

PLANNING SERVICES APPLICATION

CONSULTATION SHEET

Dealt with  
10/12/99

APPLICANT:

Peter Michell,  
Mondiale Property,  
8 Carlos Place,  
London  
W1Y 5AE

APPLICATION NO: PP/99/02489/JS

APPLICATION DATED: 06/12/1999

DATE ACKNOWLEDGED: 9 December 1999

APPLICATION COMPLETE: 09/12/1999

DATE TO BE DECIDED BY: 03/02/2000

7

SITE: Penthouse B4, 6 Airlie Gardens, Campden Hill Road, London W8  
PROPOSAL: Retention of a satellite dish to allow the dish to remain permanently.

ADDRESSES TO BE CONSULTED

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.
- 9.
- 10.
- 11.
- 12.
- 13.
- 14.
- 15.

5  
6 (not B4) } Airlie Gardens, W8 ✓ 9/13/12  
7 & 7A }  
5/6 - FLATS A1-A4, D1-B3, 91-94, MIX M2

CONSULT STATUTORILY

- HBMC Listed Buildings
- HBMC Setting of Buildings Grade I or II
- HBMC Demolition in Conservation Area
- Demolition Bodies
- DoT Trunk Road - Increased traffic
- DoT Westway etc.,
- Neighbouring Local Authority
- Strategic view authorities
- Kensington Palace
- Civil Aviation Authority (over 300')
- Theatres Trust
- National Rivers Authority
- Thames Water
- Crossrail
- LRT/Chelsea-Hackney Line

ADVERTISE

- Effect on CA
- Setting of Listed Building
- Works to Listed Building
- Departure from UDP
- Demolition in CA
- "Major Development"
- Environmental Assessment
- No Site Notice Required
- Notice Required other reason
- Police
- L.P.A.C
- British Waterways
- Environmental Health

✓ 9/13/12

# DEVELOPMENT CONTROL

## TECHNICAL INFORMATION

THE ROYAL  
BOROUGH OF

ADDRESS ~~6 Airie Garden, Campden Hill Gardens~~  
 PENTHOUSE B4  
 6 AIRLIE GARDENS  
 CAMPDEN HILL ROAD W8.



KENSINGTON  
AND CHELSEA

POLLING DISTRICT I PP992489

- |     |  |        |  |
|-----|--|--------|--|
| HB  | Buildings of Architectural Interest          | LSC    | Local Shopping Centre                          |
| AMI | Areas of Metropolitan Importance             | AI     | Sites of Archeological Importance              |
| MDO | Major Sites with Development Opportunities   | SV     | Designated View of St Paul's from Richmond     |
| MOL | Metropolitan Open Land                       | SNCI   | Sites of Nature Conservation Importance        |
| SBA | Small Business Area                          | REG 7  | Restricted size and use of Estate Agent Boards |
| PSC | Principal Shopping Centre (Core or Non-core) | ART IV | Restrictions of Permitted Development Rights   |

Conservation Area	HB	CPO	TPO	AMI	MDO	MOL	SBA	Unsuitable for Diplomatic use	PSC		LSC	AI	SV	SNCI	REG 7	ART IV
									C	N						
6																

Within the line of Safeguarding of the proposed Chelsea/Hackney underground line
Within the line of Safeguarding of the proposed Eastwest/Crossrail underground line

Density	
Site Area	
Habitable rooms proposed	
Proposed Density	

Plot Ratio	
Site Area	
Zoned Ratio	
Floor Area proposed	
Proposed Plot Ratio	

<b>Daylighting</b>	Complies	
	Infringes	

<b>Car Parking</b>	Spaces required	
	Spaces proposed	

**Notes:**

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MEMORANDUM

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TO: FOR FILE USE ONLY

From: EXECUTIVE DIRECTOR  
PLANNING & CONSERVATION

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My Ref: PP/99/02489/JS

CODE A1

Room No:

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Date: 13 December 1999

DEVELOPMENT AT:

Penthouse B4, 6 Airlie Gardens, Campden Hill Road, London W8

DEVELOPMENT:

Retention of a satellite dish to allow the dish to remain permanently.

The above development is to be advertised under:-

1. Section 73 of the Planning (Listed Buildings and Conservation Areas) Act 1990  
(development affecting the character or appearance of a Conservation Area or  
adjoining Conservation Area)

**M.J. French**

Executive Director, Planning & Conservation

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**PLANNING AND CONSERVATION**

THE TOWN HALL HORNTON STREET LONDON W8 7NX

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10

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**THE ROYAL  
BOROUGH OF**

**Executive Director M J FRENCH FRICS TP MRTPI Cert TS**

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**FILE COPY**

3190

0171-361- 3190

Switchboard: 0171-937-5464

Extension:

Direct Line:

Facsimile: 0171-361-3463

Date: 13 December 1999

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**KENSINGTON  
AND CHELSEA**

My reference:

Your reference:

Please ask for:

My Ref: DPS/DCC/PP/99/02489/JS

Planning Information Office

Dear Sir/Madam,

**TOWN AND COUNTRY PLANNING ACT 1990**

**Proposed development at: Penthouse B4, 6 Airlie Gardens, Campden Hill Road,  
London W8**

Brief details of the proposed development are set out below. Members of the public may inspect copies of the application, the plans and any other documents submitted with it. The Council's Planning Services Committee, in considering the proposal, welcomes comments either for or against the scheme. Anyone who wishes to make representations about the application should write to the Council at the above address **within 21 days** of the date of this letter. Unfortunately, the Council does not have the resources to advise objectors of the Committee date, and you should telephone for further information.

**Proposal for which permission is sought**

**Retention of a satellite dish to allow the dish to remain permanently.**

**Applicant**

**Peter Michell, Mondiale Property, 8 Carlos Place, London  
W1Y 5AE**

Yours faithfully,

**M. J. FRENCH**

Executive Director, Planning and Conservation



### **WHAT MATTERS CAN BE TAKEN INTO ACCOUNT**

When dealing with a planning application the Council has to consider the policies of the Borough Plan, known as the Unitary Development Plan, and any other material considerations. The most common of these include (not necessarily in order of importance):

- \* The scale and appearance of the proposal and impact upon the surrounding area or adjoining neighbours;
- \* Effect upon the character or appearance of a Conservation Area;
- \* Effect upon the special historic interest of a Listed Building, or its setting;
- \* Effect upon traffic, access, and parking;
- \* Amenity issues such as loss of Sunlight or daylight, Overlooking and loss of privacy, Noise and disturbance resulting from a use, Hours of operation

### **WHAT MATTERS CANNOT BE TAKEN INTO ACCOUNT**

Often people may wish to object on grounds that, unfortunately, **cannot** be taken into account because they are not controlled by Planning Legislation. These include (again not in any order of importance):

- \* Loss of property value;
- \* Private issues between neighbours such as land covenants, party walls, land and boundary disputes, damage to property;
- \* Problems associated with construction such as noise, dust, or vehicles (If you experience these problems Environmental Services have some control and you should contact them direct)
- \* Smells (Also covered by Environmental Services)
- \* Competition between firms;
- \* Structural and fire precaution concerns; (These are Building Control matters)

### **WHAT HAPPENS TO YOUR LETTER**

Planning applications where objections have been received are presented to the Planning Services Committee which is made up of elected Ward Councillors. Planning Officers write a report to the Committee with a recommendation as to whether the application should be granted or refused. Letters received are summarised in the report, and copies can be seen by Councillors and members of the public including the applicant. The Councillors make the decisions and are not bound by the Planning Officer's recommendation. All meetings of the Committee are open to the public.

**If you would like further information, about the application itself or when it is likely to be decided, please contact the Planning Department on the telephone number overleaf.**

### **WHERE TO SEE THE PLANS**

Details of the application can be seen at the **Planning Information Office, 3rd floor, Town Hall, Hornton Street W8**. It is open from 9am to 4.45pm Mondays to Thursdays (4pm Fridays). A Planning Officer will always be there to assist you.

In addition, copies of applications in the **Chelsea Area (SW1, SW3, SW10)** can be seen at **The Reference Library, Chelsea Old Town Hall, Kings Road SW3 (0171-361 4158)**, for the **Central Area (W8, W14, SW5, SW7)** can be viewed in the **Central Library, Town Hall, Hornton Street, W8**. and applications for districts **W10, W11 and W2** in the **North** of the Borough can be seen at **The Information Centre, North Kensington Library, 108 Ladbrooke Grove, London W11** (under the Westway near Ladbrooke Grove Station **0171-727-6583**). Please telephone to check the opening times of these offices.

If you are a registered disabled person, it may be possible for an Officer to come to your home with the plans. Please contact the Planning Department and ask to speak to the Case Officer for the application.

**PLEASE QUOTE THE APPLICATION REFERENCE NUMBER ON YOUR REPLY**

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THE ROYAL  
BOROUGH OF

# NOTICE OF A PLANNING APPLICATION



TOWN AND COUNTRY PLANNING ACT 1990  
PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS) ACT 1990

Notice is hereby given the Royal Borough of Kensington and Chelsea Council have received an application:

- (a) for development of land in or adjacent to a Conservation Area.

Details are set out below.

Members of the public may inspect copies of the application, the plans and other documents submitted with it at:

NOTICE OF A PLANNING APPLICATION

The Planning Information Office, 3rd floor, The Town Hall, Hornton Street, W8 7NX between the hours of 9.15 and 4.45 Mondays to Thursdays and 9.15 to 4.30 Fridays;

For applications in the Chelsea area: The Reference Library, Chelsea Old Town Hall, Tel. 0171-361-4158.

For postal areas W10, W11 and W2: The 1st floor, North Kensington Library, 108 Ladbroke Grove, W11, Tel. 0171-727-6583.

Anyone who wishes to make representations about this application should write to the Executive Director of Planning and Conservation at the Town Hall (Dept. 705) within 21 days of the date of this notice.

NOTICE OF A PLANNING APPLICATION

## SCHEDULE

ALS  
12/12  
rgs

Reference: PP/99/02489/JS

Date: 17/12/1999

**Penthouse B4, 6 Airlie Gardens, Campden Hill Road, London W8**

Retention of a satellite dish to allow the dish to remain permanently.

**APPLICANT** Peter Michell,

NOTICE OF A PLANNING APPLICATION

① PC  
② JS



OUR REF: EP

YOUR REF: DPS/DCC/PP/99/02489/JS

John Shearman Esq  
Planning Department  
The Royal Borough of Kensington and Chelsea  
Town Hall  
Hornton Street  
London  
W8 7NX

152 FULHAM ROAD  
LONDON SW10 9PR.  
Tel: 0171- 373 0066  
Fax: 0171- 373 5074

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14<sup>th</sup> February 2000

Dear Mr Shearman

**RE: SATELLITE DISH, 5/6 AIRLIE GARDENS W8 7AJ**

Further to our telephone conversation, I am enclosing herewith a copy of the planning permission received in March 1995. I am endorsing Mr Michell's request that it be allowed to stay on the building either indefinitely or for a further five year period.

I would be grateful if you could confirm that there will be no problems with the above request.

Yours sincerely

**Sally Ewart  
Farrar Property Management**

RECEIVED BY PLANNING SERVICES									
EX DIR	HDC	N	C	SW	SE	ENF	AP ACK		
15 FEB 2000							25		
APPEALS	IO	REL	ARB	FWD PLN	CON DES	FEEES			

Handwritten notes: JS, A, 15.2.00

# PLANNING AND CONSERVATION

THE TOWN HALL • HORNTON STREET • LONDON W8 7NX

THE ROYAL  
BOROUGH OF

Executive Director M J FRENCH FRICS Dip TP MRTPI Cert TS  
Director of Planning Services



Farrar Property Management,  
152 Fulham Road,  
London SW10 9PR

Switchboard: 0171-937 5464  
Direct Line: 0171-361 2646

Facsimile: 0171-361 3463

- 9 MAR 1995

KENSINGTON  
AND CHELSEA

My reference:

Your reference: SE/EK

Please ask for:

Miss P. Vallely

DPS/PV/TP/94/2484/M/48/190

14

Dear Sir/Madam,

TOWN AND COUNTRY PLANNING ACT, 1990  
TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER, 1988

Permission for development (Conditional) (TP6a)

The Borough Council hereby permit the development referred to in the under-mentioned Schedule, subject to the conditions set out therein and in accordance with the plans submitted, save insofar as may otherwise be required by the said conditions. Your attention is also drawn to the enclosed Information Sheet.

## SCHEDULE

### DEVELOPMENT

Erection of an 85cm, in diameter, satellite dish on roof, at 5/6 AIRLIE GARDENS, KENSINGTON, W.8, as shown on submitted drawing(s) No(s). TP/94/2484, Applicant's drawing(s) No(s). P410A/02, in accordance with your application dated 29/09/94, completed 02/12/94.

/ CONDITIONS ...

10 MAR 1995



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CONDITIONS

- 1. The satellite dish hereby permitted shall be retained for a limited period only until 01/03/2000 on or before which date it shall be removed. (C.84)
- 2. The development hereby permitted shall be carried out exactly and only in accordance with the drawings and other particulars forming part of the permission and there shall be no variation therefrom without the prior written approval of the local planning authority. (C.68)
- 3. The satellite dish hereby approved shall be of a black mesh design.

*Spoke to Tom Heath of the council and he agreed it was OK  
next 10/3.*

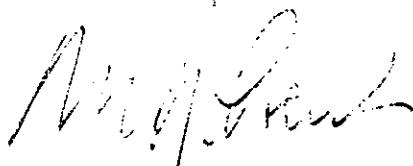
REASONS FOR THE IMPOSITION OF CONDITIONS

- 1. To ensure a satisfactory standard of visual amenity in the light of changing technology. (R.84)
- 2. The details are considered to be material to the acceptability of the proposals and to safeguarding the amenities of the area. (R.68)
- 3. To ensure a satisfactory standard of external appearance. (R.85)

INFORMATIVES

- 1. Your attention is drawn to the conditions of this permission and to the Council's powers of enforcement, including the power to serve a Breach of Condition Notice under the Town and Country Planning Act, 1990, as amended. (I.10)
- 2. This property is within a Conservation Area. Building works should therefore be completed with great care. External facing work and detailed treatment should be finished in a manner sympathetic to the existing building. If there is any doubt about the way in which work should be carried out you should consult the Directorate of Planning Services. (I.11)

Yours faithfully,



Executive Director, Planning & Conservation

# DELEGATED REPORT

Address 6 Airhe Gardens  
W8

Reference 99/2489

Conservation Area Yes

Listed Building Yes/No 16

## Type of Application

Planning Permission/Approval of Materials/Variation of Condition/Listed Building Consent/Conservation Area Consent

## Type of Development

Residential Extension

Roof

Rear

Storeys \_\_\_\_\_

Side

Front

Garden

Residential Alterations

Residential Conversion

From \_\_\_\_\_

To \_\_\_\_\_

Other  \_\_\_\_\_

Shopfront

Non-Residential Extension

Listed Building Demolition

whole  part

Listed Building Alterations

Unlisted Building - Demolition

whole  part

**Objections** (withdrawn etc.) (incl. internal – Design, Policy, Transportation etc.)

Who \_\_\_\_\_

Overcome by Amendment/Withdrawn/Not Relevant/Other \_\_\_\_\_

*(Handwritten circled 'N')*

**Existing**

**Issues/Policy/Precedent/Conditions/Third Schedule**

*see Aerial*

**Standards**

satisfactory

- Light
- Privacy
- Room Sizes
- Parking
- Trees

**HBMC** Direction/Obs.

- Obs. Rec'd
- Direction Rec'd
- Consultation Expired

**GRANT/APPROVE**

subject to conditions

Informatives

Report by *DT*

Date

Agreed *WHL*  
*25/7/00*

**1.0 THE SITE**

- 1.1 This is a six storey mid-terrace property on the East side of Airlie Gardens. The property is not Listed, but is within the Kensington Conservation Area.

**2.0 THE PROPOSAL**

- 2.1 It is proposed to retain a satellite dish aerial for a further five year period.
- 2.2 The dish is affixed to the side of the chimney stack/party wall, and received planning permission in 1995.

**3.0 PLANNING CONSIDERATIONS**

- 3.1 The primary consideration is the continued impact of the satellite dish upon the character and appearance of the building and the Conservation Area. The relevant policies are contained within the "Conservation and Development" Chapter of the Unitary Development Plan. The Proposed Alterations to the Unitary Development Plan are also material considerations which must be taken into account.
- 3.2 Although the dish is high on the building, it is attached to the side of the chimney stack and reasonably low down on it, so as to be obscured from view from many angles. In the same way that the dish was considered not to harm the Conservation Area in 1995, the retention of the dish for a further five years is also considered to be unharmful.
- 3.3 However, it is considered that the request of the applicant to consider an unlimited period should be turned down, as although it may be innocuous enough for a further period to be allowable, that does not mean the this and other properties would not benefit from the removal of dishes in the future as technology allows.

**4.0 PUBLIC CONSULTATION**

- 4.1 Fifteen letters of notification were sent to nearby properties in Airlie Gardens, but no objections received.

**M.J. FRENCH**  
**EXECUTIVE DIRECTOR, PLANNING AND CONSERVATION**

**List of Background Papers:**

The contents of file PP/99/02489 save for exempt or confidential information in accordance with the Local Government (Access to Information) Act 1985.

Report Prepared By:  
Report Approved By:  
Date Report Approved:

PP/99/02489: 3

*[Signature]*  
*[Signature]* / *now*  
25/7/00.

19 (DPI) AC

THE ROYAL BOROUGH OF KENSINGTON AND CHELSEA  
MEMORANDUM - SECTION 101 - LOCAL GOVERNMENT ACT, 1972

To: Chief Administrative Officer (Planning)  
From: The Executive Director, Planning & Conservation

Date: 25 July 2000  
Our Ref: PP/99/02489

CH&G  
6  
827

Application Date: 06/12/1999 Complete Date: 09/12/1999 ~~Revised Dates~~

Agent: Peter Michell, Mondiale Property, 8 Carlos Place, London  
W1Y 5AE  
Address: Penthouse B4, 6 Airlie Gardens, ~~Camden Hill Road~~, Kensington W8

This application is for a class of development to be determined under powers delegated to me by the Council on 21st July, 1976, and/or by the Town Planning Committee 6th November, 1979, and/or by the Town Planning Committee on 18th March 1986, 23rd May 1988 and 8th January 1990 and is not such as I wish to refer to the Planning Application Committee. No relevant planning objections have been received.

- Class (i) - 8th Schedule development
- Class (ii) - shop fronts
- Class (iii) - conversion from non s/c dwellings etc.
- Class (iv) - amendments as required by T.P. Committee
- Class (v) - above classes after D.P. Committee agree
- Class (vi) - Listed building consent for above Classes.
- Class (vii) - approval of facing materials
- Class (viii) - grant of planning permission for a change from one kind of non-residential use except from one kind of non-residential use except where this would involve the loss of shop use
- Class (ix) - grant permission licence or no objection under Sections 73, 74, 138, 143, 152, 153, 177 & 180 of the Highways Act
- Class (x) - Crossover under S. 108 of the Highways Act 1980

DELEGATED APPROVAL  
25 JUL 2000

Consent under T&CP Control of Advertisement Regulations 1984-90; incl. refusal of consent for Reg. 15 applications.

DESCRIPTION OF PROPOSED DEVELOPMENT

~~a temporary~~  
Retention of a satellite dish, ~~for further five year period.~~

RECOMMENDED DECISION Grant planning permission *conditionally*

PP/99/2484 and  
RBK&C drawing(s) No. PP/99/02489 Applicant's drawing(s) No. P410A/02 (as approved on 9th March 1995), and photographs

I hereby determine and grant/refuse this application (subject to HBMC Direction/Historic Building authorisation) under the powers delegated to me by the Council, subject to the condition(s) indicated below imposed for the reason(s) appearing thereunder, or for the reasons stated.

Exec. Director, Planning and Conservation      Head of Development Control      Area Planning Officer  
*[Signature]*      *[Signature]* 25/7/00.      *[Signature]* 24/7/00

CONDITIONS AND REASONS FOR THEIR IMPOSITION

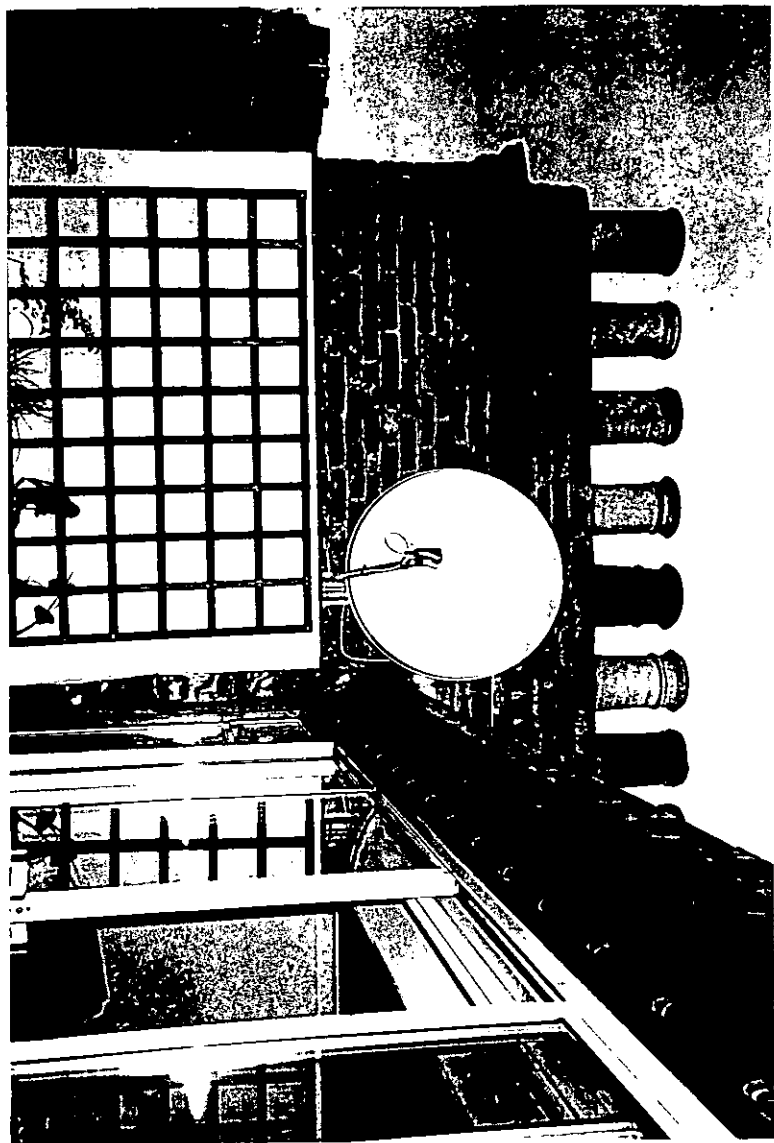
20

1. **The satellite dish hereby permitted shall be retained for a further limited period only, until 1st August 2005, on or before which date it shall be removed. (C084)**  
*Reason - To ensure a satisfactory standard of visual amenity in the light of changing technology. (R084)*
2. **The development hereby permitted shall be carried out exactly and only in accordance with the drawings and other particulars forming part of the permission and there shall be no variation therefrom without the prior written approval of the Local Planning Authority. (C068)**  
*Reason - The details are considered to be material to the acceptability of the proposals, and for safeguarding the amenity of the area. (R068)*
3. **The satellite dish hereby approved shall be coloured black or of black mesh**  
*Reason - To preserve the character and appearance of the building and Conservation Area*

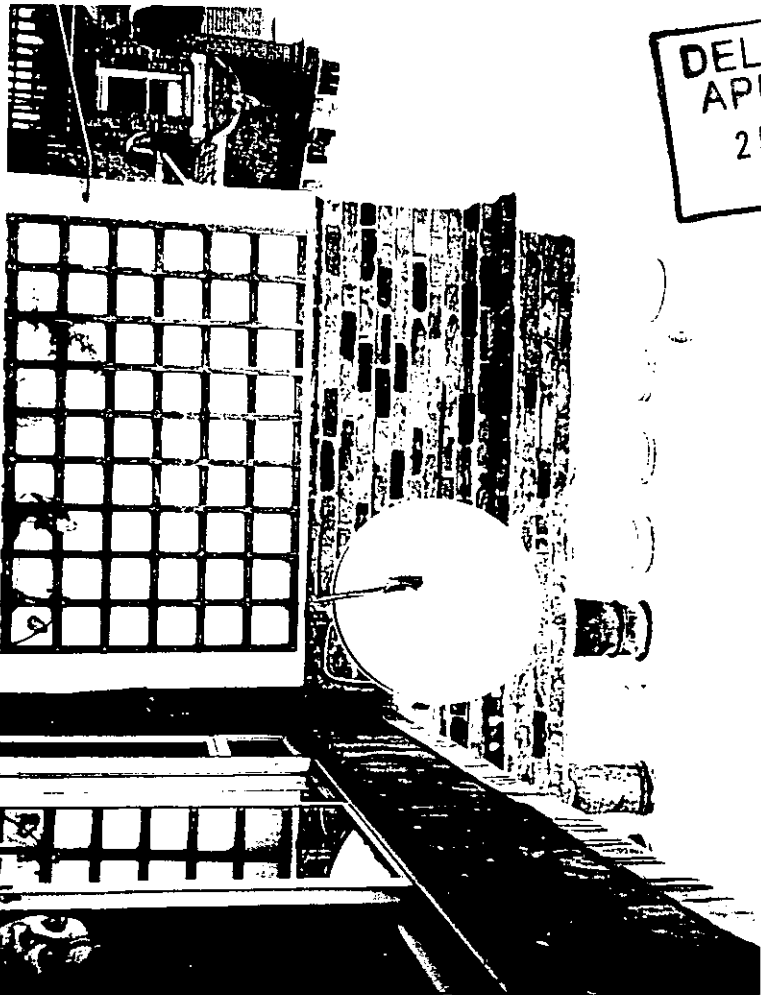
INFORMATIVES



I10



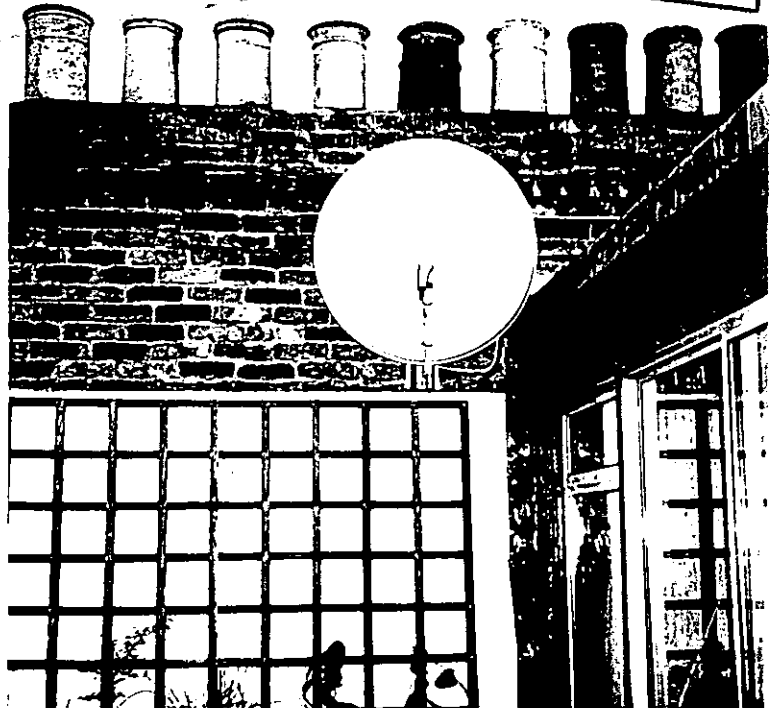
PP992489



DELEGATED  
APPROVAL  
25 JUL 2000

21

R.B.K. & C.  
TOWN PLANNING  
- 7 DEC 1999  
RECEIVED



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