



Delegated Report

Lawful Development Certificate (Proposed)

Application no:	20220869
Location	Tanners Grange Tanyard Hill Shorne Gravesend
Proposal:	Application for a Lawful Development Certificate in respect of the proposed erection of a single storey rear extension.
Applicant:	Mr Stuart Grist
Site Visit	N/A Desktop Assessment

Plans & Documents

- Planning Application Form;
- Planning Statement – Evidence;
- Drawing No. SG/30 – Proposed Ground Floor Plan and Side East Elevation;
- Drawing No. SG/31 – Proposed Rear South and Side West Elevations;
- Drawing No. SG/32 – Part Proposed Ground Floor Plan;
- Drawing No. SG/34 – Side West Elevation;
- Drawing No. SG/33 – Part Rear South Elevation;
- Drawing No. SG/35 – Side East Elevation;
- Drawing No. SG/36 – Existing Ground Floor Plan and Side West Elevation;
- Drawing No. SG/41 – Site Location Plan;
- Drawing No. SG/42 – Existing Block Plan; and
- Drawing No. SG/43 – Proposed Block Plan.

Property Type

The property comprises a detached house.



Material Consideration

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

Relevant Planning History

Reference	Description	Outcome	Decision Date
20220868	Application for a Lawful Development Certificate in respect of the proposed erection of a two storey rear extension	Pending Consideration	
20220551	Application for a Lawful Development Certificate in respect of the proposed erection of a two storey side extension.	Certificate Refused	26.07.2022
20220116	Erection of a double storey side extension creating sitting room, study, lobby and utility room on ground floor and one extended bedroom, ensuite and dressing room on the first floor`	Refused	01.04.2022
20210451	Retention of barn	Permission	04.06.2021
20201328	Application for a Lawful Development Certificate in respect of the continued use of a portion of adjacent land to Tanners Grange as residential curtilage.	Certificate Granted	31.03.2021
20201289	Retention of barn outbuilding	Withdrawn	14.12.2020
19980303	Application for a Lawful Development Certificate in respect of the proposed construction of a swimming pool and enclosure	Certificate Granted	15.06.1998
19970429	Application for the approval of the hanging tile to be used, Eternit Clay Heather sandfaced, as required by condition (ii) of planning permission ref. no. GR/96/473.	Approval of Details	12.09.1997
19970171	Construction of a bay window on ground floor west elevation, in substitution of that approved under planning permission reference number GR/96/473	Permission	01.05.1997

19960473	**AMENDED APPLICATION/REVISED DESCRIPTION** Erection of first floor extension on the west side elevation to form two bedrooms, bathroom and an ensuite bathroom; erection of a porch and covered way at the rear with balcony over; conversion of existing integral garage into a kitchen involving demolition of the front part of the garage and erection of a bay window; and erection of a two storey front extension to form enlarged entrance hall and covered entrance porch with bay window at first floor level.	Permission	20.12.1996
19840748	Erection of stable block with ancillary tack room and bay store	Permission	12.11.1984
19800849	Demolition of existing stables on the west side of the building and the erection of a single storey extension to provide lounge bedroom and bathroom erection of an extension at the rear of the existing garage on the east side of the building to form a kit	Permission	23.12.1980

Consultation

No formal consultation was undertaken as there is no statutory requirement to consult third parties including parish councils or neighbours for lawful development certificate applications, however a representation has been received from Shorne Parish Council making the following comments;

Shorne Parish Council

The Parish Council notes that the applicant has submitted two applications simultaneously (see also 20220868), which together would result in a full-width rear extension.

This proposal 20220869 will increase the floor area by a further approximately 22.5sqm and extend 2/5 the width of the house as existing.

The house has already been extended considerably plus other built forms have been constructed on the property (pool house, stables, residential accommodation over garage without planning permission, barn/office building), the area of which should all also be taken into account.

Bedroom 5 has an existing Juliet balcony, Conditions should be attached such that the roof of the proposed extension cannot be used as a full balcony.

Officer Assessment

Permitted Developments Rights Restrictions

Article 2 (3) Land (AONB, Conservation Area)	No
Article 4 Direction	No
Permitted Development Rights Removed/Restricted	No

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
(e)	the enlarged part of the dwellinghouse would extend beyond a wall which – (i) forms the principal elevation of the original dwellinghouse; or (ii) fronts a highway and forms a side elevation of the original dwellinghouse	N N
(f)	subject to paragraph (g), the enlarged part of the dwellinghouse would have a single storey and - (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 (ii) exceed 4 metres in height	N – 3m N - 2.75m
(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 - (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 (ii) exceed 4 metres in height;	N N
(h)	the enlarged part of the dwellinghouse would have more than a single storey and – (i) extend beyond the rear wall of the original dwellinghouse by more than 3 metres, or (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 N
(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
(j)	the enlarged part of the dwellinghouse would extend beyond a wall forming a side elevation of the original dwellinghouse, and would – (i) exceed 4 metres in height, (ii) have more than a single storey, or (iii) have a width greater than half the width of the original dwelling; or	N N N
(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
(k)	it would consist of or include –	

	(i) the construction or provision of a verandah, balcony or raised platform,	N
	(ii) the installation, alteration or replacement of a microwave antenna,	N
	(iii) the installation, alteration or replacement of a chimney, flue or soil and vent pipe, or	N
	(iv) an alteration to any part of the roof of the dwellinghouse	N
(I)	the dwellinghouse is built under Part 20 of this Schedule (construction of new dwellinghouses)	N
A.2	In the case of a dwellinghouse on article 2(3) land, development is not permitted by Class A if –	Y/N
(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
(b)	the enlarged part of the dwellinghouse would extend beyond a wall forming a side elevation of the original dwellinghouse; or	N
(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
(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.3	Development is permitted by Class A subject to the following conditions –	Y/N
(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
(b)	any upper-floor window located in a wall or roof slope forming a side elevation of the dwellinghouse must be – (i) obscure-glazed, and (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 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 roof pitch of the enlarged part must, so far as practicable, be the same as the roof pitch of the original dwellinghouse.	N/A

Conclusion

The proposed single storey rear extension falls within Schedule 2, Part 1, Class A of The Town and Country Planning (General Permitted Development) (England) Order 2015, as amended and as such planning permission is not required.

Recommendation: Grant Lawful Development Certificate

Case Officer:	Mrs Amanda Grout	Team Leader:	Miss Faye Hobbs
Signed:	<i>A Grout</i>	Signed:	
Dated:	29 th September 2022	Dated:	29 September 2022