

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

<b>Application number:</b>	22/00152/FUL
<b>Validated on:</b>	7 <sup>th</sup> February 2022
<b>Site address:</b>	9 Appleton Way
<b>Proposal:</b>	Two-storey front / side extension. Single-storey rear extension (Resubmission following withdrawal of application no. 21/00689/FUL)

In exercise of its powers under the above-mentioned Act and Order the City Council as the Local Planning Authority **GRANT PERMISSION** for the development described above in accordance with the terms of the application and the plan/s submitted therewith subject to the following conditions:

**Condition 1**

The development hereby permitted shall be begun before the expiration of three years from the date of this permission.

**Reason**

Required to be imposed by Section 91 of the Town and Country Planning Act 1990 as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

**Condition 2**

Except where these may be modified by any other conditions attached to this permission, the development hereby permitted shall be carried out in accordance with the details of the application form, and drawing numbers:

- A188P/162 – 03 Rev.F – Ground and First Floor Layouts as Proposed;
- A188P/162 – 05 Rev.F – Elevations as Proposed;
- A188P/162 – 06 Rev.F – Site Location Plan, Existing and Proposed Block Plans.

**Reason**

To ensure that the development is carried out in accordance with the approved plans and in accordance with policies contained within the Gloucester, Cheltenham and Tewkesbury Joint Core Strategy (Adopted December 2017).

**Condition 3**

The two-storey side extension hereby approved shall not be occupied or brought into use until the north-west facing ensuite bathroom windows have been installed with obscure glazing windows (to a minimum Pilkington level 3 obscurity). The windows shall be non-opening to a height of 1.7 metres from the internal first-floor floor level. Thereafter, the windows shall be retained and maintained in accordance with the details of this condition.

**Reason**

To protect the privacy of neighbouring occupiers in accordance with the aims of policies SD4 and SD14 of the Gloucester, Cheltenham and Tewkesbury Joint Core Strategy (Adopted December 2017) and emerging policy A9 of the Gloucester City Plan.

**Condition 4**

The two-storey side extension hereby approved shall not be occupied or brought into use until a minimum of three off-street car parking spaces (excluding garage spaces) have been provided within the curtilage of the site. The parking spaces shall be hard-surfaced, to minimum dimensions of 2.4 metres (width) by 4.8 metres (depth) and shall be located to enable vehicular access to the public highway. Thereafter, the car parking spaces shall be maintained within the curtilage of the development site.

**Reason**

To ensure the development does not result in the loss of off-street car parking spaces in the interests of the residential amenities of future occupiers of the site and to protect highway safety in accordance with the aims of policy SD4 of the Gloucester, Cheltenham and Tewkesbury Joint Core Strategy (Adopted December 2017) and emerging policy A9 of the Gloucester City Plan.

**Condition 5**

Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 2015 (or any Order revoking and re-enacting that Order with or without modification), no windows or other openings, other than those shown on the approved plans, shall be constructed at first-floor level in the north-west facing side elevation of the two-storey side extension hereby approved.

**Reason**

To protect the privacy of neighbouring occupiers in accordance with the aims of policies SD4 and SD14 of the Gloucester, Cheltenham and Tewkesbury Joint Core Strategy (Adopted December 2017) and emerging policy A9 of the Gloucester City Plan.

**Condition 6**

The external facing materials and finishes to the development hereby permitted shall match in colour, form and texture to those of the existing building.

**Reason**

To ensure the satisfactory appearance of the development in accordance with Policy SD4 of the Gloucester, Cheltenham and Tewkesbury Joint Core Strategy (Adopted December 2017)

**Note 1**

Your attention is drawn to the requirements of the Building Regulations, which must be obtained as a separate consent to this planning decision. You are advised to contact the Gloucestershire Building Control Partnership on 01453 754871 for further information.

**Note 2**

Your attention is drawn to the Party Wall Act 1996. The Act will apply where work is to be carried out on the following:

- Work on an existing wall or structure shared with another property.
- Building a free standing wall or a wall of a building up to or astride the boundary with a neighbouring property.
- Excavating near a neighbouring building.

The legal requirements of this Act lies with the building/ site owner, they must find out whether the works subject of this planning permission falls within the terms of the Party Wall Act 1996. There are no requirements or duty on the part of the local authority in such matters. Further information can be obtained from the DCLG publication Preventing and resolving disputes in relation to party walls – explanatory booklet.

**Note 3**

In accordance with the requirements of the NPPF the Local Planning Authority has sought to determine the application in a positive and proactive manner by offering pre-application advice, publishing guidance to assist the applicant, and publishing to the council's website relevant information received during the consideration of the application thus enabling the applicant to be kept informed as to how the case was proceeding.

**Jon Bishop**

Planning and Development Control Manager

**Decision date: 30<sup>th</sup> March 2022**

**PLEASE SEE NOTES SET OUT IN THE ENCLOSED LEAFLET**