

Recommendation Report for Planning Permission for Works or Extension to a Dwelling

REF NO: K/16/18/HH

LOCATION: 2 Golden Avenue Close
Kingston
BN16 1QS

PROPOSAL: Single storey rear extension with pitched & flat roof

SITE AND SURROUNDINGS

DESCRIPTION OF APPLICATION The proposal seeks to demolish an existing rear single storey extension, and replace with a rear extension.

RELEVANT SITE HISTORY

K/28/07/	Two storey front extension	ApproveConditionally 08-11-07
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REPRESENTATIONS**REPRESENTATIONS RECEIVED:**

Kingston Parish Council
Parish Council - No objection.

No representations received from nearby occupiers.

CONSULTATION RESPONSES RECEIVED:

None.

POLICY CONTEXT

Designation applicable to site:
Within built up area boundary

DEVELOPMENT PLAN POLICES

DDM1	D DM1 Aspects of form and design quality
DDM4	D DM4 Extensions&alter to exist builds(res and non-res)
DSP1	D SP1 Design
SDSP2	SD SP2 Built-up Area Boundary

[Kingston Neighbourhood Plan 2014 Policy KPNP2](#) BUILT-UP AREA BOUNDARY

PLANNING POLICY GUIDANCE:

NPPF	National Planning Policy Framework
NPPG	National Planning Practice Guidance

CONCLUSIONS**PRINCIPLE**

The application site is located within the built up area boundary, where the principle of development is acceptable subject to accordance with the relevant development plan policies, as stated in SD SP2 of the Arun District Council Local Plan. In this case, the key policies are deemed to be D DM1 and D DM4 of the Arun District Council Local Plan. Additionally, KPNP2 and KPNP7 of the Kingston Neighbourhood Development Plan.

DESIGN AND VISUAL AMENITY

Due to the siting of the proposal, the proposed development is not considered to have a significantly detrimental impact on the character of the locality or the established spatial pattern of the area. Additionally, as a result of the modest scale of the development, the proposal is deemed to remain visually subservient to the host dwelling, nor is it deemed to harm its established character. Therefore, the proposal is deemed to be in accordance with policy D DM1(1), (2), D DM4(a) and (b) of the Arun District Council Local Plan and KPNP7 of the Kingston Neighbourhood Development Plan.

NEIGHBOURING RESIDENTIAL AMENITY

The proposed extension sits at a maximum height of 3.5m, which is only 0.5m higher than the existing conservatory. Nevertheless, the development is not considered to have an unacceptable overbearing or overshadowing impact on the adjacent neighbours, as the highest parts of the development sit 3.5m and 2.3m from the Northern and Southern boundaries (respectively). Resultantly, the proposed development is considered to be in accordance with Policy D DM4(c) of the Arun District Council Local Plan.

SUMMARY

The proposed development is deemed to accord with relevant development plan policies and as such is recommended for approval subject to the following conditions.

HUMAN RIGHTS ACT

The Council in making a decision should be aware of and take into account any implications that may arise from the Human Rights Act 1998. Under the Act, it is unlawful for a public authority such as Arun District Council to act in a manner, which is incompatible with the European Convention on Human Rights.

Consideration has been specifically given to Article 8 (right to respect private and family life) and Article 1 of the First Protocol (protection of property). It is not considered that the recommendation for approval of the grant of permission in this case interferes unreasonably with any local residents' right to respect for their private and family life and home, except insofar as it is necessary to protect the rights and freedoms of others (in this case, the rights of the applicant). The Council is also permitted to control the use of property in accordance with the general interest and the recommendation for approval is considered to be a proportionate response to the submitted application based on the considerations set out in this report.

DUTY UNDER THE EQUALITIES ACT 2010

In assessing this proposal the following impacts have been identified upon those people with the following protected characteristics (age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex or sexual orientation).

The proposal would have a neutral impact on the protected characteristics.

RECOMMENDATION

APPROVE CONDITIONALLY

- 1 The development hereby permitted shall be begun before the expiration of 3 years from the date of this permission.

Reason: To comply with Section 91 of the Town and Country Planning Act 1990 (as amended).
- 2 The development hereby approved shall be carried out in accordance with the following approved plans:

 - Block Plan - 137718 - 25/04/2018 17:00:16
 - Rear Extension - 1820041/PL/3 - 20th April 2018
 - Rear Extension - 1820041/PL/2B -20th April 2018
 - Rear Extension - 1820041/PL/1B - 20th April 2018
Reason: For the avoidance of doubt and in the interests of amenity and the environment in accordance with policy D DM1 of the Arun District Local Plan.
- 3 The materials and finishes of the external walls and roof of the development hereby permitted shall match in colour and texture those of the existing dwelling.

Reason: In the interests of amenity in accordance with policies D DM1 and D DM4 of the Arun District Local Plan.
- 4 INFORMATIVE: 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 and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.