

# Delegated Report

## *Prior Approval Extensions Application*

---

|                        |                                                                                                                                                           |
|------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>Application no:</b> | 20231278                                                                                                                                                  |
| <b>Location</b>        | 5 Upper Avenue Istead Rise Gravesend Kent                                                                                                                 |
| <b>Proposal:</b>       | Prior Approval application for a single storey rear extension with a depth of 6.00 metres, maximum height of 2.62 metres and eaves height of 2.62 metres. |
| <b>Applicant:</b>      | Mr Jandoo                                                                                                                                                 |
| <b>Site Visit</b>      | Desktop Assessment                                                                                                                                        |

---

### Plans & Documents

- Application Form
- Drawing No: 00 Site Location Map and Existing Block Plan
- Drawing No: 01 Existing Floor Plans
- Drawing No: 02 Existing Elevations
- Drawing No: 10 Site Location Map and Proposed Block Plan
- Drawing No: 11 Proposed Ground and Roof Plan
- Drawing No: 12 Proposed Elevations

### Property Type

The application site comprises a semi-detached bungalow in use as a single family dwelling.



### Relevant Planning History

| Reference | Description                                                                                                                                               | Outcome                | Decision Date |
|-----------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|---------------|
| 20231082  | Prior approval application for a single storey rear extension with a depth of 6.00 metres, maximum height of 3.00 metres and eaves height of 3.00 metres. | Prior Approval Refused | 20.11.2023    |
| 20231083  | Application for a Lawful Development Certificate in respect of the proposed dormer extension in the rear roof slope.                                      | Certificate Granted    | 22.11.2023    |

### Development Plan

Due to the nature of this application, the adopted plan and national planning policies are not relevant since it relates to whether the proposed single storey extension requires prior approval.

### Planning Legislation

Town and Country Planning (General Permitted Development) (England) Order 2015 (GPDO) (as amended)

### Consultations, Publicity and Representations

In accordance with the amendments in relation to home extensions under paragraph A.4 (5) of Class A, Part 1, Schedule 2 of the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended) the following adjoining neighbouring properties were notified of this application;

- 18 Upper Avenue
- 3 Upper Avenue
- 7 Upper Avenue
- 6 Elwill Way
- 4 Elwill Way
- 14 Upper Avenue
- 16 Upper Avenue

The expiry date for comments was 1<sup>st</sup> January 2024 and no comments were received.

As no comments were received, section A.4 (7) of the GPDO has not been triggered and it is therefore not necessary to consider the impact on the amenity of any adjoining premises.

### Officer Assessment

#### *Permitted Developments Rights Restrictions*

|                                                 |   |
|-------------------------------------------------|---|
| Article 2 (3) Land (AONB, Conservation Area)    | N |
| Article 4 Direction                             | N |
| Permitted Development Rights Removed/Restricted | N |

### Class A - The enlargement, improvement or other alteration of a dwellinghouse

| A.1 | Development is not permitted by Class A if –                                                                                                                 | Y/N |
|-----|--------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| (a) | permission to use the dwellinghouse as a dwellinghouse has been granted only by virtue of Class M, N, P, PA or Q of Part 3 of this Schedule (changes of use) | N   |

|     |                                                                                                                                                                                                                                                                                                                                                                                                      |                                                 |
|-----|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------|
|     |                                                                                                                                                                                                                                                                                                                                                                                                      |                                                 |
| (b) | as a result of the works, the total area of ground covered by buildings within the curtilage of the dwellinghouse (other than the original dwellinghouse) would exceed 50% of the total area of the curtilage (excluding the ground area of the original dwellinghouse)                                                                                                                              | N                                               |
| (c) | the height of the part of the dwellinghouse enlarged, improved or altered would exceed the height of the highest part of the roof of the existing dwellinghouse                                                                                                                                                                                                                                      | N                                               |
| (d) | the height of the eaves of the part of the dwellinghouse enlarged, improved or altered would exceed the height of the eaves of the existing dwellinghouse                                                                                                                                                                                                                                            | N – 2.6M                                        |
| (e) | the enlarged part of the dwellinghouse would extend beyond a wall which –<br><br>(i) forms the principal elevation of the original dwellinghouse; or<br>(ii) fronts a highway and forms a side elevation of the original dwellinghouse                                                                                                                                                               | N<br>N                                          |
| (f) | subject to paragraph (g), the enlarged part of the dwellinghouse would have a single storey and -<br>(i) extend beyond the rear wall of the original dwellinghouse by more than 4 metres in the case of a detached dwellinghouse, or 3 metres in the case of any other dwellinghouse, or<br><br>(ii) exceed 4 metres in height                                                                       | Y -<br>6.00m<br><br>N<br>2.6m<br>(as per plans) |
| (g) | for a dwellinghouse not on article 2(3) land nor on a site of special scientific interest, the enlarged part of the dwellinghouse would have a single storey and -<br><br>(i) extend beyond the rear wall of the original dwellinghouse by more than 8 metres in the case of a detached dwellinghouse, or 6 metres in the case of any other dwellinghouse, or<br><br>(ii) exceed 4 metres in height; | N<br>6.00m<br><br>N<br>2.6m (as per plans)      |
| (h) | the enlarged part of the dwellinghouse would have more than a single storey and –<br>(i) extend beyond the rear wall of the original dwellinghouse by more than 3 metres, or<br>(ii) be within 7 metres of any boundary of the curtilage of the dwellinghouse being enlarged which is opposite the rear wall of that dwellinghouse;                                                                  | N/A                                             |
| (i) | the enlarged part of the dwellinghouse would be within 2 metres of the boundary of the curtilage of the dwellinghouse, and the height of the eaves of the enlarged part would exceed 3 metres                                                                                                                                                                                                        | N<br>Eaves are<br>2.6m max                      |
| (j) | the enlarged part of the dwellinghouse would extend beyond a wall forming a side elevation of the original dwellinghouse, and would –<br><br>(i) exceed 4 metres in height,<br>(ii) have more than a single storey, or<br>(iii) have a width greater than half the width of the original dwelling; or                                                                                                | N/A                                             |

|            |                                                                                                                                                                                                                                                                                                                                                                                   |                                                          |
|------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------|
| (ja)       | any total enlargement (being the enlarged part together with any existing enlargement of the original dwellinghouse to which it will be joined) exceeds or would exceed the limits set out in sub-paragraphs (e) to (j);                                                                                                                                                          | N/A                                                      |
| (k)        | it would consist of or include –<br><br>(i) the construction or provision of a verandah, balcony or raised platform,<br><br>(ii) the installation, alteration or replacement of a microwave antenna,<br><br>(iii) the installation, alteration or replacement of a chimney, flue or soil and vent pipe, or<br><br>(iv) an alteration to any part of the roof of the dwellinghouse | N<br><br>N<br><br>N<br><br>N                             |
| (l)        | the dwellinghouse is built under Part 20 of this Schedule (construction of new dwellinghouses)                                                                                                                                                                                                                                                                                    | N                                                        |
| <b>A.2</b> | <b>In the case of a dwellinghouse on article 2(3) land, development is not permitted by Class A if –</b>                                                                                                                                                                                                                                                                          | <b>Y/N</b>                                               |
| (a)        | it would consist of or include the cladding of any part of the exterior of the dwellinghouse with stone, artificial stone, pebble dash, render, timber, plastic or tiles;                                                                                                                                                                                                         | N/A                                                      |
| (b)        | the enlarged part of the dwellinghouse would extend beyond a wall forming a side elevation of the original dwellinghouse; or                                                                                                                                                                                                                                                      | N/A                                                      |
| (c)        | the enlarged part of the dwellinghouse would have more than a single storey and extend beyond the rear wall of the original dwellinghouse.                                                                                                                                                                                                                                        | N/A                                                      |
| (d)        | any total enlargement (being the enlarged part together with any existing enlargement of the original dwellinghouse to which it will be joined) exceeds or would exceed the limits set out in sub-paragraphs (b) and (c).                                                                                                                                                         | N/A                                                      |
| <b>A.3</b> | <b>Development is permitted by Class A subject to the following conditions –</b>                                                                                                                                                                                                                                                                                                  | <b>Y/N</b>                                               |
| (a)        | the materials used in any exterior work (other than materials used in the construction of a conservatory) must be of a similar appearance to those used in the construction of the exterior of the existing dwellinghouse;                                                                                                                                                        | Y –<br>Confirmed in<br>email from<br>agent<br>16.12.2023 |
| (b)        | any upper-floor window located in a wall or roof slope forming a side elevation of the dwellinghouse must be –<br><br>(i) obscure-glazed, and<br>(ii) non-opening unless the parts of the window which can be opened are more than 1.7 metres above the floor of the room in which the window is installed; and                                                                   | N/A                                                      |
| (c)        | where the enlarged part of the dwellinghouse has more than a single storey, or forms an upper storey on an existing enlargement of the original dwellinghouse, the                                                                                                                                                                                                                | N/A                                                      |

|  |                                                                                                                           |  |
|--|---------------------------------------------------------------------------------------------------------------------------|--|
|  | roof pitch of the enlarged part must, so far as practicable, be the same as the roof pitch of the original dwellinghouse. |  |
|--|---------------------------------------------------------------------------------------------------------------------------|--|

### Analysis

Under Schedule 2, Part 1, Class A.1 (g) of the Town and Country Planning (General Permitted Development) (GDPO) (England) Order 2015, as amended, a single storey family dwelling can extend beyond the rear wall by 6 metres in the case of a semidetached property, as long as it does not exceed 4 metres in height.

As per Schedule 2, Part 1, Class A.4 (2), the development has provided sufficient information to support the application.

The submitted information demonstrates that the extension will have a flat roof with a maximum height of 2.6 metres and a depth of 6 metres; all within the parameters specified under Class A.

The adjoining properties were consulted in accordance with A.4 (5) and no representations were received. Therefore A.4 (7) has not been triggered and impact on neighbour amenity does not require investigation.

It is considered that the details and documents provided with the application are sufficient and no further information is required under A.4 (8) to determine the proposed development.

### Conclusion

The proposed development complies with **THE TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (ENGLAND) ORDER 2015, AS AMENDED**, and it is considered **PRIOR APPROVAL IS NOT REQUIRED**.

Informatives are recommended relating to the extent of this prior approval, the development to accord with the information provided and requirement to comply with Building Regulations and works of construction etc.

| Recommendation: PRIOR APPROVAL IS NOT REQUIRED |                                                                                     |                 |
|------------------------------------------------|-------------------------------------------------------------------------------------|-----------------|
|                                                | Name/Signature                                                                      | Date            |
| Planning Officer                               |  | 05.01.2024      |
| Team Leader                                    |  | 05 January 2024 |