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

Application for Planning Permission

DECISION NOTICE

Application Ref: M/74/24/PL

1 **To Addressee**

AMdesign Architects
1 The Grove
Felpham
PO22 7EY

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2 **Site Address**

Middleton Sports Club
3 Sea Lane
Middleton-on-sea
PO22 7RH

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3 **Description of Development**

Provision of 6 No. new lights to 2 No. existing tennis courts. This application may affect the setting of a listed building and is in CIL zone 4 (zero rated) as other development.

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4 In pursuance of their powers under this Act and related Orders and Regulations the Council **PERMIT** this development to be carried out in accordance with the application and plans and subject to the following conditions.

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:

- Location & Site Plan 373/01.
- Tennis Court Lighting 373/02 A.
- Images of proposed lighting posts (Accepted: 10/10/24).
- Lighting details, Produced by Kingfisher Lighting, Rev C (Dated: 20/09/24).

Reason: For the avoidance of doubt and in the interests of amenity and the environment in accordance with Arun Local Plan policies D DM1 & QE SP1.

3 The lighting units hereby approved shall not be be operated at any time after 22:00 hours on any day unless otherwise agreed in writing by the Local Planning Authority. The floodlighting units hereby approved shall not be operated other than at such times that the courts they serve are in

use.

Reason: In order to preserve the residential amenities of nearby residential dwellings and the character of the area in accordance with policies D DM1, QE SP1 & QE DM1 of the Arun Local Plan.

4 The floodlighting columns and units hereby approved shall match in colour to the existing floodlighting columns and units on site, and shall not be painted any other colour unless otherwise agreed in writing by the Local Planning Authority.

Reason: To ensure a cohesive appearance throughout the development and maintain the same in perpetuity in accordance with policy D DM1 of the Arun Local Plan.

5 The floodlights hereby approved shall be installed in accordance with, and conformity to, the lighting spill model and details (Lighting details, Produced by Kingfisher Lighting, Rev C, Dated: 20/09/24) hereby approved, and shall remain as such in perpetuity. Should any of the floodlighting units result in the exceedance of the lighting spill model or levels hereby approved, by virtue of fault or otherwise, the lighting unit(s) in question shall cease operation until such a time as the unit(s) is/are brought back into accordance with the lighting spill model and details hereby approved unless otherwise agreed in writing by the Local Planning Authority.

Reason: To ensure the floodlighting units hereby approved do not result in undue detriment to the residential amenities of neighbouring properties, undue adverse obtrusive light implications on the local environment or character of the area in accordance with policies D SP1, D DM1, QE SP1 & QE DM2 of the Arun Local Plan.

Statutory Biodiversity Gain Plan Condition

6 Based on the information available, this permission is exempt from the requirement to provide a biodiversity gain plan under Paragraph 13 of Schedule 7A to the Town and Country Planning Act 1990. The following exemption applies:

This planning permission is de-minimis as the development does not impact an onsite priority habitat and the development impacts less than 25 square metres of onsite habitat that has a biodiversity value grater than zero and less than then 5 metres in length of onsite linear habitat.

Reason: In accordance with Schedule 7A of the Town and Country Planning Act 1990 (as amended).

INFORMATIVE: Statement pursuant to Article 35 of the Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended). 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.

Neil Crowther
Group Head of Planning

Case Officer:	Harry Chalk	Arun District Council The Arun Civic Centre
Decision Issued:	13th November 2024	Maltravers Road Littlehampton West Sussex BN17 5LF

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

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

If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice, and you want to appeal against this planning application decision, then you must do so within 28 days of the date of this notice.

If an enforcement notice is served relating to the same or substantially the same land and development as in your application and you want to appeal against this planning application decision, then you must do so within 28 days of the date of service of the enforcement notice, or within 6 months of the date of this notice, whichever period expires earlier.

Otherwise, if you want to appeal against this decision then you must do so within 6 months of the date of this notice.

Appeals must be using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at http://acp.planninginspectorate.gov.uk

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 send notice to the Local Planning Authority and Planning Inspectorate(inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details can be found at www.GOV.uk

PURCHASE NOTICES

If either the local planning authority or the 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 Council (that is, where the land is situated in a National Park, the National Park authority for the Park, or in any other case the district council in whose area the land is situated). This notice will require the Council to purchase the owner's interest in the land in accordance with the provisions of Chapter 1 of Part VI of the Town & Country Planning Act 1990.

Please note that this decision notice only relates to matters under the Planning Acts and does not give consent under any other legislation that may apply to the development. You will need to carry out your own checks to determine whether any other consents or permissions are required. For example, the Building Regulations are likely to apply to most developments, and a Highways Licence may be required from West Sussex County Council for any development within the public highway (including the placing of skips on

highway land).