

**TOWN AND COUNTRY PLANNING ACT 1990
PLANNING AND COMPENSATION ACT 1991
THE TOWN & COUNTRY PLANNING
(DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2015**

Application for Full planning permission

To: The Keen Partnership
The Courtyard
Edinburgh Road
Reading
RG30 2UA

Application No: PL/24/0858
Application type: Full planning permission

Applicant: Mr Nick Edwards

READING BOROUGH COUNCIL as Local Planning Authority **REFUSE** planning permission for the following development.

Proposal: Conversion from Class E office to 1no flat C3 to rear of ground floor area

At: 74 School Road Tilehurst Reading RG31 5BN

For the attached reasons

PLEASE READ THE NOTES ISSUED WITH THIS DECISION NOTICE

Date: 4 October 2024



Assistant Director of Planning, Transport and
Public Protection Services

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Application At: 74 School Road Tilehurst Reading RG31 5BN

Application No: PL/24/0858

Application type: Full planning permission

REASONS FOR REFUSAL

1. The proposal due to its location in an identified local commercial centre and an identified key frontage within that centre, would fail to positively respond to the commercial character of the area, fragmenting access to the service yard for the retained commercial unit, contrary to Policies RL1, RL3 and CC7 of the Reading Borough Local Plan 2019.
2. The future occupiers of the proposed residential unit would be put at risk of harm from lack of adequate sunlight/daylight due to the proposed fenestration layout, and noise and disturbance from neighbouring commercial units using the rear service yard and other vehicles accessing the service yard. This is contrary to Policy CC8 of the Reading Borough Local Plan 2019.
3. In the absence of a completed legal agreement to secure an acceptable contribution towards the provision of Affordable Housing, the proposal fails to contribute adequately to the housing needs of Reading Borough. The proposal is therefore contrary to Policies H3 and CC9 of the Reading Borough Local Plan 2019 and the Council's Adopted Affordable Housing Supplementary Planning Document 2021.

INFORMATIVES

1. The decision relates to the following submitted drawings and documents:
 - 9329-24 – Design & Access Statement, dated 02/07/24
 - 9329-100 – Location Plan, dated 04/07/24
 - 9329-101 – Existing Block & Proposed Block Plan, dated 04/07/24
 - 9329-103 – Existing Plan, dated 04/07/24
 - 9329-105 – Existing Roof Plan, dated 04/07/24
 - 9329-106 – Existing Elevations, dated 04/07/24
 - 9329-108 – Proposed Ground Floor Plan, dated 04/07/24
 - 9329-110 – Proposed Roof Plan, dated 04/07/24
 - 9329-112 – Proposed Elevations, dated 04/07/24
 - 9329-115 – Proposed Site Plan, dated 04/07/24

Received by the LPA on 5 July 2024.

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2. The Local Planning Authority has worked positively and proactively with the applicant to see if relevant concerns could be resolved to allow permission to be granted. However, that has not been possible within the prescribed target or agreed extended timescale and therefore the decision to refuse planning permission has been taken.
4. The applicant is advised that the refused scheme, had it been able to be approved, would have been a CIL (Community Infrastructure Levy) liable development.
5. Without prejudice to any future application or appeal, the applicant is advised that reason for refusal 3 (affordable housing) could be overcome by entering into a Section 106 Legal Agreement or unilateral undertaking for a scheme that was in all other respects acceptable.

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NOTES

APPEALS TO THE SECRETARY OF STATE

If you are aggrieved by the decision of the Council 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 the Council's decision on the application 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 you want to appeal against the Council's decision on your application, you must do so within 28 days of the date of service of the enforcement notice, or within 6 months (or 12 weeks in the case of a householder appeal) of the date of this notice, whichever period expires earlier.

If the above circumstances do not apply, any appeal must be made within the following time limits:
If this is a householder application and you want to appeal against the Council's decision then you must do so within 12 weeks of the date of this notice. If this is an advertisement application and 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. If you want to appeal against your local planning authority's decision for any other type of application (which is not a householder or advertisement application, or an application for a Certificate of Lawfulness) then you must do so within 6 months of the date of this notice.

Appeals can be made online at: <https://www.gov.uk/appeal-planning-decision>

If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.

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.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are on GOV.UK.

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 he 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

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owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

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