

Mr and Mrs M Gardiner
38 Midhurst Drive

Your Ref: OWPC22021
Our Ref: FG/1/19/PL 04-01-2019
Please ask for:
Mr J Baeza

4th April 2019

Dear Sir/Madam

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

Variation of condition 4 imposed under FG/1/18/HH to read: The 2 bathroom windows on the east facing elevation of the dormer on the east side of the dwelling house shall at all times be glazed with obscure glazing and be fixed to be permanently non-opening where they are below 1.7 metres measured from the finished floor level of the room in which the windows are installed.

Variation of Condition 5 imposed under FG/1/18/HH for the first 2 No. west facing velux windows within the existing roof structure to be glazed with clear glass & to be fully opening. The remaining velux windows - 2 No. west within the proposed roof extension & 2 No. east - one within the existing roof structure & one within the proposed roof extension to be permanently obscured and permanently fixed shut with internal lock as per details submitted (VELUX locking handle) to a height of 1.7m. The obscured windows are agreed to be only opened 4 times per year to be cleaned & maintained and on each of these occasions the Council should be notified in advance of when this is to take place.

63 Midhurst Drive Ferring

Thank you for your internet representation made on 3rd April 2019 which has been recorded as '**an objection**' with the comments as follows:

We object to using opaque film and to being able to unlock the windows for cleaning. We understood the conditions were that the windows had to have opaque glass and be fixed so they did not open. What is the point in having these conditions if they can be changed so readily.

The main objection is who is going to police that these windows are only being opened when allowed and the film not removed. Is the Council going to monitor this properly and will it be setting a precedent for such work to be placed on the Council to fulfil this. Also how is this going to work should the property be sold and new owners take over.

What is the point of Planning Law if people can appeal against the decision numerous times.

Unfortunately it is not possible for the council to respond to each representation individually but your views will be considered before the application is determined and I shall write to inform you of any decision made.

If the application is to be determined at the Development Control Committee and your letter has been received after the agenda has been published, you will not receive a separate letter notifying you of the date of the meeting and the procedures for public speaking. In such circumstances, it is recommended that you track the progress of the application on the website or telephone for further information. Please be advised that any comments received after the the Development Control Agenda has been produced will be reported to the meeting. Please also note that only a small

number of all planning applications are determined at the Development Control Committee, most are determined by officers under delegated power.

All representations are published on our website so please make sure your views are clear and only include information that you are happy for the public to view. Do not include personal information or information from third parties unless you have their permission to do so. If a complaint is received that permission has not been given for comments included about a third party, the Council reserves the right to redact/remove all relevant information. Do not include information that is defamatory or breaches equality or other legislation. If you do not wish your comments to appear on the website and on the file, please confirm this in writing and I will arrange for it to be destroyed, although this does mean that its contents will be disregarded. For details of what we do with your personal information please refer to our privacy statement comments on planning applications which is available on our website www.arun.gov.uk/planning-privacy-statements.

In the event of a subsequent written representations appeal, against a refusal of planning permission on a householder application, any representations made on the application will be automatically forwarded to the Secretary of State. Unlike all other types of appeal, there will be no further opportunity to comment at the appeal stage.

Yours faithfully

Neil Crowther
Group Head of Planning