

**TOWN AND COUNTRY PLANNING ACT 1990
PERMISSION FOR DEVELOPMENT**

Date valid application received: 18/01/2022

Application No: P/2022/00060

Name and address of Agent

Name and address of Applicant

Enjoy Design Ltd
The Old Brewery
High Court
Leeds
LS2 7ES

Hoar Cross Hall Ltd
FAO Mr A Pearson
Hoar Cross Hall
Maker Lane
Hoar Cross
DE13 8QS

EAST STAFFORDSHIRE BOROUGH COUNCIL in pursuance of powers under the above mentioned Act hereby **PERMITS**:

**Formation of an external restaurant terrace with associated pergola and external staircase
(Revised Scheme)
Hoar Cross Hall, Maker Lane, Hoar Cross, DE13 8QS**

in accordance with the submitted documents and plans and subject to the condition(s) specified hereunder:

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

Reason: To conform with Section 91(1) of the Town and Country Planning Act 1990 as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

- 2 The development hereby permitted shall be carried out in accordance with the following approved plans and documents subject to compliance with other conditions of this permission:

Drawing No.s:

1:2500 Location Plan dated as received on 18th January 2022

01 20 010, 1:200 Existing Site Plan dated as received on 18th January 2022

01 20 011, 1:200 Proposed Site Plan dated as received on 18th January 2022

012001, 1:100 Existing Elevations and Terrace Plan dated as received on 18th January 2022

012002, 1:50 Proposed Terrace Plans (with and without pergola) dated as received on 18th January 2022

012003, 1:100 Proposed Elevations and Terrace Plan dated as received on 18th January 2022

Application Form dated as received on 18th January 2022

Reason: For the avoidance of doubt to ensure the development will not adversely affect the appearance of the locality, including the listed buildings and conservation area, the amenities of neighbouring properties, or the safe and efficient use of the adjoining highway in accordance with East Staffordshire Local Plan Policies SP1, SP8, SP24, SP25, SP28, SP29, SP35, DP1, DP3, DP5 and DP7, the East Staffordshire Design Guide, and the National Planning Policy Framework.

- 3 All external materials used in the development shall be as set out on the plans and documents listed under condition 2 and as set out on the application form unless otherwise first agreed in writing with the Local Planning Authority.

Reason: To safeguard the character and appearance of the building and its surroundings, including the listed buildings and conservation area in accordance with East Staffordshire Local Plan Policies SP1, SP24, SP25, DP1, DP3 and DP5, the East Staffordshire Design Guide and the National Planning Policy Framework.

- 4 All works of alteration and making good of the existing fabric of the building shall be carried out in materials to match the existing building.

Reason: To safeguard the character and appearance of the listed building and conservation area in accordance with East Staffordshire Local Plan Policies SP25 and DP5 and the National Planning Policy Framework.

- 5 No amplified or other music shall be played on the open restaurant terrace at any time without having first obtained consent from the Local Planning Authority'

Reason: To protect the amenities of adjoining properties and the locality in general in accordance with East Staffordshire Local Plan Policy DP7.

Informative(s):

- 1 The Local Planning Authority has taken a positive approach to decision-taking in respect of this application concluding that it is a sustainable form of development which complies with relevant development plan policies and material planning considerations including the National Planning Policy Framework. It is therefore considered that the Local Planning Authority has secured a development that improves the economic, social and environmental conditions of the area in accordance with the requirements of paragraph 38 of the National Planning Policy Framework.

This permission is granted by the under signed under powers delegated by the Borough Council in accordance with the provisions of Section 101 of the Local Government Act 1972.

This consent is given in pursuance of the relevant Planning Legislation and does not entitle you to do anything for which the consent of some other landowner, person, public authority, or department of the Council is required.

Dated 15th March 2022

Signed

Naomi Perry

TOWN AND COUNTRY PLANNING ACT 1990

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.
- In the case where we refuse planning permission or grant it subject to conditions decision if you want to appeal then you must do so within 6 months of the date of this notice. (Unless the application is for a minor commercial application, please see the criteria for a minor commercial application below). In the case where we refuse planning permission or grant it subject to conditions for a minor commercial application, if you want to appeal against your decision then you must do so within 12 weeks of the date of this notice.
- Appeals must be made using a form which you can get from the Planning Inspectorate at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or online at <https://www.gov.uk/appeal-planning-inspectorate>.
- 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.

Minor Commercial Development Uses

Shops

1. Use for all or any of the following purposes—

- (a) for the retail sale of goods other than hot food,
- (b) as a post office,
- (c) for the sale of tickets or as a travel agency,
- (d) for the sale of sandwiches or other cold food for consumption off the premises,
- (e) for hairdressing,
- (f) for the direction of funerals,
- (g) for the display of goods for sale,

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Head of Service (Section 151 Officer)
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- (h) for the hiring out of domestic or personal goods or articles,
- (i) for the washing or cleaning of clothes or fabrics on the premises,
- (j) for the reception of goods to be washed, cleaned or repaired,
- (k) as an internet café, where the primary purpose of the premises is to provide facilities for enabling members of the public to access the internet, where the sale, display or service is to visiting members of the public.

Financial and professional services

2. Use for the provision of—

- (a) financial services,
- (b) professional services (other than health or medical services), or
- (c) any other services (including use as a betting office) which it is appropriate to provide in a shopping area, where the services are provided principally to visiting members of the public.

Restaurants and cafes

3. Use for the sale of food and drink for consumption on the premises.

Drinking establishments

4. Use as a public house, wine-bar or other drinking establishment.

Hot food takeaways

5. Use for the sale of hot food for consumption off the premises.”