

Application: 20231031

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

NOTIFICATION OF GRANT OF PERMISSION TO DEVELOP LAND
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To: **Rev. Nigel Bourne
C/O Mr Jeremy Isherwood
Jeremy S Isherwood Chartered Architect
34 Chalky Bank
Gravesend
DA11 7NY**

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

**Chalk Parish Hall
Lower Higham Road
Gravesend
Kent
DA12 2NG**

and being **Application for a variation of condition 7 to planning permission reference 20040890 for the demolition of existing and erection of a new Parish hall; to allow part of the upper floor storage space to be used as a meeting room and as an office for the Hall manager and a curate.** Your application dated 6th October 2023 is permitted subject to the following:-

1. Within six months of the date of this permission, the seven car parking spaces nearest to the Church Hall to the eastern end of the car park (shown on drawing no. 542/08 as spaces 2 to 8) shall be marked out as being 'Reserved for hall users'. Thereafter these spaces and their reserved markings shall be retained permanently.

Reason: To ensure adequate parking provision at the application site, in accordance with Policy CS11 of the Gravesham Local Plan Core Strategy (September 2014) and Saved Policy P3 of the Gravesham Local Plan First Review 1994.

2. The use hereby permitted shall only be operated between the hours of 08.00 and 23.00 on Monday to Thursday, between the hours of 08.00 and 00.00 on Fridays and Saturdays and between the hours of 08.00 and 23.00 on Sundays.

Reason: In order to ensure that any intensification of the use of the premises may be the subject of a planning application which the Local Planning Authority would wish to determine on its merits and to protect residential amenity in accordance with Policy CS19 of the Gravesham Local Plan Core Strategy (2014).

3. Notwithstanding the provisions of Schedule 2 to the Town and Country Planning (General Permitted Development)(England) Order 2015 (as amended) or any provision

equivalent to that Order in any statutory instrument revoking and re-enacting that Order, with or without modification, the roof space shall be used only in accordance with the layout and storage/meeting room/office uses hereby permitted (as shown on drawing no. 542/PL02).

Reason: In order to ensure that any intensification of the use of the premises may be the subject of a planning application which the Local Planning Authority would wish to determine on its merits and to protect highway safety and residential amenity and in accordance with Policies CS11 and CS19 of the Gravesham Local Plan Core Strategy (2014).

INFORMATIVES:-

1 APPROVED PLANS

The application has been determined with reference to the following plans and documents:

Application for removal or variation of condition form;
Drawing no. 542/01 Location plan;
Drawing no. 542/PL01 Proposed ground floor layout;
Drawing no. 542/02 Existing block plan;
Drawing no. 542/PL02 Proposed first floor layout;
Drawing no. 542/03 Existing ground floor layout;
Drawing no. 542/PL03 Existing and proposed front and rear elevations;
Drawing no. 542/04 Existing first floor layout;
Drawing no. 542/PL04 Existing and proposed side elevations;
Drawing no. 542/05 Existing front and rear elevations;
Drawing no. 542/PL05 Proposed longitudinal section;
Drawing no. 542/06 Existing side elevations;
Drawing no. 542/07 Existing longitudinal section;
Drawing no. 542/08 Existing car park layout;
Planning Statement 02 October 2023; and
Response to GBC Highways Officer's comments and additional information.

2 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) 2023, the Local Planning Authority has approached the assessment and determination of this application in a positive and creative way and, where appropriate, has worked pro-actively with the applicant to secure a development that is sustainable and that improves the economic, social and environmental conditions of the area, and that is in accordance with the Development Plan for the area.

3 BUILDING REGULATIONS AND PARTY WALL ACT

This decision DOES NOT imply any consent which may be required under the Building Regulations or under any other enactment or provision. Nor does it override any private rights which any person may have relating to the land affected by this decision, including the provisions of the Party Wall etc. Act 1996.

4 DEVIATION FROM APPROVED PLANS

It is possible that any proposed deviation from the approved plans could be classed as a 'material' change requiring a further application/permission. In the event that any change is proposed, applicants are advised to seek advice from the Local Planning Authority [as proceeding without the necessary permissions could nullify this permission].

5 WORKS OF CONSTRUCTION

Hours of work of construction site plant, equipment and machinery, should be restricted to not earlier than 7.00 a.m. and not later than 6.00 p.m. weekdays and Saturday working should be restricted to not earlier than 8.00a.m. and not later than 1.00 p.m. No work shall be carried out on Sundays, Bank or Public Holidays.

i. Suitable sound attenuation shall be used at all times in respect of all plant, machinery and equipment in operation on site in order to aid prevention of noise nuisance. Compliance with BS 5228: Part 1: 1984 and subsequent amendments regarding the use of equipment on site will be required in appropriate cases.

ii. A suitable method of control shall be used in order to aid prevention of dust nuisance arising from work activities on site.

iii. Burning of waste materials shall not be carried out on site. Such materials are to be stored in a suitable receptacle, as far from residential accommodation as reasonably practicable, pending disposal off site.

iv. Adequate arrangements shall be made to remove all waste material from the site on a regular basis and to dispose of it at a suitably licensed waste disposal site.

Dated: 1 December 2023

Civic Centre
Windmill Street
Gravesend
Kent
DA12 1AU

Shazad Ghani
MPhil, MA, BA (Hons)
Head of 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.
- **For further information regarding Appeals and to make an application please click the relevant link:**
<https://www.gov.uk/appeal-householder-planning-decision>
<https://www.gov.uk/appeal-planning-decision>
- 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.