

DECISION NOTICE

Application Ref: P/111/19/PL

1 To Addressee

Folkes Architects
The Old Forge
6 Church Street
Storrington
RH20 4LA

2 Site Address

209 Pagham Road
Pagham
PO21 3QD

3 Description of Development

Change of use of existing betting shop (Sui Generis) on ground floor with kitchen/WC/office on first floor to 1 No. flat on ground floor (C3 Dwelling houses) and 1 No. flat on first and second floor, to include single storey rear extension & conversion of loft space with dormer window on rear elevation. This application may affect the setting of a listed building.

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 compliance with the following conditions and Section 106 Agreement.

- 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:

- Front, Rear and Side Elevations (labelled as Floor Plans as Proposed), Drawing No. 2.02 Rev A, received 27/01/2020

- Ground, First and Second Floor Plans (labelled as Floor Plans as Proposed), Drawing No. 2.01, received 14/11/2019

Reason: For the avoidance of doubt and in the interests of amenity and the environment in accordance with policies D SP1, D DM4, D DM1, D DM2, QE SP1, T SP1 and WM DM1 of the

Arun Local Plan.

- 3 No development above damp proof course (DPC) level shall take place unless and until details of the Cedral cladding to be used have been submitted to and approved by the Local Planning Authority and the materials so approved shall be used in the construction of the development.

Reason: 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 D DM1 of the Arun Local Plan.

- 4 Prior to commencement of development of the rear extension above damp proof course (DPC) level, details (in the form of a Method Statement) of how the adjacent curtilage listed wall will be protected during the construction works must be submitted to and approved in writing by the Local Planning Authority. The works shall be undertaken in accordance the approved Method Statement.

Reason: To preserve the appearance and special character of the adjacent listed building and its curtilage listed structures for the future in accordance with HER SP1 and HER DM1 of the Arun Local Plan and the NPPF.

- 5 No part of the development shall be first occupied until a dustbin enclosure (to provide refuse and recycling storage) shall be provided as shown on the approved plans. The bin storage shall thereafter be retained.

Reason: To safeguard the appearance of the property and the amenities of the area in accordance with policy D DM1, QE SP1 and WM DM1 of the Arun District Local Plan.

- 6 No part of the development shall be first occupied until the car parking spaces have been constructed in accordance with the approved plans, and one of these car parking spaces shall be marked out for Electric Vehicles only. These spaces shall thereafter be retained at all times for their designated use.

Reason: To provide car-parking space for the occupiers of the dwellings, in accordance with policy T SP1 of the Arun Local Plan.

- 7 No part of the development shall be first occupied until covered and secure cycle parking storage (accommodating 2 cycle spaces) has been constructed in accordance with the approved plans. The cycle spaces shall thereafter be permanently retained in good working condition.

Reason: To provide alternative travel options to the use of the car, in accordance with policies T SP1 and T DM1 of the Arun Local Plan.

- 8 Prior to the occupation of the dwellings, a scheme for the provision of facilities to enable the charging of electric vehicles to serve the approved dwellings shall be submitted to the local planning authority for approval and thereafter implemented in accordance with the approved details and the charge points shall thereafter be permanently retained and maintained in good working condition.

Reason: New petrol, diesel and hybrid cars/vans will not be sold beyond 2035, and to mitigate against any potential adverse impact of the development on local air quality, in accordance with policy QE DM3 (c) of the Arun Local Plan, the Arun Parking Standards SPD and the National Planning Policy Framework.

- 9 At least 10% of the energy supply of the development shall be secured from decentralised and renewable or low carbon energy sources (as described in the glossary at Annex 2 of the NPPF) unless it can be demonstrated that a fabric-first approach would achieve an equivalent energy saving. Details and a timetable of how this is to be achieved, including details of physical works

on site, shall be submitted to and approved in writing by the Local Planning Authority before any development above damp proof course (DPC) level begins. The development shall be implemented in accordance with the approved details and timetable and retained as operational thereafter, unless otherwise agreed in writing by the Local Planning Authority.

Reason: In order to secure on site renewable energy in accordance with national planning policy, and in accordance with Policy ECC SP2 of the Arun Local Plan.

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.

INFORMATIVE: The applicant is advised that the Method Statement will need to include details of how the curtilage listed wall would be protected from any works to foundations (e.g. hand dig only), how it would be supported during construction (i.e. use of props), that no construction materials/equipment will be stored/used directly adjacent to it (a Construction Exclusion Zone created), and that the proposed rear extension would be internally skimmed/finished.

INFORMATIVE: This decision has been granted in conjunction with a Section 106 legal agreement relating to the Pagham Harbour financial contribution of £1742 for 2 new dwellings (S106 agreement dated 19th November 2019, completed February 2020).



Neil Crowther
Group Head of Planning

Case Officer: Ms Myer

Decision Issued: **6th March 2020**

Arun District Council
The Arun Civic Centre
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).