



Knowsley Council

**REGENERATION AND ECONOMIC
DEVELOPMENT DEPARTMENT**

TOWN AND COUNTRY PLANNING ACT 1990

REFUSAL OF PLANNING PERMISSION

Application No: 24/00113/FUL

Name and address of applicant

Mr Marian Andrade Martins
89 Bearwood Road
Tower Hill
Kirkby
Knowsley
L33 2AF

Name and address of agent

Date of Receipt: 1 March 2024

Date Valid: 26 April 2024

Address/Location Of Development

89 Bearwood Road
Tower Hill
Kirkby
Knowsley
L33 2AF

Nature And Particulars Of Application

RETROSPECTIVE APPLICATION FOR ANTENNA

The Council of the Metropolitan Borough of Knowsley hereby give notice in pursuance of the above Act(s) that Planning Permission has been **refused** for the carrying out of the development referred to above for the following reasons:-

1. The size, scale, and location of the mast is significantly harmful to the character of the area. The development is therefore contrary to Core Strategy Policies CS2 and CS19, Saved UDP Policy ENV8, NPPF para 135 and the Householder SPD.
2. The size, scale, and location of the mast would be significantly harmful to the amenity of neighbours through loss of outlook. The development is therefore contrary to Core Strategy Policies CS2 and CS19, Saved UDP Policy ENV8, NPPF para 135 and the Householder SPD.

ARTICLE 35 STATEMENT

The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and discussing those with the applicant. However, the issues are so fundamental to the proposal that it has not been possible to negotiate a satisfactory way forward and due to the harm which has been clearly identified within the reason for the refusal, approval has not been possible.

Executive Director - Regeneration and Economic Development

Date: 12 June 2024

IMPORTANT NOTES FOR YOUR ATTENTION:

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.
- As this is a decision to refuse planning 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.
- Appeals can be made online at: <https://www.gov.uk/planning-inspectorate>. 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.