



**Cumberland Council
Cumbria House
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Carlisle
Cumbria CA1 1RD
Telephone 0300 373 3730
cumberland.gov.uk**

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED).

NOTICE OF GRANT OF PLANNING PERMISSION

Calva Design Studio
Waters Edge
2A Church Road
Harrington
CA14 5QP
FAO: Mr Richard Lindsay

APPLICATION No: 4/23/2243/0F1

**CHANGE OF USE FROM DWELLING TO AIRBNB HOUSE; PROPOSED FIRST FLOOR EXTENSION TO REAR TO PROVIDE NEW BEDROOM AND ENSUITE; NEW STAIRCASE TO LOFT BEDROOM
7 HILTON TERRACE, WHITEHAVEN**

Mrs A Newsham

The above application dated 01/09/2023 has been considered by the Council in pursuance of its powers under the above mentioned Act and PLANNING PERMISSION HAS BEEN GRANTED subject to the following conditions:

1. The development hereby permitted must commence before the expiration of three years from the date of this permission.

Reason

To comply with Section 91 of the Town and Country Planning Act 1990 as amended by the Planning and Compulsory Purchase Act 2004.

2. This permission relates to the following plans and documents as received on the respective dates and development must be carried out in accordance with them: -

Application Form, received 1st September 2023;
Site Location Plan, scale 1:1250, drawing no. 448 01001-01, received 1st September 2023;
Block Plan, scale 1:200, drawing no. 448 01002-01, received 1st September 2023;
Existing Floor Plans, scale 1:50, drawing no. 448 01003-01, received 1st September 2023;
Existing Elevations, scale 1:50, drawing no. 448 02001-01, received 1st September 2023;
Proposed Ground and Firsts Floor Plans, scale 1:50, drawing no. 448 04001-01, received 1st September 2023;
Proposed Loft Plan and Section, scale 1:50, drawing no. 448 04002-01, received 1st September 2023;
Proposed Elevations, scale 1:50, drawing no. 448 05001-03, received 7th December 2023;
Proposed Section, scale 1:50, drawing no. 448 06001 01, received 1st September 2023;
Design and Access Statement, received 7th December 2023;
Noise Management Plan, received 19th January 2024.

Reason

To conform with the requirement of Section 91 of the Town and Country Planning Act 1990, as amended by the Planning and Compulsory Purchase Act 2004.

3. All works and ancillary operations which are audible at the site boundary shall be carried out only between the following hours:
Monday to Friday 08.00 – 18.00 and Saturday 08.00 – 13.00, and at no time on Saturday and Bank Holiday. Deliveries to and removal of plant, equipment, machinery and waste from the site must only take place within the permitted hours detailed above.

Reason

In the interests of the amenities of surrounding occupiers during the construction of the development.

4. Prior to the first use of the property hereby permitted the noise mitigation measures shall be installed as set out in the approved 'Noise Management Plan' received by the Local Planning Authority on 19th January 2024. Once installed these measures shall be retained and the development shall be operated in accordance with the approved Noise Management Plan at all times thereafter.

Reason

To safeguard the amenity of nearby residents and the area generally in accordance with Policy DM10 of the Copeland Local Plan.

5. The holiday let use hereby permitted must operate in accordance with the details set out in the Design and Access Statement received by the Local Planning Authority on 7th December 2023 and be maintained thereafter.

Reason

To safeguard neighbouring amenity in accordance with Policy DM10 of the Copeland Local Plan.

Informative Note

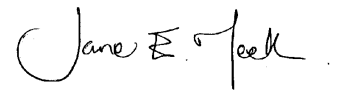
The proposed development lies within a coal mining area which may contain unrecorded coal mining related hazards. If any coal mining feature is encountered during development, this should be reported immediately to the Coal Authority on 0345 762 6848.

Further information is also available on the Coal Authority website at: www.gov.uk/government/organisations/the-coal-authority

Statement

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received, and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development as set out in the National Planning Policy Framework.

Please read the accompanying notice

A handwritten signature in black ink that reads "Jane E. Meek". The signature is written in a cursive style with a large initial 'J' and a distinct 'E'.

Jane Meek
Assistant Director
Thriving Place and Investment

29th January 2024

**APPROVALS
(OUTLINE, FULL RESERVED MATTERS & HOUSEHOLDER)**

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

PART 2

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 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 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 owner may serve a purchase notice on the Council (District Council, London Borough Council or Common Council of the City of London) 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 V1 of the Town and Country Planning Act 1990.