

Crawley Borough Council

Planning Committee

Agenda for the **Planning Committee** which will be held in **Committee Rooms A & B - Town Hall**, on **Monday, 6 June 2022** at **7.00 pm**

Nightline Telephone No. 07881 500 227



Chief Executive

Membership: To be confirmed

Please contact Democratic.Services@crawley.gov.uk if you have any queries regarding this agenda.

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The order of business may change at the Chair's discretion

Part A Business (Open to the Public)

	Ward	Pages
1. Apologies for Absence		
2. Disclosures of Interest		
In accordance with the Council's Code of Conduct, councillors are reminded that it is a requirement to declare interests where appropriate.		
3. Lobbying Declarations		
The Planning Code of Conduct requires that councillors who have been lobbied, received correspondence, or been approached by an interested party regarding any planning matter should declare this at the meeting which discusses the matter. Councillors should declare if they have been lobbied at this point in the meeting.		
4. Minutes		
To approve as a correct record the minutes of the Planning Committee held on 25 April 2022.		
5. Planning Application CR/2021/0844/FUL - 9 Mill Road, Three Bridges, Crawley	Three Bridges	5 - 22
To consider report PES/403a of the Head of Economy and Planning.		
RECOMMENDATION to PERMIT.		
6. Tree Preservation Order Application CR/2022/0034/TPO - 8 Haversham Close, Three Bridges, Crawley	Three Bridges	23 - 26
To consider report PES/403b of the Head of Economy and Planning.		
RECOMMENDATION to CONSENT.		
7. Supplemental Agenda		
Any urgent item(s) complying with Section 100(B) of the Local Government Act 1972.		

With reference to planning applications, PLEASE NOTE:
Background Paper:- Crawley Borough Local Plan 2015-2030

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CRAWLEY BOROUGH COUNCIL
PLANNING COMMITTEE - 6 June 2022
REPORT NO: PES/403(a)

REFERENCE NO: CR/2021/0844/FUL

LOCATION: [9 MILL ROAD, THREE BRIDGES, CRAWLEY](#)

WARD: Three Bridges

PROPOSAL: ERECTION OF 1 X ATTACHED THREE BED DWELLING IN SIDE GARDEN SPACE, AND ERECTION OF SINGLE STOREY SIDE AND REAR EXTENSION AND INTERNAL ALTERATIONS TO EXISTING DWELLING

TARGET DECISION DATE: 7 January 2022

CASE OFFICER: Mrs A. Sanders

APPLICANT'S NAME: Mr Ridley

AGENT'S NAME: Architecture for London

PLANS & DRAWINGS CONSIDERED:-

Drawing Number	Revision	Drawing Title
PL001	A	Site Plans
PL000		Location Plan
PL310	A	Proposed Elevations
PL003	A	Existing Elevations
PL002	A	Existing Floor Plans
PL300	A	Proposed Floor Plans - Ground Floor & First Floor
PL301	A	Proposed Floor Plans - Loft & Roof
PL320	A	Proposed Street Elevation
PL600		Window Details
PL311		Diagram Of Materials

CONSULTEE NOTIFICATIONS & RESPONSES:-

- | | | |
|-----|--|--|
| 1. | WSCC Highways | No objection subject to conditions |
| 2. | National Air Traffic Services (NATS) | No objection |
| 3. | Thames Water | No objection |
| 4. | CBC Drainage Officer | No objection subject to conditions |
| 5. | CBC Property Division | The proposal would be in breach of a covenant – <i>officer note: this is not a planning consideration and is a legal matter.</i> |
| 6. | CBC Housing Enabling & Development Manager | No comments received |
| 7. | CBC Environment Team | No comments received |
| 8. | CBC Environmental Health Officer | No objection |
| 9. | CBC Refuse & Recycling Team | No comments received |
| 10. | Southern Water Ltd | No objection |
| 11. | CBC Energy Efficiency & Sustainability | No objection subject to conditions |
| 12. | Listed Building Officer | No objection subject to conditions |
| 13. | Hazelwick CAAC | No comments received |
| 14. | CBC Parking Services | Object due to lack of parking provision |

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NEIGHBOUR NOTIFICATIONS:-

The application was publicised by the posting of a site notice on 16th December 2021 and a press advert was published on 22nd December 2021.

Additional neighbour notifications were undertaken to those who had responded to the previous application as follows:

1, 2, 3, 4, 7, 8, 10, 12, and 93 Mill Road;
16, 20, 22, 24, and 28 Hazelwick Road;
Rossley, Snow Hill, Crawley Down;
93 The Birches;
40 Brantridge Road, Furnace Green;
Kimberley Road, Three Bridges;
18 Summersvere Close;
2 Inholmes 22 North Road.

RESPONSES RECEIVED:-

11 letters of objection and a petition have been received raising the following concerns:

- Pressure on parking – would result in the loss of parking provision and increase the demand. Would put further burden on Mill Road.
- Within a controlled parking area where parking is already extremely challenging.
- No provision for the loss of parking spaces.
- This part of Mill Road is a narrow one-way street with no footpath increasing the risk of collision between pedestrians and vehicles.
- Lack of clear plan for building materials/waste and access during construction.
- There would be no suitable location for delivery, loading and storage of building materials. Skips would need to be placed on the road.
- Querying where the scaffolding would go.
- Access issues for construction vehicles down this narrow stretch of road as well as access issues for residents/pedestrians during construction – would cause a health and safety issue.
- Impact on the integrity of the Conservation Area – the proposal would destroy and overwhelm the Conservation Area.
- The proposal is out of context, scale and would destroy the architectural history of the area.
- Any new build would destroy the character of this row of properties.
- Would represent over-development, is disproportionate and the siting is ill-considered.
- Impact on residential amenity.
- Pressure on other infrastructure – water/sewerage etc.
- Sixth planning application on this site.
- Contrary to Local and National Policy and the objectives of the Hazelwick Road Conservation Area.
- Loss of privacy to properties on Hazelwick Road.
- Adverse flood risk impact.
- No affordable housing contribution.
- No EV charging point.
- Previous application not transparent as now they want a new dwelling on the site.
- Would like the committee to undertake a site visit.

REASON FOR REPORTING TO COMMITTEE:-

Over 4 letters of objection have been received and the officer recommendation is to permit.

THE APPLICATION SITE:-

- 1.1 The application site is number 9 Mill Road in the neighbourhood of Three Bridges. It is a two-storey 19th Century semi-detached dwelling located on the eastern side of Mill Road. The property has a two-storey rear projection which is an original architectural feature that is also common to other

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properties in the locality. It is a three-bedroom dwelling and has been extended at ground floor level to include single storey rear extensions beyond the original rear wing and the main rear wall of the house. The site incorporates a detached garage and off-street parking provision for two vehicles to the side of the dwelling. Double yellow lines extend from no.7 Mill Road across the front of the site including the entrance to the parking area to the rear of Millbrook House (which fronts onto Hazelwick Road). The site is located within a controlled parking zone where a resident's parking permit is required to park on-street, and which was introduced to address the parking pressures arising as a result of the area's proximity to Three Bridges railway station.

- 1.2 The surrounding area is residential in nature and this section of Mill Road has junctions with Hazelwick Road and New Street. This part of Mill Road contains 5 dwellings: being this pair of semi-detached houses and a terrace of three dwellings of similar design located on the opposite side of the road. The wider area incorporates similar forms of development mixed with some larger dwellings. The northern neighbour in Hazelwick Road (Millbrook House) is set perpendicular to the site. The northern side of the site faces the rear gardens of some properties in Hazelwick Road. The rear boundary is with no.18 Hazelwick Road.
- 1.3 The application site is located within the Hazelwick Road Conservation Area. The site is located within Flood Zone 1 which has a low probability of flooding with a small portion of the site within Flood Zone 2 which has a medium probability of flooding.

THE PROPOSED DEVELOPMENT:-

- 2.1 Planning permission is sought for the erection of a two storey, three bedroomed, attached dwelling, following the demolition of the existing garage on the north side of no.9 Mill Road. This would create a terrace of three dwellings. Permission is also sought for the erection of a single storey side/rear extension at no.9 Mill Road.
- 2.2 The proposal is very similar to the approved extension to 9 Mill Road (CR/2020/0054/FUL), in that the size, height and external appearance of the scheme is the same, but rather than being an extension to the existing dwelling, what is now proposed is a separate dwelling and as such the internal layout reflects that difference.
- 2.3 The proposed dwelling would be positioned in line with the front elevation of adjacent dwelling no.9 Mill Road and would be 13.9m in length. The width of the proposed new dwelling would be 4.6m, with a proposed gap between the side elevation and the retained fence boundary of 0.8m at the front narrowing to 0.3m at the rear. The width of no.9 Mill Road's front elevation would be increased from 4.1m to 4.3m. To the rear, the existing kitchen and bathroom would be replaced with a rear extension of the same length as existing but would extend across the full width of the dwelling and measure 3.5m in height compared with the existing 2.6m high flat roof. The extension proposed for no.9 Mill Road would mirror the rear of the proposed dwelling with bi-fold doors in the rear elevation and a 2.8m x 1.2m rooflight located either side of the boundary between the two dwellings.
- 2.4 The proposed dwelling would have a pitched roof and chimney stack matching the roof of no.9 Mill Road. The two-storey rear projection of the proposed dwelling would extend 3m from the rear elevation and be 2.8m wide with a gable end roof with eaves level to match the eaves of the main roof and the ridge height set 2m below the ridge of the main roof.
- 2.5 The proposed windows and doors would mirror the arrangement, style and materials of the existing windows/doors of no.9 Mill Road. The proposed brickwork including detailing and slate roof would also match no.9 Mill Road. An obscure glazed window is proposed within the north side elevation at the first floor level to serve the stairs.
- 2.6 The rear garden of the proposed dwelling and that of no.9 Mill Road would measure approximately 14.5m in length. The front garden would include a concrete pathway directly from the highway to the front door and would be enclosed with a low level brick wall with capped brick piers and railings.
- 2.7 Internally the proposed dwelling would contain an open plan living, kitchen, dining room area at the ground floor level, three bedrooms at first floor and a bathroom in the loft space. The existing dwelling

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would be reconfigured to create an open plan kitchen diner with shower/utility room on the ground floor. The living room would remain unaltered. On the first floor two of the existing bedrooms are to be retained, with the original third bedroom being changed to an en suite, thus reducing the property from a three to a two bedroom dwelling.

2.8 The applicant has submitted the following documents with the application:

- Design and Access & Heritage Statement
- Affordable Housing Statement
- Building Height Information
- Sustainability/Energy Efficiency Statement
- Schedule of materials
- Flood Mapping
- Water Neutrality Statement

PLANNING HISTORY:-

3.1 CR/2020/0054/FUL

Erection of two storey side and rear extension and single storey rear extension
Permitted

3.2 CR/2018/0923/FUL

Erection of 1 X Attached Two Bed Dwelling in Side Garden Space and Erection of Single Storey Side and Rear Extension And Internal Alterations to Existing Dwelling.
Refused for the following reasons:

1. The erection of a new residential dwelling within Flood Zone 3a, which has high probability of flooding, is unacceptable as the applicant has not undertaken a risk based approach to avoid, where possible, flood risk to people and property. It is in an inappropriate location being a vulnerable use in an area of high flood risk, it would not provide wider sustainability benefits to the community that outweigh flood risk, be safe for its lifetime or be safe for its occupants and would increase flood risk elsewhere causing greater flood risk to other people and property. The proposal fails to satisfy the sequential and exception tests and is therefore contrary to Local Plan Policy ENV8, Section 14 of the National Planning Policy Framework and para 023 and 033 of the Planning Practice Guidance.
2. An agreement is not in place to ensure that the appropriate contributions for affordable housing are secured. The development is therefore contrary to policies H4 and IN1 of the Crawley Borough Local Plan 2015-2030 and Supplementary Planning Guidance Document 'Affordable Housing'.

3.3 CR/2017/1049/FUL

Erection Of 1 X Attached Four Bed Dwelling in Side Garden Space. Withdrawn.

3.4 CR/2017/1054/FUL

Erection of Single Storey Side And Rear Extension And Loft Conversion Involving Erection Of Rear Dormer and Internal Alterations. Withdrawn.

PLANNING POLICY:-

National Planning Policy Framework (NPPF) (July 2021)

4.1 The NPPF states that applications for planning permission must be determined in accordance with the development plan unless material considerations indicate otherwise. More specifically:

- Section 2 (Sustainable Development) – this section states that achieving sustainable development means that the planning system has three overarching objectives: an economic objective – to help build a strong, responsive and competitive economy, a social objective- to support strong, vibrant and healthy communities, by ensuring that a sufficient number and range of homes can be provided to meet the needs of present and future generations, and an

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environmental objective to contribute to protecting and enhancing our natural, built and historic environment. This includes making effective use of land and helping to improve biodiversity.

- Section 5 (Delivering a sufficient supply of homes) - to support the Government's objective of significantly boosting the supply of homes, it is important that a sufficient amount and variety of land can come forward where it is needed, that the needs of groups with specific housing requirements are addressed and that land with permission is developed without unnecessary delay.
- Section 9 (Promoting sustainable transport) – this section states that opportunities to promote walking, cycling and public transport use should be pursued.
- Section 11 (Making effective use of land) – this section promotes an effective use of land in meeting the need for homes and other uses, while safeguarding and improving the environment and ensuring safe and healthy living conditions. Strategic policies should set out a clear strategy for accommodating objectively assessed needs, in a way that makes as much use of possible of previously-developed or 'brownfield' land.
- Section 12 (Achieving well-designed places) - the creation of high quality buildings and places is fundamental to what the planning and development process should achieve. Good design is a key aspect of sustainable development, creates better places in which to live and work and helps make development acceptable to communities. Development that is not well designed should be refused.

National Planning Practice Guidance (NPPG) – Flood Risk and Coastal Change

- 4.2 This section of the NPPG advises how to take account of and address the risks associated with flooding and coastal change in the planning process.
- 4.3 The boundaries of the flood risk zones cut across the application site, with most of the application site being within Flood Zone 1, with part in Flood Zone 2. Looking at the flood risk map in detail this shows that the front of the existing dwelling is in Flood Zone 1, with the rear portion of the existing dwelling and its retained rear garden being in Flood Zone 2. The northern half of the application site would form the plot for the new dwelling which would be in Flood Zone 1, apart from the south east corner of the single storey rear element and part of the rear garden, which is Flood Zone 2.
- 4.4 The NPPG sets out the flood risk vulnerability classification. In this classification buildings used for dwelling houses are classed as 'more vulnerable' and householder development including physical extensions to the existing dwelling itself are classed as minor development. The NPPG also includes the Flood Risk Vulnerability and Flood Zone Compatibility matrix which sets out which type of developments are appropriate in each particular flood zone.
- 4.5 When applying this to the new dwelling, a more vulnerable use within FZ2 is classed as appropriate development. In terms of applying the sequential test, the NPPG states that the sequential test ensures that a sequential approach is followed to steer new development to areas with the lowest probability of flooding. The aim is to steer new development to Flood Zone 1. Where there are no reasonably available sites in Flood Zone 1, local planning authorities in their decision making should take into account the flood risk vulnerability of land uses and consider reasonably available sites in Flood Zone 2 (areas with a medium probability of river or sea flooding).
- 4.6 For the extension to the existing dwelling, which is minor development (householder development), the Environment Agency's standing advice should be followed.

Crawley Borough Local Plan 2015-2030 (Adopted December 2015):

- 4.7 The relevant policies include:
- Policy SD1 (Presumption in Favour of Sustainable Development) In line with the planned approach to Crawley as a new town, and the spatial patterns relating to the neighbourhood principles, when considering development proposals the Council will take a positive approach to approving development which is sustainable.

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- Policy CH1 (Neighbourhood Principles) states that the neighbourhood principle would be enhanced by maintaining the neighbourhood structure of the town with a clear pattern land uses and arrangement of open spaces and landscape features.
- Policy CH2 (Principles of Good Urban Design) States that all proposals for development in Crawley will be required to respond and reinforce local distinctive patterns of development and landscape character, and create continuous frontages onto streets and spaces enclosed by development which clearly defines private and public areas.
- Policy CH3 (Normal Requirements of All Development) states all proposals for development in Crawley will be required to make a positive contribution to the area; be of a high quality design, provide and retain a good standard of amenity for all nearby and future occupants of land and buildings and be able to meet its own operational requirements necessary for the safe and proper use of the site. They should also comply with internal standards for new dwellings as set out in policy CH5, retain individual groups of trees that contribute positively to the area and allow sufficient space for trees to reach maturity. Sufficient space should also be provided in private gardens so that there would not be overshadowed by tree canopies; and proposals should ensure that rooms within buildings would receive adequate daylight.
- Policy CH5 (Standards for All New Dwellings) states that all new dwellings must create a safe, comfortable and sustainable living environment, capable of adapting to the changing needs of residents.
- Policy CH6 (Tree Planting and Replacement Standards) requires at least one new tree for each new dwelling.
- Policy CH12 (Heritage Assets) states that all development should ensure that Crawley's designated and non-designated heritage assets are treated as a finite resource, and that their key features or significance are not lost as a result of development.
- Policy CH13 (Conservation Areas) seeks to ensure that all development within a Conservation Area should individually or cumulatively result in the preservation or enhancement of the character and appearance of the area.
- Policy H1 (Housing Provision) the Council will positively consider proposals for the provision of housing to meet local housing needs.
- Policy H3 (Future Housing Mix) states that all housing development should provide a mix of dwelling types and sizes to address the nature of local housing needs and market demand.
- Policy H4 (Affordable and Low Cost Housing) states that 40% affordable housing will be required from all residential developments. For sites of 5 dwellings or less, a commuted sum towards off-site affordable housing provision will be sought.
- Policy ENV6 (Sustainable Design and Construction) in order to maximise carbon efficiency, all homes will be required to meet the strengthened on-site energy performance standards of Building Regulations.
- Policy ENV 8 (Development and Flood Risk) Development proposals must avoid areas which are exposed to an unacceptable risk from flooding, and must not increase the risk of flooding elsewhere.
- Policy ENV9 (Tackling Water Stress) requires all new dwellings to achieve the new 'optional' water efficiency standard introduced into part G of the Building Regulations in 2015, subject to viability and technical feasibility.
- Policy ENV12 (Air Quality) states that proposals that do not result in a material impact on air quality will normally be permitted.
- Policy IN1 (Infrastructure Provision) states that development will be permitted where it is supported by the necessary infrastructure both on and off site and if mitigation can be provided to avoid any significant cumulative effects on the existing infrastructure services.
- Policy IN2 (Strategic Delivery of Telecommunications Infrastructure) requires all residential, employment and commercial development to be designed to be connected to high quality communications infrastructure.
- Policy IN4 (Car and Cycle Parking Standards) states that development will be permitted where the proposals provide the appropriate amount of car and cycle parking to meet its needs when it is assessed against the Borough Council's car and cycle standards.

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Emerging Crawley Borough Local Plan 2021 – 2037 (Regulation 19 Draft)

4.8 The Local Plan Review 2021-2037 has been the subject of consultation and therefore limited weight should be given to the following applicable policies:

- Policy SD1: Presumption in Favour of Sustainable Development
- Policy SD2: Enabling Healthy Lifestyles and Wellbeing
- Policy CL1: Neighbourhood Principle
- Policy CL2: Making Successful Places: Principles of Good Urban Design
- Policy DD1: Normal Requirements of All New Development
- Policy DD2: Inclusive Design
- Policy DD3: Standards for All New Dwellings (including conversion)
- Policy HA1: Heritage Assets
- Policy HA2: Conservation Areas
- Policy IN1: Infrastructure Provision
- Policy IN3 Supporting High Quality Communications
- Policy H1: Housing Provision
- Policy H3: Housing Typologies
- Policy H3b: Densification, Infill Opportunities and Small Sites
- Policy H4: Future Housing Mix
- Policy GI1: Green Infrastructure
- Policy GI2: Biodiversity and Net Gain
- Policy SDC1: Sustainable Design and Construction
- Policy SDC3: Tackling Water Stress
- Policy EP1: Development and Flood Risk
- Policy EP4: Development and Noise
- Policy ST1: Development and Requirements for Sustainable Transport
- Policy ST2: Car and Cycle Parking Standards

Supplementary Planning Documents

4.9 The Council's following supplementary planning documents are also relevant to this application:

- Green Infrastructure - sets out the Council's approach to trees, open space and biodiversity.
- Planning and Climate Change - provides guidance and justification for the sustainability policies in the Local Plan.
- Urban Design - includes further guidance and examples on public design and sets out guidance on outdoor amenity space standards.
- Affordable Housing - sets out in greater detail the Council's approach to affordable housing to assist with the implementation of policies H3 and H4 of the Local Plan.

Hazelwick Road Conservation Area Statement

4.10 This adopted Conservation Area Statement has been prepared by Hazelwick Road Conservation Area Advisory Committee (HCAAC) and Crawley Borough Council to identify the key historic and architectural features that form the Hazelwick Road townscape and contribute to its special character. The designation of this area as a Conservation Area reflects both its historic association with the expansion of the railways, and the architectural interest of its streetscape. Its special character is shaped by its formal urban structure, defined by the consistent scale and massing of its built form, uniformity of building lines, and continuity of its frontages along both sides of the street.

PLANNING CONSIDERATIONS:-

5.1 The main considerations in the determination of this application are:

- Principle of the development
- Impact on the character and appearance of the Conservation Area
- Impact on the amenities of neighbouring occupiers

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- Impact upon the highway, parking and the operational requirements of the development
- The resultant living conditions of future occupiers
- Flood risk
- Sustainability
- Affordable housing, CIL and other requirements
- Water Neutrality.

Principle of the development

- 5.2 The site lies within the built-up area and so, in general terms, development for residential purposes is acceptable in principle.

The design and appearance of the proposal and its impact on the streetscene and character of the Conservation Area

- 5.3 The proposal is within the Hazelwick Road Conservation Area where all development must preserve or enhance the character and appearance of the area (Local Plan Policy CH13). Section 72 of the Planning (Listed Buildings and Conservation Areas) Act 1990 states that in considering applications within a Conservation Area, local planning authorities must pay special attention to the desirability of preserving or enhancing the character and appearance of the area. The NPPF states that when considering the impact of a proposed development on the significance of a designated heritage asset, great weight should be given to the assets conservation. The more important the asset the greater the weight should be. Significance can be harmed or lost through alteration or destruction of a heritage asset or development within its setting.
- 5.4 The Conservation Area Statement for Hazelwick Road describes the character that is to be preserved/enhanced. It states; *“any new buildings should be of a high quality design and should respect the character and appearance of the Conservation Area. This can be achieved through achieving consistency with the existing scale, massing, building set-back, materials and colours, and decorative features found in the Conservation Area as detailed in Part 3 of this document”*. The following paragraphs assess the proposal against this and part 3 of the statement.
- 5.5 Hazelwick Road Conservation Area is predominantly residential in nature. Buildings take the form of a mix of two storey semi-detached dwellings and terraced railway cottages. Terraces are predominantly three or four dwellings in size. There is a strong uniformity to building lines with small set-backs from the highway, low level fences/boundary walls or planting which create a townscape feature of value to the Conservation Area. The proposal continues the scale and massing of attached dwellings no.7 and no.9 Mill Road by mirroring those properties in terms of building width, height and length as well as roof pitch and main ridge and eaves height. The proposal continues the building line and set back and would result in a terrace of three houses. This would mirror the terrace of three properties directly opposite the site and therefore the resultant design is considered consistent with the overall character of the Conservation Area and in keeping with the existing streetscene. The external design is the same as that previously approved under CR/2020/0054/FUL for the extension scheme.
- 5.6 The buildings are constructed from local stock brick and detailing includes brick corners, interlocking quoins and arches at window and door reveals. A slate roof is proposed. The proposed new dwelling copies this detailing from no.9 Mill Road and surrounding properties by matching the existing brick and roof materials, and the detailing around windows/doors. A condition could be attached to any permission to agree the exact specification of these materials and the detailing.
- 5.7 Chimneys are a prominent feature of the Conservation Area providing historic context and visual interest. The proposal includes a chimney stack to match the adjacent dwelling chimney stack which includes red brick detailing. Any permission would include a condition to ensure the materials and detailing of the chimney are in keeping with the Conservation Area character.
- 5.8 Windows within the area are traditionally wood framed vertical sliding sashes. The application continues this feature by proposing wooden framed sliding sash windows. The proportions and pattern of windows match no.9 Mill Road reflecting the character and appearance of the Conservation Area.

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A condition is recommended to require details of the window joinery to be approved. An aluminium bi-fold door is proposed to the rear of the property. This is different from the traditional rear of properties in the Conservation Area but is not visible from any public viewpoints and it is not considered to be harmful to the character of the Conservation Area.

- 5.9 Recessed doorways are featured on a number of dwellings. The proposal includes a recessed doorway and brick detailing which is in keeping with properties within the Conservation Area. A painted timber four panel front door is proposed to the front elevation of the extension with fan light window which matches the traditional entrances within the Conservation Area.
- 5.10 Boundary treatments within the Conservation Area frequently take the form of low brick front walls, with capped piers. Other low level boundary treatments include wooden fencing, concrete walls or hedging which are more recent and less sympathetic to the Conservation Area setting and detract from its character. The proposal includes a low level brick wall with capped brick piers and railings along the front boundary. This would be considered in keeping with the Conservation Area and an improvement on the existing pierced concrete wall.
- 5.11 Overall it is considered that the proposal would not conflict with the aims of the heritage policies that seek to preserve or enhance the character and appearance of the Conservation Area. The proposal would not result in harm to this heritage asset. The proposal would therefore be in accordance with Local Plan Policy CH13: Conservation Areas and is an acceptable scale and design, and would not harm the appearance of the dwelling or the streetscene of Mill Road in accordance with Policies CH2 and CH3 of the Crawley Borough Local Plan (2015-2030).

The impact upon neighbouring properties and occupants' amenities

- 5.12 This application includes a 0.7m gap between the north elevation of the new dwelling and the fence boundary with Millbrook House. Beyond the fence is the parking area and front patio amenity area of Millbrook House approximately 14m from the proposed north elevation. Approximately 1m length of the single storey rear extension would be alongside the rear garden of no.24 Hazelwick Road. It would measure 3.1m in height and be set 0.2m from the fence boundary. The first floor rear element would be 1.8m below the ridge of the main roof and 3m in length. An obscure-glazed landing window is proposed on the north elevation at first floor level. It is considered that the proposed distance between the north elevation and facing properties, modest massing and obscure glazing is sufficient to result in an acceptable impact on the amenities of Millbrook House and no.24 Hazelwick Road.
- 5.13 To the east of the site is the garden of no.18 Hazelwick Road. As that garden is approximately 31m in length and the proposal would be located 20 metres from this garden it is considered that the proposal would not cause harm to the amenity of the occupants of this property.
- 5.14 To the south of the site is no.7 Mill Road which is attached to no.9 Mill Road. The proposed single storey rear extension for no.9 would extend to the same depth as the existing rear extension which would not project beyond the rear elevation of the single storey rear elevation of no.7 Mill Road. The proposed extension would have a flat roof and be 3.5 metres in height. It is not considered that this increase in height would impact on the amenity of the occupiers of no.7 Mill Road in relation to dominance or overshadowing. As there are no side windows and the proposed rear extension is single storey there is unlikely be any harm in terms of overlooking in relation to no.7 Mill Road.
- 5.15 The front elevation of the dwelling would be located opposite no.12 Mill Road, which is on the other side of the street. The gap between the front elevation of the new dwelling and the front elevation of 12 Mill Road would be 9 metres, including the highway, and the proposal would be in line with the front elevation of no.9 Mill Road. As a result the relationship would be the same as the existing dwellings along Mill Road, and it is not considered that the proposal would cause a significant loss of light, privacy or overlooking.
- 5.16 In summary it is considered that the proposal would comply with Policy CH3 of the Local Plan and guidance contained within the Urban Design SPD in terms of neighbour impacts. The impact of the proposed parking provision on residential amenity is addressed in the highways and parking provision section below.

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Parking and highway safety

- 5.17 Policy CH3 'Normal Requirements of All New Development' of the Crawley Borough Local Plan states that all proposals for development will be required to meet the requirements necessary for their safe and proper use, in particular access, circulation and manoeuvring, vehicle and cycle parking. Policy IN4 'Car and Cycle Parking Standards' states that development will only be permitted where the proposals provide the appropriate amount of car and cycle parking to meet its needs. The borough's parking standards contained within the Urban Design SPD seek a minimum of 2-3 spaces for a 3+ bedroom dwelling in the Three Bridges zone.
- 5.18 The existing property at nso.9 Mill Road has a garage and space for the parking of 2 vehicles to the side of the dwelling. WSCC Highways advises that the existing garage is not deemed to be fit for purpose and would not contribute to the parking provision of the existing dwelling. The proposal would result in the removal of all the off street parking provision for the existing property and there would be no provision for the new property. With the internal alterations to the dwelling resulting in a 2 bedroom property, this would now require 1.2 – 1.5 spaces. The new 3 bedroom dwelling would require 2 – 3 spaces.
- 5.19 A number of comments from neighbours have been received with regard to parking that raise concerns that the proposal would increase parking pressure in the area creating problems for residents being unable to park within the locality. Concerns are also raised that this would create a highway safety issue with cars parked in inappropriate locations.
- 5.20 WSCC Highways has advised that the proposal would see the loss of the 2 existing on-site parking spaces and that the planning authority should consider this against local parking standards. It was also noted that the new dwelling will also require 1-2 spaces that will need to be located on street.
- 5.21 WSCC Highways advises that the loss of the parking spaces in a highly sustainable area such as this would not result in an unacceptable highway safety issue or result in severe cumulative impacts on the operation of the highway network. It suggests that CBC may wish to consider the amenity implications caused by a small increase in the on-street parking demand as well as securing cycle parking to Crawley parking standards to help mitigate the vehicle displacement.
- 5.22 It concludes that it is not considered that the proposal would have a severe impact on the operation of the highway network, therefore is not contrary to the NPPF (paragraph 109), and that there are no transport grounds to resist the proposal.
- 5.23 The site is located within a controlled parking zone where residents can apply for a permit to park within the area. The zone has restricted parking to permit holders only between 9am and 5pm Monday to Saturday. Zone F2 includes Mill Road, New Street, Hazelwick Road, Crabbet Road and part of Three Bridges Road.
- 5.24 Parking Services has confirmed that over 80% of the permits for this zone (F2) have been issued. They do object to the proposal, commenting that currently the house has off road parking but the proposal would build on the parking area, so there would be no parking for either property; and that each building must have 2 spaces allocated.
- 5.25 However, officers consider that the proposal would not materially add to parking stress in the area during the hours of operation of the controlled parking zone as there is spare capacity. The same conclusions were reached with the earlier applications, including CR/2018/0923/FUL for a new dwelling.
- 5.26 A lack of parking spaces in the evening and on Sundays (when the controlled parking zone is not in operation) has been raised by residents. In the evening there are no restrictions in the bays – this area is always under pressure from residents and from those using the train station. Whilst the proposal would result in the loss of 2 off road parking spaces, it is not considered that this would make the situation materially worse to justify a reason for refusal on these grounds. Furthermore, a site visit was undertaken in the evening on 17th May and it was found that there was capacity. Four site visits

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were also undertaken during the course of this application during the day and there was capacity on every occasion. Similarly, in regard to the previous application on the site for a dwelling, when site visits were undertaken, it was found that on-street parking capacity was available and as such it was not considered that it would justify a reason for refusal.

- 5.27 It is therefore considered that although there would be a shortfall of 4 on-site spaces, the existing on-street parking arrangements in the daytime and the spaces available in the evening in the area would be sufficient to meet the demand created by this proposal and would not make the parking situation materially worse and a reason for refusal on this ground could not be substantiated.
- 5.28 Whilst the proposal does not meet the Council's indicative parking standards it is considered justified as there is sufficient capacity in terms of on-street parking within the area, in addition to the site being a sustainable location. The proposals could also provide adequate cycle parking. It is therefore considered to be in accordance with Policy CH3 of the Local Plan and Annex 1 of the Urban Design SPD.

Living conditions of future occupiers

- 5.29 Policy CH5: Standards for all New Dwellings states that new dwellings must create a safe, comfortable and sustainable living environment and sets out minimum sizes for each dwelling, which is based on the Nationally Described Space Standards. According to Policy CH5, a two storey 3 bedroom dwelling for 4 persons should provide a minimum internal floorspace of 84 sqm. The internal floorspace of this dwelling would be 104sqm which meets the standard. The floor to ceiling height of the main living area would be 2.6m which meets the 2.3m standard.
- 5.30 The proposed double bedroom would have a floor area of 17sqm and a width of 4.5m which meets the 11.5sqm space standard and 2.75m width standard. Bedroom 2 (single bedroom) has a floor area of 9sqm and width of 2.6m and bedroom 3 (single bedroom) has a floor area of 7.9sqm and a width of 2.3m. Both single bedrooms meet the 7.5sqm space standard and 2.1m width standard. The proposed dwelling would therefore meet the minimum National Space Standards, resulting in acceptable living accommodation being provided.
- 5.31 Urban Design SPD (adopted October 2016). The SPD sets out Crawley's outdoor amenity space standards. For a dwelling for 4 occupants the external private amenity space standard is 75sqm. The proposal would result in approximately 73sqm of external private amenity space therefore is slightly short of the standards but given the minimal short fall would be acceptable. The resulting amenity space at no.9 Mill Road would be 60sqm. This would be a two-bedroom property where 60sqm of external private amenity space is required therefore the proposal would meet these standards. As such both properties would provide an acceptable amount of external private amenity space.
- 5.32 It should be noted that no refuse/recycling and cycle storage locations or details have been submitted as part of the application. As this has not been specified on the submitted plans, any permission should require a condition to address this.

Flood risk

- 5.33 As set out above, the boundaries of the flood risk zones cut across the application site, with most of the application site being within Flood Zone 1, with part in Flood Zone 2. Looking at the Flood Risk map in detail this shows that the front of the existing dwelling is in Flood Zone 1, with the rear portion of the existing dwelling and its retained rear garden being in Flood Zone 2. The northern half of the application site would form the plot for the new dwelling which would be in Flood Zone 1, apart from the south east corner of the single storey rear element and part of the rear garden, which is Flood Zone 2.
- 5.34 Previously, at the time of the earlier refused application CR/2018/0923/FUL, this site was located within FZ3a. However the Environment Agency has since re-classified the flood zones and the proposal now falls mostly within FZ1 with the garden and part of the existing dwelling within FZ2.

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- 5.35 The extension to 9 Mill Road would be classed as a 'minor development' as it would measure less than 250sqm. Therefore the Environment Agency's Standing Advice would need to be applied. This states that finished floor levels need to be 300mm above the average ground level for the site and extra flood resistance and resilience measures would need to be provided. The plans show that the FFL of the extension would be the same as the existing dwelling which would be +65.000m which would be 300mm higher than the FFL at the rear of the existing dwelling. In terms of flood resilience measures a condition is recommended to ensure that these details are provided. This approach was accepted in regard to the application for the extension in 2020.
- 5.36 In regard to the new dwelling the majority of the property would be located within FZ1, with only a small portion of the single storey rear element within FZ2. This would cover less than 8% of the ground floor area of the building and would be used as a kitchen / dining room. In these circumstances it is considered that the development would be classed as appropriate and therefore the sequential test has been followed by steering new development to FZ1 and FZ2. Further the finished floor level would match that of the existing property at 9 Mill Road.
- 5.37 The Drainage Engineer was consulted on the application and advised that the ground floors of the new dwelling and the extension that lie within FZ2 should not be used for sleeping. The new finished floor level (FFL) should not be higher than the existing FFL, but rather the property should be allowed to flood (so that it does not take up area out of the flood plain) while flood resilience measures and materials should be used for construction. A condition is recommended to ensure this.
- 5.38 Given the above officers are satisfied that the proposal would not result in an adverse impact in regard to flood risk or drainage, subject to conditions, and as such would accord with development plan policy in this regard.

Sustainability

- 5.39 Policies ENV6 and ENV9 and the Planning & Climate Change SPD are relevant to this proposal from a climate change mitigation & adaptation perspective. ENV6 requires the submission of a Sustainability Statement responding to the six 'sustainability objectives' set out in the policy. It requires that new homes meet the on-site energy performance standards of Building Regulations, and any subsequent increased requirements. ENV9 requires that new dwellings meet the 'optional' Building Regulations water efficiency limit of 110 litres per person per day. The Planning & Climate Change SPD provides further guidance as to how applications can comply with these requirements.
- 5.40 The proposal is supported by a Sustainability/Energy Efficiency Statement. This identifies the policies outlined above and sets out briefly and in qualitative terms how the proposal seeks to respond to them. It states that the development will meet baseline national Building Regulations standards, although it is not clear by how much, if at all, it would exceed them. Other measures are identified, including the specification of energy efficient lighting and white goods, the upgrading of the heating system of the existing building, smart energy metering, aspirations to limit waste and the loss of embodied carbon as part of the construction process, and the intention to adhere to the 110 litres/person/day water efficiency requirement.
- 5.41 The above measures effectively meet the minimum requirements of the identified Local Plan policies for a development of this scale, and are therefore considered acceptable from the Local Plan perspective subject to the imposition of the conditions relating to the implementation of the measures identified in the Sustainability/Energy Efficiency Statement.

Affordable housing, CIL and other requirements

- 5.42 Crawley Borough Local Plan Policy H4, in respect of affordable housing, states that 40% affordable housing will be required from all residential developments. For sites of 5 dwellings or less, a commuted sum towards off-site affordable housing provision will be sought. The Affordable Housing SPD sets out how financial contributions for the creation of new dwellings on sites of 5 or less will be secured in accordance with policy H4. The policy also states that these targets will apply to all

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residential developments unless evidence can be provided to show that the site cannot support these requirements from a viability perspective.

- 5.43 Using the affordable housing calculator within the Affordable Housing SPD, the applicant would be required to pay a contribution of £12,950 based on an internal floor area of 111sqm. During the course of the application, the applicant has agreed to provide a commuted sum of £12,950 towards affordable housing provision elsewhere which would be secured by a S106 legal agreement. As such the proposal would be in accordance with Policy H4 of the Crawley Borough Local Plan (2015-2030).
- 5.44 This application would be liable for the Community Infrastructure Levy (CIL) which came into effect on 17th August 2016. The final CIL charge will be communicated to the applicant via the development's Liability Notice.
- 5.45 Policy CH6 requires a new tree to be planted for each new dwelling. This can be accommodated on the site as part of an agreed landscaping scheme, which can be secured by a condition.

Water neutrality

- 5.46 Crawley is situated in an area of serious water stress, as identified by the Environment Agency. The application site is supplied with water by Southern Water from its Sussex North Water Resource Zone (SNWRZ). This supply is sourced from abstraction points in the Arun Valley, which includes locations such as Amberley Wild Brooks Site of Special Scientific Interest (SSSI), Pulborough Brooks SSSI and Arun Valley Special Protection Area/Special Area of Conservation and Ramsar site.
- 5.47 On 14 September 2021, the Council received a position statement from Natural England. The Natural England position is that it cannot be concluded that the existing abstraction within the SNWRZ is not having an impact on the Arun Valley sites. It advises that developments within this zone must not add to this impact.
- 5.48 Under the Conservation of Habitats and Species Regulations 2017, Crawley Borough Council is the Competent Authority and has a duty to consider the impact of development on protected species and habitats. These Regulations and the Natural England position statement require, as a matter of law, applications for planning permission in the SNWRZ to demonstrate that they do not increase pressure on water resources and that they are "*water neutral*." As a consequence, all applications that may affect water consumption need to be 'screened' to identify whether the proposed development, individually or in combination with other projects, will result in a significant effect on the Arun Valley sites.
- 5.49 This application is not exempt under the screening process and therefore the applicants are required to submit evidence so that a judgement can be made by CBC as to whether there could be any potential significant impacts of the development on the Arun Valley sites by way of an 'appropriate assessment'. In accordance with the Natural England position statement, to meet this test the development must demonstrate that it is water neutral. The definition of water neutrality is the use of water in the supply area before the development being the same or lower after the development is in place.
- 5.50 The submitted water neutrality statement has been independently assessed for CBC by a specialist consultant who has advised that on the basis of the information provided it has been shown beyond reasonable scientific doubt that the development would be water neutral. The proposed development includes the refurbishment of the existing dwelling and the construction of a new dwelling. The refurbishment of the existing dwelling enables full replacement of the existing water fixtures and fittings, and will result in a reduction in bedrooms to two, whilst the proposed new dwelling will have three bedrooms. An occupancy rate of four is assumed in each dwelling which is reasonable, especially given the proposed fixtures and fittings will be the same in each dwelling, and the occupancy rate assumed in the existing water use calculation.
- 5.51 The applicant proposes to install water efficient fittings and has provided a list of the products and specifications. The water demand is calculated using the Building Regs Part G methodology. The

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product specifications were checked, and all fittings performed overall at or better than the consumption rates used in the calculation and the calculation is therefore precautionary. Additional water savings will be achieved by installing grey water recycling for toilet flushing only. The required use for toilets is approximately 25% of the available grey water and therefore it is reasonable to assume that this would be acceptable. The calculated water demand for the two dwellings, and eight persons, in the proposed case of 584 litres per day is therefore considered robust.

- 5.52 Officers and our consultants have considered the water calculations and other details submitted, and agree with the assumptions and conclusions. It is therefore considered that, assuming the development is implemented in accordance with the evidence provided, by installing all the specified fixtures and fittings and use of grey water recycling, the development would be water neutral. A S106 legal agreement is required to ensure the measures proposed by the applicant which relate to the 2 properties involved are fully implemented before the new dwelling is occupied and secured in perpetuity. The s106 agreement would ensure that the obligations apply to the owner(s) of the site and any successors in title, when the site is sold on.
- 5.53 Based on these findings an appropriate assessment document has been prepared by officers and sent to Natural England for comment (as required under Habitat Regulations). A 21 day period for that consultation period is required, which expires on 10th June 2022.

CONCLUSIONS:-

- 6.1 The proposal has been designed so that it would be in keeping with the scale and character of the existing site and surrounding area. The proposal is also considered to preserve and enhance the character and appearance of the Conservation Area. The proposal is not considered to adversely impact upon residential amenity in terms of loss of light, loss of privacy or overbearance. In terms of parking, whilst the loss of two parking spaces is acknowledged, there is capacity on the road to accommodate further vehicles associated with the existing and the new dwelling and the loss of these spaces is not considered to make the situation materially worse for the residents and there would be no safety implications as a result of the loss of spaces. It is considered that the proposal for a new dwelling would not result in an adverse impact in regard to flood risk. The applicant has also demonstrated that the proposal would be water neutral, and an affordable housing contribution is to be secured by legal agreement.
- 6.2 As a result, the proposal is considered to accord with the policies and objectives outlined in the Crawley Borough Local Plan (2015-2030), the Supplementary Planning Guidance notes and the NPPF (2021). It is therefore recommended to grant planning permission subject to the conclusion of the S106 agreement and the conclusion of the consultation with Natural England, and subject to the imposition of relevant conditions.

RECOMMENDATION RE: CR/2021/0844/FUL

Delegate the decision to **PERMIT** the application to the Head of Economy and Planning, subject to the conclusion of the consultation with Natural England, the conclusion of a Section 106 legal agreement to secure the affordable housing contribution and water neutrality measures, and subject to the following conditions:-

1. The development hereby permitted shall be begun before the expiration of 3 years from the date of this permission.
REASON: To comply with Section 91 of the Town & Country Planning Act 1990.
2. The development hereby permitted shall not be carried out other than in accordance with the approved plans as listed below save as varied by the conditions hereafter:
(Drawing numbers to be added)
REASON: For the avoidance of doubt and in the interests of proper planning.
3. No development above slab level shall be carried out unless and until a schedule of materials, samples of such materials and finishes and colours to be used for external walls, roof and chimney of the

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proposed dwelling, and details of the brick detailing shall be submitted to and approved by the Local Planning Authority in writing and all materials and detailing used shall conform to those approved.

REASON: To enable the Local Planning Authority to control the development in detail in the interests of amenity by endeavouring to achieve a building of visual quality in accordance with policy CH3 of the Crawley Borough Local Plan 2015-2030.

4. Prior to their installation, details of the windows and door joinery, and rainwater goods, soil and other waste pipes, shall be submitted to and approved in writing by the Local Planning Authority. These details shall include the materials, method of opening and large scale plans showing sections through glazing bars (1:20 plans and 1:1 or 1:2 sections). The development shall thereafter be implemented in accordance with the approved details unless otherwise agreed in writing by the Local Planning Authority.
REASON: To enable the Local Planning Authority to control the development in detail in the interests of amenity by endeavouring to achieve a building of visual quality in accordance with policies CH3 and CH13 of the Crawley Borough Local Plan 2015 – 2030

5. Prior to the occupation of the development hereby permitted, details of covered and secure cycle parking and refuse storage for the existing and the proposed dwelling shall be submitted to and approved by the Local Planning Authority. The development shall be implemented in accordance with the approved details.

REASON: In the interests of road safety and sustainable development, to meet the operational needs of the development and to accord with Policy CH3 of the Crawley Borough Local Plan 2015-2030.

6. No development above slab level shall be carried out unless and until details of flood resilience measures have been submitted to and approved in writing by the Local Planning Authority. These measures shall relate to both the new dwelling and the ground floor extension at 9 Mill Road and shall include the following mitigation measures:

- i) Finished floor levels shall be set no lower than that of the existing dwelling
- ii) No provision for ground floor sleeping is introduced.
- iii) Flood resilience measures and materials to be used for construction purposes

Only the approved details shall be implemented and they shall be retained thereafter.

REASON: To reduce the risk of flooding to the proposed development and future occupants and to prevent flooding elsewhere by ensuring that compensatory storage of flood water is provided in accordance with Policy ENV8 of the Crawley Borough Local Plan 2015-2030.

7. The new dwelling shall not be occupied until the measures detailed in the submitted Sustainability/Energy Efficiency Statement dated 11 November 2021 have been implemented, and until design-stage SAP calculation summaries for the new dwelling consistent with, or improving upon, the identified level of environmental performance, have been submitted to, and approved in writing by, the Local Planning Authority. Only the approved details shall be implemented.

REASON: In the interests of environmental sustainability, in accordance with policy ENV6 of the Crawley Borough Local Plan 2015-2030 and the Planning & Climate Change Supplementary Planning Document.

8. The new dwelling hereby permitted shall not exceed 9.4m above the existing ground level when measured to the top of the chimney pots to ensure that the new dwelling matches the height of 9 Mill Road.

REASON: In the interests of visual amenity in accordance with Policy CH3 of the Crawley Borough Local Plan 2015 - 2030.

9. Notwithstanding the provisions of Schedule 2, Part 1, Class A, Class B, Class C, Class D, Class E and Class F of the Town and Country Planning General Permitted Development Order 2015 (as amended) or orders amending or revoking and re-enacting the same, the buildings hereby approved shall not be extended or altered in any way unless permission is granted by the Local Planning Authority on an application in that behalf.

REASON: In order to safeguard the character and visual amenities of the Conservation Area, to protect the amenities and privacy of the adjoining properties and to prevent obstruction to the flow and storage

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of floodwater, with a consequent increased risk of flooding, in accordance with policies CH3, CH13 and ENV8 of the Crawley Borough Local Plan 2015-2030.

10. The first floor window on the north elevation of the building shall at all times be glazed with obscured glass and apart from any top-hung vent, be fixed to be permanently non-opening.
REASON: To protect the amenities and privacy of the adjoining property, in accordance with Policy CH3 of the Crawley Borough Local Plan 2015-2030.
11. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (England) Order 2015 (or any Order revising, revoking and re-enacting that Order with or without modification), no windows or other openings (other than those shown on the plans hereby approved) shall be formed in any elevation or the roof of the proposed dwelling without the prior permission of the Local Planning Authority on an application in that behalf.
REASON: To protect the amenities of adjoining residential properties against overlooking and loss of privacy in accordance with Policy CH3 of the Crawley Borough Local Plan 2015-2030.
12. No development above slab level shall take place unless and until a scheme to provide superfast broadband to the dwelling hereby approved has been submitted to and been approved in writing by the Local Planning Authority. The scheme shall be implemented in accordance with the agreed details prior to the occupation of the dwelling unless otherwise agreed in writing by the Local Planning Authority.
REASON: To help reduce social exclusion and to allow good access to services in accordance with Policies CH3 and IN2 of the Crawley Borough Local Plan 2015-2030.
13. No development above slab level shall take place until there has been submitted to, and approved by, the Local Planning Authority a landscaping scheme. The approved details of the landscaping, which shall include a tree in the garden of the new dwelling, shall be carried out in the first planting and seeding season, following the occupation of the dwelling or the completion of the development, whichever is the sooner, and any trees or plants which, within a period of five years from the completion of development die, are removed or become seriously damaged or diseased, shall be replaced in the next planting season with other of similar size and species, unless the Local Planning Authority gives written consent to any variation.
REASON: In the interests of the amenity and of the environment of the development in accordance with Policy CH3 and CH6 of the Crawley Borough Local Plan 2015 - 2030.

INFORMATIVES

1. Within the boundaries of Crawley Borough Council the Control of Pollution Act 1974 is used to control noise from construction sites. Section 60 of the Act permits Local Authorities to specify the hours the noisy works are permitted.

The permitted hours for noisy construction work in the Borough of Crawley are as follows:
0800 to 1800 Monday to Friday and 0800 to 1300 on Saturday. With no noisy construction works taking place on Sundays, Bank Holidays, Public Holidays, Christmas Day, Boxing Day or New Years' Day.

The developer shall employ at all times the best practical means to minimise noise disturbance to nearby residents. All construction work practises shall comply with B.S. 5228 1:2009 'Code of practice for noise and vibration control on construction and open sites'.

Any exemptions to the above hours must be agreed with The Environmental Health Team in advance.

2. The applicant is advised to avoid peak times when receiving deliveries to ensure that the development does not prejudice highway safety nor cause inconvenience to other highway users.
3. This development constitutes Community Infrastructure Levy 'CIL' liable development. CIL is a mandatory financial charge on development. For more information on CIL and associated forms visit www.crawley.gov.uk/cil, email development.control@crawley.gov.uk or telephone 01293 438644 or 438568. To avoid additional financial penalties the requirements of CIL must be managed before development is commenced and subsequently payment made in accordance with the requirements of

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the CIL Demand Notice issued. Please also note that any reliefs or exemptions from CIL are subject to the correct procedures being followed as laid down in the regulations, including the following:

- Where a CIL exemption or relief has to be applied for and granted by the council, it can only be valid where the development in question has not yet commenced at the time when exemption or relief is granted by the council.
- A person will cease to be eligible for any CIL relief or exemption granted by the council if a Commencement Notice is not submitted to the council before the day on which the development concerned is commenced.
- Any event occurred during the 'clawback period' for a CIL relief or exemption which causes the relief or exemption to be withdrawn is known as a 'disqualifying event'. When such an event occurs the person benefitting from the relief or exemption must notify the council of the event within 14 days, or a surcharge will become applicable.

1. NPPF Statement

In determining this planning application, the Local Planning Authority assessed the proposal against all material considerations and has worked with the applicant in a positive and proactive manner based on seeking solutions where possible and required, by:

- Seeking additional information to address identified issues during the course of the application.

This decision has been taken in accordance with the requirement in the National Planning Policy Framework, as set out in article 35, of the Town and Country Planning (Development Management Procedure) Order 2015.



ArcGIS Web Map



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1:750



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CRAWLEY BOROUGH COUNCIL
PLANNING COMMITTEE - 6 June 2022
REPORT NO: PES/403(b)

REFERENCE NO: CR/2022/0034/TPO

LOCATION: [8 HAVERSHAM CLOSE, THREE BRIDGES, CRAWLEY](#)

WARD: Three Bridges

PROPOSAL: T1 SYCAMORE: FELL SECONDARY SUCKER GROWTH & SMALLER STEM (CIRCA 50 - 75MM) ENCROACHING GARAGE & CAR PARKING AREA. CROWN SPREAD OF TREE TO REMAIN UNAFFECTED.
T2 SYCAMORE: LATERAL PRUNE SOUTH ASPECT OVER PROPERTY BY APPROX. 1.5M TO APPROPRIATE GROWTH POINTS TO ENSURE MINIMUM OF 2M CLEARANCE FROM HOUSE. REMAINING CROWN SPREAD OF APPROX. 3M.
T3 OAK: CROWN REDUCE BY APPROX. 2M TO APPROPRIATE PRUNING POINTS. FINAL HEIGHT OF APPROX. 10M & CROWN SPREAD OF APPROX. 5M ON ALL ASPECTS

TARGET DECISION DATE: 14 March 2022

CASE OFFICER: Mr R. Spurrell

APPLICANT'S NAME: Burgess

AGENT'S NAME: County Tree Surgeons Ltd

PLANS & DRAWINGS CONSIDERED:-

Drawing Number	Revision	Drawing Title
CBC 0001		Tree Sketch Plan

REASON FOR REPORTING TO COMMITTEE:-

The applicant is a councillor.

PLANNING HISTORY:-

1.1 The relevant Tree Preservation Order (TPO) is 'Three Bridges Road Number 4' confirmed in 1989 (TPO ref: 16.10.13, TPO tree numbers T3 & T4 (sycamores identified as T1 & T2 on this application)

1.2 Various tree works have been consented since the order was confirmed:

CR/2015/0621/TPO – T1 sycamore - reduce height by 3m and prune south facing canopy over drive by 2m; T2 Norway maple - reduce height by 3m and prune south facing canopy over garage by 2m; T3 sycamore - reduce height by 3m and prune south facing canopy to give 1m clearance from building; T4 sycamore - reduce height by 3m and prune south facing canopy to give 1m clearance from building; T5 Norway maple - reduce height by 3m and prune south facing canopy over garden by 2m; T6 oak - reduce eastern canopy by 2m.

CR/2009/0200/TPO – 2 x sycamore, 2 x maple, 1 x sycamore and 1 x oak (non TPO) - reduce height and spread by 2m.

CR/2001/0696/TPO – T3 sycamore - crown reduction of 25%, removal of low twiggy growth & deadwood. T4 & T5 sycamore & maple - reduce laterals growing towards & over the house by 50%,

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a light crown thinning & removal of all deadwood. T6 Norway maple - light crown thinning & removal of all deadwood.

CR/1998/0025/TPO – reduce branches of Norway maple (T6) overhanging 113 Three Bridges Road.

CR/1996/0554/TPO – lop branches of sycamore which are near to or overhanging property.

PLANNING POLICY:-

- 2.1 This application for works must be considered in the context of Part VIII of the Town and Country Planning Act 1990 and The Town and Country Planning (Tree Preservation) (England) Regulation 2012.
- 2.2 National Planning Practice Guidance – Tree Preservation Orders and trees in conservation areas.
- 2.3 The Council's Green Infrastructure Supplementary Planning Document (2016) is a non-statutory document.

PLANNING CONSIDERATIONS:-

- 3.1 The determining issues in this application are the effect of the proposal on the health, character and appearance of the trees and the level of amenity that they provide within the surrounding area.
- 3.2 The following works are applied for:
 - T1 sycamore: fell secondary sucker growth & smaller stem (circa 50 - 75mm) encroaching garage & car parking area. Crown spread of tree to remain unaffected.
 - T2 sycamore: lateral prune south aspect over property by approx. 1.5m to appropriate growth points to ensure minimum of 2m clearance from house. Remaining crown spread of approx. 3m.
 - T3 oak: crown reduce by approx. 2m to appropriate pruning points. Final height of approx. 10m & crown spread of approx. 5m on all aspects.
- 3.3 Contribution to public visual amenity Good – trees form an important screen between the residential development in Haversham Close and Three Bridges Junior School.

Estimated remaining contribution 100+ yrs

Are works justified? Yes
- 3.4 The trees are located on the applicant's northern boundary between the property and Three Bridges Junior School.
- 3.5 T1 has a secondary stem growing out of the base at an angle which is encroaching onto the garage and obstructing the adjacent car parking space, this stem therefore requires removal to abate the nuisance. The removal of this stem will have no detrimental impact on the health or amenity of T1.
- 3.6 The crown of T2 is encroaching onto the house and will soon begin to contact the roof and guttering. These branches require clearance pruning to give adequate separation from the house. Similar works were granted in 2015 and the repeat works are therefore overdue. The works will have a minimal impact on tree health and amenity and are therefore justified.
- 3.7 The oak T3 is not covered by the TPO, however it has been kept in the application description for completeness. The tree is very suppressed by the adjacent tree and has grown at an irregular angle

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and is overhanging the neighbouring property considerably. The tree therefore requires pruning in order to reduce end-weight and mitigate the risk of the tree falling.

RECOMMENDATION RE: CR/2022/0034/TPO:-

CONSENT - Subject to the following condition(s):-

1. This consent is valid for a period of two years from the date of this notice and shall only be carried out once.
REASON: To enable the Local Planning Authority to control the works in the interests of good tree management in accordance with Regulation 17 of the Town and Country Planning (Tree Preservation) (England) Regulations 2012.
2. All works should be carried out in accordance with BS3998: 2010 'Tree Work Recommendations'.
REASON: In the interests of visual amenity and to ensure the continuing health of the tree(s) in accordance with The Town & Country Planning (Tree Preservation) (England) Regulations 2012.



ArcGIS Web Map



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