

Application: 20220003

**TOWN AND COUNTRY PLANNING ACT 1990
THE TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE)
(ENGLAND) ORDER 2015 (AS AMENDED)**

NOTIFICATION OF REFUSAL OF PERMISSION TO DEVELOP LAND
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To: **Mr and Mrs Kevin Woodall
C/O Chris Cowley, CCA Ltd
30 Providence Street
Greenhithe
Dartford
Kent
DA9 9AA**

TAKE NOTICE that the **GRAVESHAM BOROUGH COUNCIL**, the Local Planning Authority under the Town and Country Planning Acts, has **REFUSED TO PERMIT** development of land situate at:

**Burghfield
Wrotham Road
Culverstone
Gravesend
Kent
DA13 0RF**

and being **Extension and conversion of existing stables into a 2-bedroom dwelling.**

Your application dated 31st March 2022 is refused on the following grounds:-

1. The site is within the Metropolitan Green Belt. Within the Green Belt there is a strong presumption against permitting new development outside of the present defined extent of urban areas and the present extent of any village. The National Planning Policy Framework (2021) within section 13 indicates that the most important attribute of Green Belts is their openness. The development will not preserve the openness of the Green Belt through the alteration of the existing building with domestic fenestration, and associated garden area, parking area, lighting, boundary treatments, surfacing, and general domestic paraphernalia and will conflict with the purposes of including land within the Green Belt as it will encroach into the countryside and urbanise the site. In the absence of any 'very special circumstances' that may otherwise outweigh the harm by reason of inappropriateness, and any other harm, the proposed development is considered to be contrary to the advice in section 13 of the National Planning Policy Framework (2021) and Policy CS02 of the Borough Council's adopted Gravesham Local Plan Core Strategy (2014).
2. The proposed development would considerably enlarge the scale of the building, are disproportionate to the scale of the original block and are not subordinate or subservient, they do not respond to the rural context, by introducing a modern appearance that both fails to conserve, enhance or integrate with the character of the area or Meopham Downs Landscape Character Area. Therefore, the proposed development is contrary to Gravesham's Design Guidance SPD (2021), Policies CS12 and CS19 (LPCS) of Gravesham's Local Plan Core Strategy (September 2014) and Section 12 of the National Planning Policy Framework (2021).

INFORMATIVES:-

1 STATEMENT OF POSITIVE AND PROACTIVE APPROACH TO DECISION-MAKING

In accordance with Article 35 (2) of the Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended), and paragraph 38 of the National Planning Policy Framework (NPPF) 2021, the Local Planning Authority has approached the assessment and determination of this application in a positive and creative manner. In this instance the application is not in accordance with the Development Plan for the area and cannot be supported. Furthermore, prior to this application being submitted the applicant did not engage with the Local Planning Authority for pre-application advice.

2 DRAWINGS AND DOCUMENTS

For the avoidance of doubt the decision to refuse this application was taken in relation to the following plans and documents:

- o Application Form - dated 20/03/2022;
- o Design and Access Statement - 04/01/2022;
- o Ordnance Survey Site Location Plan (scale - 1:1250);
- o Site Plan (scale - 1:500);
- o Existing Block Plan (scale - 1:500);
- o Proposed Block Plan (scale - 1:500);
- o Drawing no. 01 - Existing Ground Floor Plan;
- o Drawing no. 02 - Existing Roof Plan;
- o Drawing no. 03 - Existing Elevations (North and South);
- o Drawing no. 04 - Existing Elevations (West and East);
- o Drawing no. 05 - Proposed Ground Floor Plan;
- o Drawing no. 06 - Proposed Roof Plan;
- o Drawing no. 07 - Proposed Elevations (North and South);
- o Drawing no. 08 - Proposed Elevations (West and East);
- o Drawing no. 09 - Sections A-A and B-B.

Dated: 26 May 2022

Civic Centre
Windmill Street
Gravesend
Kent
DA12 1AU

Wendy Lane MRTPI
Assistant Director (Planning)
Planning Service

NOTIFICATION TO APPLICANT

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 **householder application*** which has been refused and you want to appeal against your Local Planning Authority's decision then you must do so within **12 weeks of the date of this notice**.
- For all other applications, refused or permitted, if you want to appeal against your Local Planning Authority's decision then you must do so within 6 months of the date of this notice.
- Appeals can be made online at: <https://www.gov.uk/planning-inspectorate>. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.

- 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.

***Householder applications**

These are:

- (a) applications for planning permission for development of an existing dwellinghouse, or development within the curtilage of such a dwellinghouse for any purpose incidental to the enjoyment of the dwellinghouse, or
- (b) an application for any consent, agreement or approval required by or under a planning permission, development order or local development order in relation to such development

but does **not** include –

- (i) an application for change of use;
- (ii) an application to change the number of dwellings in a building.

PURCHASE NOTICES

If either the Local Planning Authority or the Secretary of State for the Environment refuses permission to develop land or grants it subject to conditions, the owner may claim that he/she can neither put the land to a reasonably beneficial use in its existing state nor can he/she 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 (District Council, London Borough Council or Common Council of the City of London) 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 and Country Planning Act 1990.