

Notice of Decision
Town and Country Planning Act 1990
Town and Country Planning (Development
Management Procedure) (England) Order 2015
Refusal of Permission for Development

Mr P Symonds
2 The Coach House
Ermine Street
Buntingford
SG9 9RS

Application No: S6/2015/1105/FP

Date of Refusal: 18 August 2016

WELWYN HATFIELD BOROUGH COUNCIL, in pursuance of powers under the above mentioned Act, hereby REFUSE to permit:

Development: Retention of single storey storage barn, open horse walker and associated fencing

At Location: Warrenwood Manor, Hornbeam Lane, Brookmans Park, Hatfield, AL9 6JF

Applicant: Mr N Brunt

Application Date: 11 June 2015

In accordance with the accompanying plans and particulars, for the reasons specified below: -

1. The site is designated as Green Belt in the Welwyn Hatfield District Plan. The proposed storage barn does not constitute an appropriate facility for outdoor sport and recreation and does not preserve the openness of the Green Belt and conflicts with the purposes of including land within it. It is therefore inappropriate development in the Green Belt. Additionally, the storage barn does not retain and enhance the rural landscape and visual amenity of this part of the Green Belt and subsequently does not enhance the beneficial use of the Green Belt. The Local Planning Authority does not consider that there are any other considerations that exist that would clearly outweigh the harm by reason of its inappropriateness, and any other harm to justify the development on the basis of very special circumstances. Accordingly the proposed development is contrary to the National Planning Policy Framework and Policies RA1, RA10, RA21 and D2 of the Welwyn Hatfield District Plan 2005 and the Council's Supplementary Design Guide.

REFUSED DRAWING NUMBERS:

Drawing Nos. 703/LP1 & 703/201 & 703/202 & 703/203 & Land Survey received and dated 24 June 2015

POSITIVE AND PROACTIVE STATEMENT

The decision has been made taking into account, where practicable and appropriate the requirements of paragraphs 186-187 of the National Planning

Policy Framework and material planning considerations do not justify a decision contrary to the development plan (see Officer's report which can be viewed on the Council's website or inspected at these offices).

A handwritten signature in black ink, appearing to read 'C. Haigh', written in a cursive style.

Colin Haigh
Head of Planning

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.
- If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice, if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice.
- If an enforcement notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within: 28 days of the date of service of the enforcement notice, or within 6 months [12 weeks in the case of a householder appeal] of the date of this notice, whichever period expires earlier. •
- If this is a decision to refuse permission for
 - a householder application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice;
 - a minor commercial application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice;
 - an application for advertisement consent, if you want to appeal against your local planning authority's decision then you must do so within 8 weeks of the date of this notice;
 - a tree preservation order application, if you want to appeal against your local planning authority's decision then you must do so within 28 days of the date of this notice;
 - a certificate for lawful development, there is no time restriction.
- For all other appeals, if you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice. •
- Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or online at www.gov.uk/government/organisations/planning-inspectorate.
- The Secretary of State can allow a longer period for giving notice of an appeal, but 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 the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by the Secretary of State.

Purchase Notices

- If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that the owner can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase the owner's interest in the land in accordance with the provisions of Chapter I of Part 6 of the Town and Country Planning Act 1990.