

#### MINUTES of the PLANNING COMMITTEE

held in the Council Chamber on Monday 5 August 2024

David Eggleton Present:

Janice Henwood

Chairman

Vice Chairman

Graham Allen Diane Black Matthew Cornish Tofojjul Hussain John Orchard

Also Present: Andy Stowe

Anne Eves

Denotes non-attendance.

(19.00)

#### 222. OPEN FORUM

Two member(s) of the public spoke on application number DM/24/0578, land to rear of 99 Leylands Road.

The first resident raised concerns in regards to the flood risk assessment, stating that when the assessment was carried out 7 of 10 tests failed as the camera couldn't access the drains correctly. He stated he was concerned inconsistency between the risk level and suggested recommendations, questioning why recommendations were made if there was no risk. He stated that residents and Committee's concerns from the previous application were ignored, with only the drainage being assessed. There was no noise impact test for heat pump, which had been moved closer to neighbouring properties. He was also concerned by the proximity of suggested trees, to the drains as it contravened guidance from the water company.

The second resident stated he had submitted comments online but due to portal outage they had only just become available, and he was concerned they would not be considered as they were uploaded after the deadline had ended. He stated that the only access to the property was via their property, and they were concerned about damage being caused to their driveway from the potential building work. He added that due to current flooding they were already using sand bags to protect their garage, and it was likely to become more severe if the building went ahead. He stated that although one window had been removed on the amended plans, one of the rear windows still looked into their bedroom. He was also concerned that the suggested shrubbery

planting was within the foundation area and therefore not allowed. The heat pump had been moved on the new plans, but was now situated closer to both neighbouring properties. He added that the flood risk assessment was inconsistent, with the graphic show a hole dug in their driveway which was in fact done in garden area, and that the assessment was unable to be carried out fully due to collapsed drains.

#### 223. APOLOGIES FOR ABSENCE

There were none.

## 224. SUBSTITUTES

There were none.

## 225. DECLARATIONS OF INTEREST

Cllrs Anne Eves, Janice Henwood and Tofojjul Hussain advised that with regard to any comment(s) they may make on any planning application on tonight's agenda, they reserved the right to alter their views on any application and submission should it come before the Mid Sussex District Council Planning Committees, following reading the planning officer's report, considering any verbal update the planning officer may provide and taking into account the views expressed by other members or members of the public at that meeting.

Cllr David Eggleton declared an interest in DM/24/0710 as he knew the applicant.

Cllr Anne Eves declared an interest DM/24/0578 as she knew the applicant.

#### 226. CHAIRMAN'S ANNOUNCEMENTS

WSCC received a Community Highway Scheme request for improved safety of active travel, including pedestrian dropped kerb crossing points, in Junction Road, Valebridge Road and Janes Lane. Burgess Hill Town Council were asked to provide written support for the application.

**RESOLVED** that: The Committee supported the request.

#### 227. MINUTES

The Minutes of the meeting of the Planning Committee held on **Monday 15 July 2024**, having been previously circulated, were **AGREED** and signed by the Chairman as a correct record.

## 228. TOWN & COUNTRY PLANNING ACT 1990 - PLANNING APPLICATIONS

Applications (as set out in the accompanying schedule) under the Town & Country Planning Act 1990, received by Mid Sussex District Council and forwarded for observations since **10 July 2024**, were considered.

#### 229. TOWN AND COUNTRY PLANNING ACT 1990 - SECTION 78 APPEAL

Notification had been received that an appeal had been made to the Planning Inspectorate for application **DM/23/2372**, Land at Wellhouse Lane, Burgess Hill. Appeal Ref: **AP/24/0036** 

**RESOLVED that: The Committee noted the Appeal.** 

## 230. LICENSE APPLICATIONS

LI/24/1018 A new license application had been received for Smoques, 33 Station Road, RH15 9DE

**RESOLVED that: No Objection.** 

## 231. STREET NAMING

Mid Sussex District Council had advised that the developer for Little Winton, Keymer Road, RH15 0AH, **DM/23/0926**, wished to name the new road: **Little Winton Grove.** 

RESOLVED that: The Committee suggested the names Greater Winton Grove and Little Winton Rise.

## 232. **DISTRICT PLAN 2021 – 2039**

The Committee were informed that the District Plan 2021 – 2039 was formally submitted to the Planning Inspectorate on Monday 8th July.

**RESOLVED** that: The Committee noted the information provided.

233. Meeting terminated at 20.27 hours.

#### **OBSERVATIONS**

Parish: Burgess Hill - Leylands

DM/24/0578

Location: Land To R/O 99 Leylands Road Burgess Hill RH15 8AA

Desc: Demolition of existing garage and shed and erection of a 2no.

bedroom dwelling with associated landscaping, parking for two cars and erection of a new shed (Updated site plan received

23.04.2024. Notice and Certificate B received 29.04.2024. Updated

site plan received 14.05.2024. Updated plans and drainage strategy received 25.06.2024. Updated Planning Statement

received 09.07.2024)

Agent: Mr Chris Barker

ECE Planning Ltd 64-68 Brighton Road Worthing BN11 2EN

Applicant: Remmus, C/O Agent

Case Officer: Caroline Grist App. Type: Full Application

**RECOMMENDATION: Recommend Refusal.** The Committee felt the application contravened:

## Mid Sussex Design Guide;

DG21: Consider and allow for servicing, refuse collection and deliveries

DG47: Provide homes with sufficient daylight and sunlight

#### Mid Sussex District Plan;

DP22: Rights of Way and other Recreational Routes

DP26: Character and Design

DP29: Noise, Air and Light Pollution DP41: Flood Risk and Drainage

#### **Burgess Hill Neighbourhood Plan**;

H2: Back Garden Development

The Committee also expressed concerns in regards to the contradictions in the flood risk reports and actions to improve, as well as the suggested planting scheme contradicting guidance from South East Water.

Parish: Burgess Hill - Victoria

DM/23/2525

Location: Shell Burgess Hill Service Station 173 London Road Burgess Hill Desc: Side forecourt shop extension to accommodate a new food to go

area and seating use class, improved parking, relocated jet wash and associated forecourt adjustments. Description amended 08.03.2024 to include hot food takeaway use (sui generis). Flood

Risk Assessment and amended plans received 22.02.2024 showing revised siting of jet wash. Tree Report received 06.03.2024. Further details and amended plans received 08.05.2025 to include extraction system. Noise Impact

Assessment received 24.05.2024. Amended elevations received 08.07.2024 showing amendments to shop front and roof of side extension, plus additional information regarding deliveries.

Updated Noise Impact Assessment received 01.07.2024.

Agent: Jackie Ford, JMS Planning Build Studios 203 Westminster Bridge

Road London, SE1 7FR

Applicant: Motor Fuel Group Limited

10 Bricket Road St Albans AL1 3JX

Case Officer: Deborah Lynn App. Type: Full Application

**RECOMMENDATION: Recommend Refusal.** The Committee felt the application contravened:

#### Mid Sussex District Plan;

DP21: Transport

DP26: Character and Design

DP29: Noise, Air and Light Pollution

The Committee suggested an earlier closing time was imposed on the serving of hot food to reduce the impact on neighbouring residents, should be development be approved.

Parish: Burgess Hill - Leylands

DM/23/3112

Location: Hambrook School, Marle Place 171 Leylands Road Burgess Hill Desc: Installation of multi-use games area (MUGA), play area, trim trail,

horticulture area, sensory garden, vehicular access security gate and fence, internal partition fences, perimeter security fences, soft/hard landscaping and associated works. Description amended 11.07.2024 to include formalised play area to front of school building. Amended plans received to show additional fence cladding proposed to outer side of existing close boarded perimeter fence and reduction in height of fence to MUGA. Noise

Management Plan and Acoustic Assessment received

11.04.2024, Arboricultural Method Statement and Tree Protection Plan received 01.07.2024 and additional Heritage Statement

received 24.05.2024.

Agent: Mrs S Hastelow, Space M Studio The Coach House 29

Birmingham Road Whitacre Heath Warwickshire B46 2ET

Applicant: Mr T Brown

Options Autism (7) Ltd Atria Spa Road Bolton BL1 4AG

Case Officer: Deborah Lynn App. Type: Full Application

# **RECOMMENDATION:** The Committee noted the application and expressed the following concerns:

#### Mid Sussex District Plan;

DP26: Character and Design DP35: Conservation Areas

DP37: Trees, Woodland and Hedgerows

DP38: Biodiversity

The committee also expressed concerns around the lack of sustainable transport and agreed with the concerns of conservation officer.

Parish: Burgess Hill - St Andrew's

DM/24/1174

Location: 138 Junction Road, Burgess Hill West Sussex RH15 0PZ

Desc: Proposed dropped kerb and creation of permeable block drive.

(Amended Description and Amended Plans 09/07/2024)

Applicant: Mr Cloud Warnakulasuriya P F

138 Junction Road Burgess Hill West Sussex RH15 0PZ

Case Officer: Peter Davies

App. Type: Householder Application

RECOMMENDATION: Chairman David Eggleton informed the Committee that permission had already been given for the application.

Parish: Burgess Hill - St Andrew's

DM/24/1260

Location: 34 The Vineries, Burgess Hill West Sussex RH15 0NF

Desc: Single storey side extension. (Amended Plan recieved 11/07/2024)

Agent: Mrs Kelly McNally, KM Architecture 46 Valebridge Drive Burgess

Hill West Sussex RH15 0RW

Applicant: Mr B East, 34 The Vineries Burgess Hill West Sussex RH15 0NF

Case Officer: Peter Davies

App. Type: Householder Application

**RECOMMENDATION: Recommend Approval.** 

Parish: Burgess Hill - Victoria

DM/24/1313

Location: 2 Consort Way Burgess Hill West Sussex RH15 9TJ

Desc: Provision of new/ altered fenestration in locations as indicated,

installation of 212 PV panels to existing roof slope producing 106 kWp, demolition of canopy, decoration/ remedial works to facade, and internal alterations (Amended plan received 9 July 2024

showing new fire door on east elevation)

Agent: Mr Stephen Manning, Gould Baxter 2 Lucastes Mews Paddockhall

Road Haywards Heath RH16 1HE

Applicant: A Rewell, Consort Frozen Foods Ltd Consort Way Burgess Hill

**RH15 9TJ** 

Case Officer: Andrew Watt App. Type: Full Application

**RECOMMENDATION: Recommend Approval.** 

Parish: Burgess Hill - Franklands

DM/24/1334

Location: Triple Trees 70 Ferndale Road Burgess Hill West Sussex

Desc: Proposed front and side two storey extension with alterations to

the roof space, and designing an internal stairwell with lift to service all floors as well as a single-story infill extension with light

wells

Agent: Mr Christopher Jones, Jones Projects Architectural Hollytree

House Cuckfield Road Burgess Hill RH15 8RE

Applicant: Mr Joseph, Follett Care Ltd Triple Trees 70 Ferndale Road

Burgess Hill West Sussex RH15 0HD

Case Officer: Anna Tidey App. Type: Full Application

**RECOMMENDATION:** The Committee noted the application.

Parish: Burgess Hill Ward: Burgess Hill - Meeds and Hammonds

DM/24/1354

Location: 17 Park Road Burgess Hill West Sussex RH15 8EU

Desc: Variation of condition 2 of planning application DM/23/1520 - To

allow design changes (Updated plans received 2 July clarifying

the proposed changes)

Agent: Archangels ARCHITECTS Ltd, Suite 7 An 8, 5th Floor Vantage

Point Brighton New England Road Brighton BN1 4GW

Applicant: Ms Lisa Goatcher

17 Park Road Burgess Hill West Sussex RH15 8EU

Case Officer: Andrew Watt

App. Type: Removal/Variation of Condition

RECOMMENDATION: Chairman David Eggleton informed the Committee that permission had already been given for the application.

Parish: Burgess Hill - Victoria

DM/24/1449

Location: 4 Bluebird Walk Burgess Hill West Sussex RH15 9EL

Desc: Proposed Loft Conversion with rear dormer and installation of 3

rooflights to the front roof slope

Agent: Mr Simon Burrows, Si-tec Plans Ltd The Lodge Bramshill Road

Everslev Hook RG27 0PT

Applicant: Mr And Mrs Thwaites

4 Bluebird Walk Burgess Hill West Sussex RH15 9EL

Case Officer: Andrew Horrell

App. Type: Lawful Development Certificate -Proposed

**RECOMMENDATION:** The Committee noted the application.

Parish: Burgess Hill - Dunstall

DM/24/1502

Location: Trees On Boundary Line Of 40 The Wickets Burgess Hill West

Sussex RH15 8TG

Desc: Field maple - crown lift to approx. 5m (secondary growth only)

and reduce max 2m and no further than previous cut points. Oak over footpath - remove all overgrown epicormic growth on main trunk to fork and remove primary limb over footpath back to trunk. Oak nearest to property - remove all epicormic growth on main trunk and reduce crown by up to 2m and no further than previous

cut points. Please note amended description

Agent: Miles Collins, 26 Cromwell Road Burgess Hill RH15 8QH

Applicant: Miles Collins

40 The Wickets Burgess Hill West Sussex RH15 8TG

Case Officer: Irene Fletcher App. Type: Tree Surgery

**RECOMMENDATION:** No Objection.

Parish: Burgess Hill - Victoria

DM/24/1590

Location: Former Americas House 273 London Road Burgess Hill West

Sussex

Desc: Retrospective application - Removal of 1st floor vertical tiling and

application of masonry render to all external walls. Insertion of new double-glazed windows into reshaped and existing opening

and newly formed openings

Agent: Mr Clive Hawkins, Clive Hawkins Architects Ltd 114 Mackie

Avenue Brighton BN1 8RD

Applicant: Aysha Bhimji

FCHI C/O PO Box 3061 North Road Brighton BN1 6SE

Case Officer: Deborah Lynn App. Type: Full Application

**RECOMMENDATION: Recommend Approval.** The Committee regretted the retrospective nature of the application.

Parish: Burgess Hill - Leylands

DM/24/1650

Location: 12 Noel Green Burgess Hill West Sussex RH15 8BS Desc: Proposed front and rear dormer loft conversion.

Agent: Jaimie Blomqvist

Krona Design Storm House 4 Union Place Worthing BN11 1LG

Applicant: Suzannah Wilson

12 Noel Green Burgess Hill West Sussex RH15 8BS

Case Officer: Andrew Watt

App. Type: Householder Application

**RECOMMENDATION: Recommend Approval.** 

Parish: Burgess Hill - Dunstall

DM/24/1665

Location: 37 Bramble Gardens Burgess Hill West Sussex RH15 8UQ
Desc: Conversion of existing integrated garage with proposed bay

window.

Agent: Buchan Rum Architects, Buchan Rum Architects Ltd 9 Savill

Road Lindfield Haywards Heath West Sussex RH16 2NY

Applicant: Ruhomally

37 Bramble Gardens Burgess Hill West Sussex RH15 8UQ

Case Officer: Peter Davies

App. Type: Householder Application

**RECOMMENDATION: Recommend Approval.** The Committee regretted the loss of

a garage.

Parish: Burgess Hill - Leylands

DM/24/1667

Location: 17 St Wilfrids Road Burgess Hill West Sussex RH15 8BE

Desc: Proposed rear dormer Agent: Mr Russell Wooden

Eleven Folders Close Burgess Hill RH15 0TA

Applicant: Mr Graham Alderson-Jenkins

17 St Wilfrids Road Burgess Hill West Sussex RH15 8BE

Case Officer: Andrew Horrell

App. Type: Lawful Development Certificate -Proposed

### **RECOMMENDATION:** The Committee noted the application.

Parish: Burgess Hill - St Andrew's

DM/24/1673

Location: 7 Mansion Close Burgess Hill West Sussex RH15 0NT

Desc: x1 Oak Tree (T134) - Reduce by approx to 2-3 metres to previous

cut points

Applicant: Mr Richard Snelgrove

7 Mansion Close Burgess Hill West Sussex RH15 0NT

Case Officer: Irene Fletcher App. Type: Tree Surgery

### **RECOMMENDATION:** No Objection.

Parish: Burgess Hill - Meeds and Hammonds

DM/24/0725

Location: 39 Holmesdale Road Burgess Hill West Sussex RH15 9JP

Desc: Proposed loft conversion with pitched roof dormer to the north

elevation. Removal of the kitchen/dining room wall and addition of

a new ground floor WC. (Materials Statement received 19.06.2024. Revised plans received 17.07.2024. Updated

description agreed 18.07.2024)

Applicant: Joe Clark, 164A Herbert Road Woolwich Arsenal SE18 3PZ

Case Officer: Caroline Grist

App. Type: Householder Application

#### **RECOMMENDATION: Recommend Approval.**

Parish: Burgess Hill - Leylands

DM/24/1691

Location: Prescott House Upper St Johns Road Burgess Hill West Sussex

Desc: Various Tree works as per statement of works

Agent: Miss Jen Martin, Trees-UK Of Bromley Limited (Peabody)

Longfield Cottage Nash Lane Keston Kent BR2 6AP

Applicant: Mr Christopher Waters, Peabody Housing Association Burgess

Hill West Sussex RH15 8HB

Case Officer: Emma Rivett

App. Type: Trees in a Conservation Area

## RECOMMENDATION: The Committee were unable to pass comment due to the lack of an arboricultural report.

Parish: Burgess Hill - Leylands

DM/24/1692

Location: Applewalk Upper St Johns Road Burgess Hill West Sussex
Desc: Sycamore (T1) Crown lift - To lift the lower canopy by approx 5

metres from ground level and cut back by 2 metres. Laburnam

(T2) - fell to ground level.

Agent: Mis Jen Martin, Trees-UK Of Bromley Limited (Peabody)

Longfield Cottage Nash Lane Keston Kent BR2 6AP

Applicant: Mr Christopher Waters, Applewalk Upper St Johns Road Burgess

Hill West Sussex RH15 8HF

Case Officer: Emma Rivett

App. Type: Trees in a Conservation Area

RECOMMENDATION: The Committee had no objection to T1, but objected to T2 due to the lack of an arboricultural report.

Parish: Burgess Hill - Meeds and Hammonds

DM/24/1708

Location: JD Wetherspoon Plc Six Gold Martlets 49 - 51 Church Walk

**Burgess Hill** 

Desc: Variation of Condition no.2 of planning application DM/19/0718 to

allow for later opening hours by 60 minutes Sunday to Thursday and an additional 30 minutes Friday and Saturday. Hours of use Monday to Thursday: 0730 - 0030hrs, Friday and Saturday: 0730

- 0130hrs, Sunday and Bank Holidays: 0800 - 0030hrs.

Applicant: Miss Emma Fallon

J D Wetherspoon Plc Wetherspoon House Reeds Crescent

Watford WD24 4QL

Case Officer: Anna Tidey

App. Type: Removal/Variation of Condition

**RECOMMENDATION: Recommend Refusal.** The Committee felt the application

contravened:

Mid Sussex District Plan;

DP26: Character and Design

DP29: Noise, Air and Light Pollution

Parish: Burgess Hill Ward: Burgess Hill - Meeds and Hammonds

DM/24/0710

Location: 129 Chanctonbury Road Burgess Hill West Sussex RH15 9HE

Desc: Removal of single skin pent roof porch and erection of proposed

new porch. (Amended Plans received 24/07/2024)

Applicant: Mr Phil Cross, Casa Louca 3 Alexandra Road Burgess Hill RH15

0EP

Case Officer: Peter Davies

App. Type: Householder Application

**RECOMMENDATION: Recommend Approval.** 

Parish: Burgess Hill - Franklands

DM/24/0846

Location: Land Adjacent to Hilgay Cottage Birchwood Grove Road Burgess

Hill West Sussex

Desc: Demolition of existing outbuildings and erection of 2no. residential

dwellings with separate car ports, a separate garden room for plot

2, associated landscaping and the retention of the existing

access. New timber fence and electric gates.

Agent: Mr Chris Barker

ECE Planning Limited 64-68 Brighton Road Worthing BN11 2EN

Applicant: Remmus, Remmus C/O Agent

Case Officer: Anna Tidey App. Type: Full Application

**RECOMMENDATION: Recommend Refusal.** The Committee felt the application contravened:

#### Mid Sussex District Plan;

DP26: Character and Design DP35: Conservation Areas

#### Mid Sussex Design Guide;

DG21: Consider and allow for servicing, refuse collection and deliveries

### **Burgess Hill Neighbourhood Plan;**

H1: Protecting and Enhancing Heritage Assets and Conservation Areas

H2: Back Garden Development

Parish: Burgess Hill - Dunstall

DM/24/1492

Location: Burgess Hill Northern Arc, Land N And NW Of Burgess Hill,

Between Bedelands Nature Reserve in The East And, Goddard's

Green Waste Water Treatment Works in The West

Desc: Discharge of planning obligation relating to planning reference

DM/21/3279 (original reference DM/18/5114) in relation to Centre for Outdoor Sport Land Specification (Paragraph 1.3, Schedule 4)

Agent: Miss Niamh McDevitt, Aecom AECOM 8th Floor, Aldgate Tower 2

Leman Street London E1 8FA

Applicant: Homes England, C/O Agent

Case Officer: Louise Yandell

App. Type: Mod. / Discharge of Planning Obligation

**RECOMMENDATION: Recommend Approval.** 

Parish: Burgess Hill - St Andrew's

DM/24/1730

Location: 1 Farnlea Burgess Hill West Sussex RH15 0BD

Desc: Relocation of boundary wall / fence to enclose an area to the side

of the existing garden due to the previous wall being damaged in

strong winds.

Agent: Mr Paul Gosling, 78 Potters Lane Burgess Hill RH15 9JS
Applicant: Mrs S Sindall' 1 Farnlea Burgess Hill West Sussex RH15 0BD

Case Officer: Anna Tidey

App. Type: Householder Application

## **RECOMMENDATION: Recommend Approval.**

Parish: Burgess Hill - Meeds and Hammonds

DM/24/1780

Location: Appletrees 21 Crescent Road Burgess Hill West Sussex
Desc: (Tree A) Conifer - Reduce crown by 2m. (Tree B) Magnolia -

Reduce crown by 0.5-1m. (Tree C) Willow - Fell. (Tree D) Cherry Plum - Reduce crown by 1-2m and crown lift by 2m. (Tree E)

Willow - Reduce crown by 2m.

Applicant: Miss Susan Nagel, Appletrees 21 Crescent Road Burgess Hill

West Sussex RH15 8EH

Case Officer: Emma Rivett

App. Type: Trees in a Conservation Area

# RECOMMENDATION: The Committee had no objection to trees A, B, D, E, F, but objected to Tree C due to the lack of an arboricultural report.

Parish: Burgess Hill - St Andrew's

DM/24/1794

Location: 7 Tilers Close Burgess Hill West Sussex RH15 0TL

Desc: First floor extension above existing ground floor extension

Agent: Mrs Claire Haigh

Claire Haigh Associates Ltd 9 Kenton Road Hove BN3 4PG

Applicant: Mr David Riley

7 Tilers Close Burgess Hill West Sussex RH15 0TL

Case Officer: Deborah Lynn

App. Type: Householder Application

#### **RECOMMENDATION: Recommend Approval.**

Parish: Burgess Hill - Franklands

DM/24/1804

Location: Burgess Hill School for Girls Keymer Road Burgess Hill West

Sussex

Desc: Installation of 6 solar panels to the roof slope of Cedar Lodge

facing the highway

Applicant: Mr Richard Moses

Burgess Hill School for Girls Keymer Road Burgess Hill West

Sussex RH15 0EG

Case Officer: Caroline Grist App. Type: Full Application

#### **RECOMMENDATION: Recommend Approval.**

Parish: Burgess Hill - Victoria

DM/24/1805

Location: Easyhub 277 London Road Burgess Hill West Sussex

Desc: Prior Notification requirement under Part MA of the GPDO for the

change of use of Class E space to form 14 apartments.

Agent: Mr Tony Allen, Allen Planning Allen Planning Ltd The Old Fire

Station EC Salt Lane Salisbury SP1 1DU

Applicant: Mr H Schneck, Waterberg Ltd C/o Allen Planning Ltd The Old Fire

Station EC Salt Lane Salisbury SP1 1DU

Case Officer: Katherine Williams

App. Type: Prior Not. Comm. to Dwell house Class MA

## **RECOMMENDATION:** The Committee noted the application and expressed the following concerns:

#### Mid Sussex District Plan;

DP29: Noise, Air and Light Pollution

DP39: Sustainable Design and Construction

DP31: Affordable Housing - The Committee requested evidence of the affordable

housing allocation to ensure compliance with this policy

## Mid Sussex Design Guide;

DG47: Provide homes with sufficient daylight and sunlight -in regards to flats 6 and 7

DG54: Converting office buildings to residential

DG26: Integrate space for play into the design

The Committee also expressed concerns over safety of residents due to lack of fire escapes.