



TOWN AND COUNTRY PLANNING ACT 1990

DECISION NOTICE

Application Ref: LU/257/07/

1 To Addressee

The Planning Bureau Limited
Homelife House
26-32 Oxford Road
Bournemouth
Dorset
BH8 8EZ

2 Site Address

32, 33, 34 Fitzalan Road & 14, 16
& part rear garden of 18 Church Street
Littlehampton

3 Description of Development

Application for the redevelopment of the site to form "56 extra care" frail elderly apartments for the elderly plus ancillary communal facilities, associated car parking & landscaping
(Resubmission of LU/124/07)

4 In pursuance of their powers under this Act and related Orders and Regulations the Council REFUSE to approve the development as described in the application and plan for the reasons stated.

- REASON 1 By reason of it height, scale, bulk and mass the proposal represents an overdevelopment of the site on the Church Street frontage which would cause serious harm to the character and appearance of the area. The proposal is therefore contrary to policies LOC1, DEV1, CH1 of the West Sussex Structure Plan and policy GEN7 of the Arun District Local Plan.
- REASON 2 The development proposed generates a need for public infrastructure in the form of affordable housing. No section 106 agreement has been agreed for affordable housing. The development therefore is contrary to the policy adopted by Arun District Council on 21 February 2007 to seek affordable housing on all schemes over 15 units taking into account as a material consideration of significant weight Policy DEV17 paragraphs 2, 3 and 4 (excluding first sentence) Planning Policy Statement 3 Housing whereby Councils are encouraged to seek by way of a Section 106 agreement a contribution towards providing affordable housing and taking into account evidence obtained by the Council on housing need in the District and on the economic viability of seeking 106 contributions for affordable housing schemes taking into account land values in the District.

Head of Planning Services
Arun District Council
The Arun Civic Centre
Maltravers Road
Littlehampton
West Sussex BN17 5LF

Case Officer: Mr J Parsons

5th November 2007

Howard Cheadle

Howard Cheadle
Head of Planning & Housing Strategy

IT IS IMPORTANT THAT YOU READ THE NOTES ATTACHED TO THIS DOCUMENT

NOTES RELATING TO PLANNING APPLICATION TOWN AND COUNTRY PLANNING ACT 1990

APPEALS TO THE SECRETARY OF STATE

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 First Secretary of State under section 78 of the Town and Country Planning Act 1990.

If you want to appeal, then you must do so within 6 months of the date of this notice using a form which you can get from the Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.

The Secretary of State can allow a longer period for giving notice of an appeal, but he 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 him 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.

In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.

PURCHASE NOTICES

If either the local planning authority or the First Secretary of State refused 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 District Council 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 & Country Planning Act 1990.