a Community Infrastructure Levy (CIL) Charging Schedule which took effect on 1st October 2017.

It is considered that this development constitutes CIL liable development. At the time of drafting this report the proposal involves the following:

Use Description	Proposed	Existing	Net Gain
District Wide Zone 1	206.9	307.9	0
		Total Gain	
		Total Demolition	

Please note that exemptions and/or reliefs may be applied for up until the commencement of a chargeable development.

In the event that planning permission is granted, a CIL Liability Notice will be issued thereafter. CIL payments are payable on commencement of development.

7. RECOMMENDATIONS

7.1 To approve planning permission subject to the following conditions:

1 Plans list

2 **Standard Time Condition:** The development hereby permitted shall be begun before the expiration of three years from the date of this permission.

Reason: To comply with Section 91 of the Town and Country Planning Act 1990.

3 **Pre-Commencement Condition:** No development shall commence until a drainage strategy detailing the proposed means of foul and surface water disposal has been submitted to and approved in writing by the Local Planning Authority. The development shall be carried out in accordance with the approved scheme.

Reason: As this matter is fundamental to ensure that the development is properly drained and to comply with Policy 38 of the Horsham District Planning Framework (2015).

4 **Pre-Commencement Condition:** No development shall commence until the following components of a scheme to deal with the risks associated with contamination, (including asbestos contamination), of the site be submitted to and approved, in writing, by the local planning authority:

(a) A preliminary risk assessment which has identified:

- all previous uses
- potential contaminants associated with those uses
- a conceptual model of the site indicating sources, pathways and receptors
- Potentially unacceptable risks arising from contamination at the site.

The following aspects (b) - (d) shall be dependent on the outcome of the above preliminary risk assessment (a) and may not necessarily be required.

(b) An intrusive site investigation scheme, based on (a) to provide information for a detailed risk assessment to the degree and nature of the risk posed by any contamination to all receptors that may be affected, including those off site.

(c) The intrusive site investigation results following (b) and, based on these, a detailed method statement, giving full details of the remediation measures required and how they are to be undertaken.

(d) A verification plan providing details of the data that will be collected in order to demonstrate that the works set out in (c) are complete and identifying any requirements for longer-term monitoring of pollutant linkages, maintenance and arrangements for contingency action where required. The development shall thereafter be carried out in accordance with the approved details. Any changes to these components require the consent of the local planning authority.

The EAS Ltd report submitted addressing some of the points above and as such the only outstanding requirement would be a validation report to demonstrate that the remediation have been completed satisfactorily.

Reason: As this matter is fundamental to ensure that no unacceptable risks are caused to humans, controlled waters or the wider environment during and following the development works and to ensure that any pollution is dealt with in accordance with Policies 24 and 33 of the Horsham District Planning Framework (2015).

- 5 **Pre-Commencement (Slab Level) Condition:** No development above ground floor slab level of any part of the development hereby permitted shall take place until a schedule of materials and finishes and colours to be used for external walls, windows and roofs of the approved building(s) has been submitted to and approved by the Local Planning Authority in writing and all materials used in the construction of the development hereby permitted shall conform to those approved.

Reason: As this matter is fundamental to enable the Local Planning Authority to control the development in detail in the interests of amenity by endeavouring to achieve a building of visual quality in accordance with Policy 33 of the Horsham District Planning Framework (2015).

- 6 **Pre-Commencement (Slab Level) Condition:** No development above ground floor slab level of any part of the development hereby permitted shall take place until confirmation has been submitted, in writing, to the Local Planning Authority that the relevant Building Control body will be requiring the optional standard for water usage across the development. The dwellings hereby permitted shall meet the optional requirement of building regulation G2 to limit the water usage of each dwelling to 110 litres per person per day. The subsequently approved water limiting measures shall thereafter be retained.

Reason: As this matter is fundamental to limit water use in order to improve the sustainability of the development in accordance with Policy 37 of the Horsham District Planning Framework (2015).

- 7 **Pre-Occupation Condition:** Prior to the first occupation of each dwelling, the necessary in-building physical infrastructure and external site-wide infrastructure to enable superfast broadband speeds of 30 megabytes per second through full fibre broadband connection shall be provided to the premises.

Reason: To ensure a sustainable development that meets the needs of future occupiers in accordance with Policy 37 of the Horsham District Planning Framework (2015).

- 8 **Pre-Occupation Condition:** Prior to the first occupation (or use) of any part of the development hereby permitted, full details of the hard and soft landscaping works shall be submitted to and approved, in writing, by the Local Planning Authority. The approved landscape scheme shall be fully implemented in accordance with the approved details within the first planting season following the first occupation of any part of the development. Any plants, which within a period of 5 years, die, are removed, or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species unless the Local Planning Authority gives written consent to any variation.

Reason: To ensure a satisfactory development that is sympathetic to the landscape and townscape character and built form of the surroundings, and in the interests of visual amenity in accordance with Policy 33 of the Horsham District Planning Framework (2015).

- 9 **Pre-Occupation Condition:** No dwelling hereby permitted shall be occupied (or use hereby permitted commenced) unless and until provision for the storage of refuse/recycling has been made for that dwelling (or use) in accordance with details to be submitted to and approved in writing by the Local Planning Authority. These facilities shall thereafter be retained for use at all times.

Reason: To ensure the adequate provision of recycling facilities in accordance with Policy 33 of the Horsham District Planning Framework (2015).

- 10 **Pre-Occupation Condition:** Prior to the first occupation (or use) of any part of the development hereby permitted, a plan showing the layout of the proposed development and the provision of car parking spaces for vehicles shall be submitted to and approved in writing by the Local Planning Authority. No dwelling hereby permitted shall be occupied or use hereby permitted commenced until the parking spaces associated with it have been provided in accordance with the approved details. The areas of land so provided shall thereafter be retained for the parking of vehicles.

Reason: To ensure that adequate and satisfactory provision is made for the parking of vehicles clear of all highways in accordance with Policy 40 of the Horsham District Planning Framework (2015).

- 11 **Pre-Occupation Condition:** Prior to the first occupation (or use) of any part of the development hereby permitted, details of secure (and covered) cycle parking facilities for the occupants of, and visitors to, the development shall have been submitted to and approved in writing by the Local Planning Authority. No dwelling hereby permitted shall be occupied or use hereby permitted commenced until the approved cycle parking facilities associated with that dwelling or use have been fully implemented and made available for use. The provision for cycle parking shall thereafter be retained for use at all times.

Reason: To ensure that there is adequate provision for the parking of cycles in accordance with Policy 40 of the Horsham District Planning Framework (2015).

- 12 **Post Occupation Condition:** Upon the occupation of the dwellinghouse hereby permitted the existing buildings indicated by the hatched lines on plan FE01 C shall cease to be used for any purpose whatsoever and within a period of 2 months thereafter such existing buildings shall be demolished (including the removal of foundations) and all materials arising from such demolition removed from the site.

Reason: The retention of existing buildings together with the new buildings would result in the proliferation of buildings on the site, detracting from the character of the area which would be contrary to Policy 33 of the Horsham District Planning Framework (2015).

- 13 **Regulatory Condition:** Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (England) Order 2015 (and/or any Order revoking and/or re-enacting that Order) no development falling within Classes A, B, E, and F of Part 1 of Schedule 2 of the order shall be erected, constructed or placed within the curtilage(s) of the development hereby permitted without express planning consent from the Local Planning Authority first being obtained.

Reason: In the interest of visual amenity and due to character of the site and surrounding area in accordance with Policy 33 of the Horsham District Planning Framework (2015).

COMMITTEE APPLICATIONS

POST COMMITTEE

APPLICATION NO./ADDRESS:

DC/18/2613

Beacon Hill Croft Tower Road Colgate Horsham West Sussex

Demolition of existing outbuildings and erection of a single storey detached dwelling.

RESOLVED:

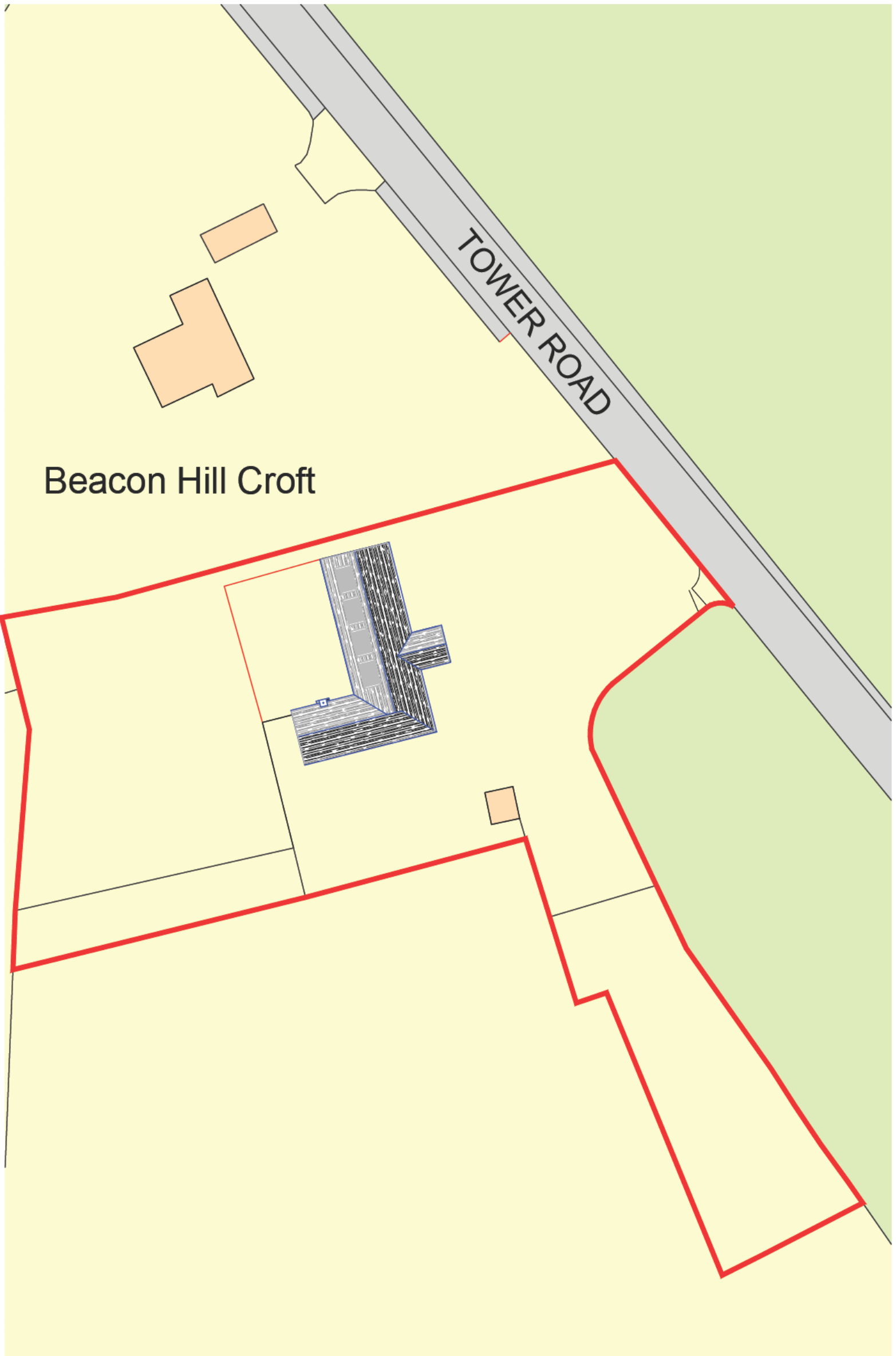
At its meeting on 5 March 2019 Planning Committee North resolved to approve planning permission in accordance with the Officer's recommendation.

Officer sign/initial	Aimee Richardson	Date: 08.03.2019
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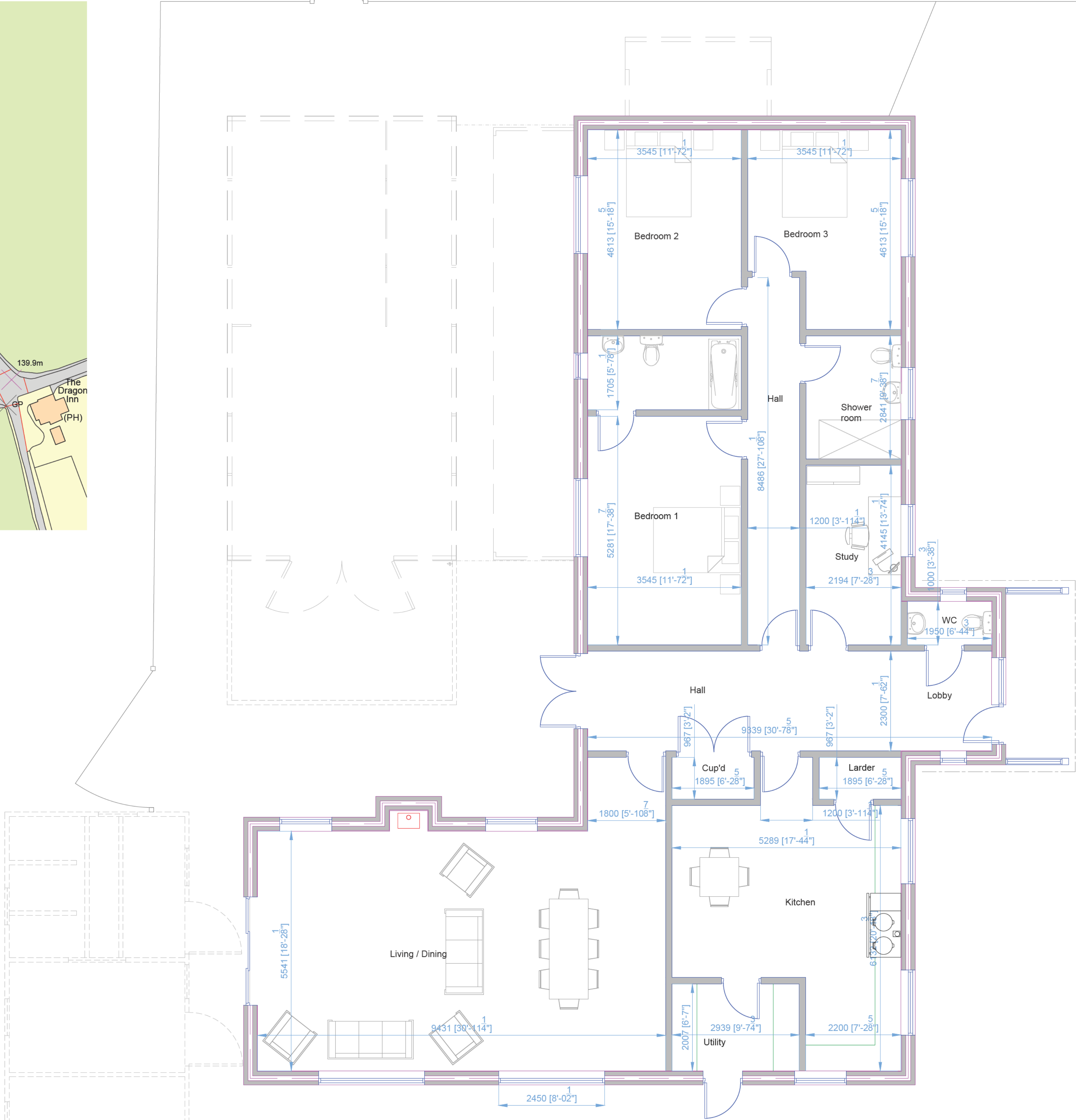
Authorising Officer sign/initial	Guy Everest	Date: 08.03.2019
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Location Plan 1:1250



Block Plan 1:500



Proposed Ground Floor Plan 1:50

Notes
All details are indicative only. All dimensions to be checked on site by contractor prior to commencement of works. Any discrepancies in drawings to be reported to Philips Surveyors LLP.



C	Fenestration & minor amends	30/11/18	THR
B	Rev'd as Clients comments	28/11/18	THR
A	Rev'd as Clients comments	25/09/18	THR
Rev.	Amendments	Date	Drw.

PS PHILIPS SURVEYORS
BUILDING SURVEYORS, DESIGNERS & CONSULTANTS

PHILIPS SURVEYORS LLP, THE OLD COACH HOUSE, 78 LOWER STREET, PULBOROUGH, WEST SUSSEX, RH20 2AA
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RICS

CLIENT:
Mr & Mrs C Strange
Beacon Hill Croft
Tower Road
Colgate
RH12 4SX

PROJECT:
Beacon Hill Croft
Proposed New Dwelling

DRAWING TITLE:
FEASIBILITY - NEW BUILD
Location Plan, Block Plan & Proposed Floor Plan

DRAWN: THR	JOB NO:	SCALE: 1:50 @A1
CHECKED: PGA	DRAWING NO: FE05	REV: C
DATE: Sep 18		

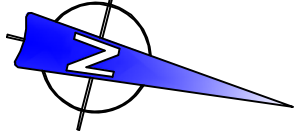
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Beacon Hill Croft

TOWER ROAD

Notes

All details are indicative only. All dimensions to be checked on site by contractor prior to commencement of works. Any discrepancies in drawings to be reported to Phillips Surveyors LLP.

[illegible]

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CLIENT:
Mr & Mrs C Strange
Beacon Hill Croft
Tower Road
Colgate
RH12 4SX

PROJECT:
Beacon Hill Croft
Cattery & Associated Outbuildings

DRAFTING TITLE

Existing

Site Plan

DRAWN: THR	JOB NO:	SCALE: 1:100 @A1
CHECKED: PGA	DRAWING NO:	REV:
DATE: OCT 17	EX01	

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