

## TOWN &amp; COUNTRY PLANNING ACTS, 1971 and 1972



## DACORUM BOROUGH COUNCIL

To Mr J Adkins  
 Egerton/Rothesay School  
 Charles Street  
 Berkhamsted  
 Herts

C G B Partnership  
 The Dower House  
 108 High Street  
 Berkhamsted  
 Herts

Change of use from six flats to school and two  
 storey extension.....  
 Kilfillan, Graemesdyke Road, Berkhamsted.....  
 .....

Brief  
 description  
 and location  
 of proposed  
 development.

In pursuance of their powers under the above-mentioned Acts and the Orders and Regulations for the time being in force thereunder, the Council hereby refuse the development proposed by you in your application dated  
 ..17 February 1988..... and received with sufficient particulars on  
 ..18 February 1988..... and shown on the plan(s) accompanying such application.

The reasons for the Council's decision to refuse permission for the development are:—

1. The use of the existing building and the proposed extension as a school would be detrimental to the amenities of surrounding properties and the environment of the locality generally by reason of increased noise and disturbance.
2. The increased traffic likely to be generated by the proposed development would be a potential hazard on adjacent highways which, because of inadequate width and lack of footways, are unsuitable for such additional traffic.
3. Due to insufficient parking provision within the site, the proposal would be likely to result in an increase in vehicle parking in Graemesdyke Road and Kilfillan Gardens, adversely affecting the residential amenity of the area.

Dated ....7th..... day of April..... 889

Signed.....

Chief Planning Officer

SEE NOTES OVERLEAF

P/D.15

#### NOTE

1. If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, he may appeal to the Secretary of State for the Environment, in accordance with s.36 of the Town and Country Planning Act 1971, within six months of receipt of this notice. (Appeals must be made on a form obtainable from the Secretary of State for the Environment, Tollgate House, Houlton Street, Bristol, BS2 9DJ). The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the statutory requirements, to the provisions of the development order, and to any directions given under the order.
2. If permission to develop land is refused, or granted subject to conditions, whether by the local planning authority or by the Secretary of State for the Environment and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the Borough Council in which the land is situated, a purchase notice requiring that Council to purchase his interest in the land in accordance with the provisions of Part IX of the Town and Country Planning Act 1971.
3. In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in s.169 of the Town and Country Planning Act 1971.