

Dear Rebecca

I've received further notification of planning permission application ref 3/2021/0032 giving me the opportunity to make representation by 5th February 2021.

In determining the outcome of this application, I would be grateful if you would please re-consider the fact that the applicant removed the original and put in place the existing roof in October 2018 in clear breach of the planning process. I have previously submitted evidence showing that the structure encroaches across the boundary considerably and is therefore a trespass. In August 2019, the planning enforcement team deemed this as unauthorised, and insisted that the Housing Association (HA) submit plans for a more suitable replacement. In the meantime, the unauthorised roof remains, and due to the height and close proximity to my bedroom window it continues to be a security risk and of huge concern for me as a woman living alone.

In addition, I have plans to improve and develop my own home and back yard, and have been so far forced to put these plans on hold for over two years whilst waiting for this issue to be resolved. I worry that if the enforcement to remove the unauthorised development isn't carried through, the HA are allowed a further four years before they start work on replacing the roof. Furthermore, I have taken legal advice on the matter of trespass and am advised that I do not allow the HA to trespass across into my air space. I intend to act on this advice, however without the planning authority stipulating that the unauthorised works must be removed within a strict timescale, I am further concerned that I may be let down by the process and the HA will be offered a loophole to do nothing, and the unauthorised development to remain.

My objections to the plans submitted under ref 3/2021/0032 are as follows:

- The applicant proposes to build outside the curtilage of the development site - as the inclusion of fascia and guttering encroaches across the party wall into my airspace, thus resulting in a trespass. I have taken legal opinion and have served notice to the HA that I do not give permission for any overhang across the boundary.
- The current proposal, with its trespass will prevent me from extending my own home or may result in unnecessary and unfair additional expenditure for me if it was indeed found to be possible.
- The applicant proposes to leave the original stone parapet in situ, building above it and therefore leading to the overall height of the roof to be increased from the original, whilst also resulting in a *botched and untidy finish to my side of the party wall. The original stone parapet housed an internal gutter, so there was previously no issue of trespass. I have requested to the HA that this stone gutter is utilised to re-insert an internal gutter system sympathetic with the original plans, and also avoiding any breach of the party wall and any issue of trespass.
- I request that there be a planning condition attached to any approval, stating that the unauthorised works must be removed within the next six months maximum.

*The applicant has thus far shown no consideration for the external appearance/impact of the existing works on my side of the party wall. This is apparent in the way they have approached this matter from the start. In not adhering to the planning process, failing to consult me adequately with their proposals, showing no consideration to my safety and

security, installing a roof out of keeping with the area of natural beauty and adjoining properties, trespassing into my airspace, failing to make good the area where they have increased the height of the original flat roof.