

**West Malling**                      **567716 157907**    **25 September 2009**    **TM/09/02435/FL**  
West Malling And  
Leybourne

Proposal:                      Retention of shipping container for storage purposes and  
   provision of footpath to club house  
Location:                      West Malling Cricket Club Norman Road West Malling Kent  
   ME15 9RA  
Applicant:                      Mr David Gurton

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**1. Description:**

- 1.1 Members will recall that this application was brought to Area 2 Planning Committee on 9 December 2009, where it was deferred for a Members' Site Inspection (MSI).
- 1.2 The MSI was scheduled to take place on 15 January 2010 at 10am. Unfortunately the MSI was cancelled due to adverse weather conditions. It is hoped that it will have been possible to hold a re-arranged MSI prior to the date of your Committee meeting.
- 1.3 A full description of the proposal can be found within the previous Committee Report and Supplementary Report which are annexed to this report.

**2. Consultees:**

- 2.1 My previous report contains details of the consultee responses received at that time.
- 2.2 Additional representation was received from an objector on 4 December 2009. The objector wishes it to be noted that he raises no opposition to the principle of the path or the provision of suitable storage. However he remains of the opinion that the application is a departure from Policy CP24 because of the layout and treatment of the path and the inappropriate form of the storage facilities. Members will recall that this letter was emailed directly to them on 4 December 2009.

**3. Determining Issues:**

- 3.1 Additional information was also received from the applicant on the evening of 9 December 2009. Unfortunately the information was received too late to be included in the Supplementary Report. This information now forms part of the application and can therefore be viewed in full by Members. The additional details provide a response to the points raised by objectors.
- 3.2 The additional details provide a further explanation for the need for the storage facility, state that the path will not encourage or allow vehicles onto the field to any greater extent than has historically existed and confirm that any additional use of

the Pavilion facilitated by this footpath will not increase hours of use, noise or use of artificial light.

- 3.3 The additional points raised by both objector and applicant are noted. However no new issues have been raised which would alter the original recommendation to approve the application subject to planning conditions.

**4. Recommendation:**

- 4.1 **Grant Planning Permission** as detailed in Design and Access Statement dated 25.09.2009, Planning Statement dated 25.09.2009, Details shipping container dated 25.09.2009, Letter dated 02.11.2009, Site Plan dated 02.11.2009, Email ADDITIONAL INFORMATION dated 09.12.2009, subject to:

**Conditions / Reasons**

1. The shipping/storage container hereby permitted shall be used for the storage of sports equipment associated with the Sports Pavilion and/or Town Malling Cricket Club only.

Reason: To avoid the use of the container for an inappropriate non sports related use.

2. If at any time the shipping/storage container is no longer required for the storage of sports equipment associated with the Sports Pavilion and/or Town Malling Cricket Club then it shall be removed as soon as reasonably practical and the land restored to its former condition.

Reason: In the interest of the visual amenities of the area.

3. There shall be no exterior lighting except in accordance with details that have been submitted to and approved by the Local Planning Authority.

Reasons: In the interest of the amenity of the area.

4. The existing dark green colour of the shipping/storage container must be retained.

Reason: In the interest of the visual amenities of the area.

Contact: Maria Brown