

|                            |
|----------------------------|
| <b>DELEGATED FILE NOTE</b> |
|----------------------------|

**CASE OFFICER:** ...Melissa Tyler.....

| APPLICATION<br>REFERENCE | BRIEF DESCRIPTION OF<br>DEVELOPMENT                                     | APPLICATION SITE                                                 |
|--------------------------|-------------------------------------------------------------------------|------------------------------------------------------------------|
| 26/00960/LDCP            | Installation of solar panels to rear<br>southwest roofslope of dwelling | 41 The Avenue<br><br>Hitchin<br><br>Hertfordshire<br><br>SG4 9RQ |

**Submitted Plan Nos**

Location plan 1 2 3

**1.0     Policies**

2.0 **Site History**

2.1 See history

3.0 **Representations**

3.1 None.

4.0 **Planning Considerations**

4.1 **Site and Surroundings**

4.1.1 41 The Avenue is a large detached dwelling of relatively modern construction. The property is situated within the Hitchin Conservation Area.

4.2 **Proposal**

4.2.1 A Certificate of Lawfulness is sought for the installation of a solar panel system to to rear southwest roofslope of dwelling.

4.3 **Key Issues**

4.3.1 The key issues for consideration are whether the proposed development would require a specific planning permission or be considered 'permitted development' in line with the Town and Country Planning (General Permitted Development) Order 2015, Schedule 2, Part 14.

4.3.2 **Development is not permitted by Class A if —**

***(a) the solar PV or solar thermal equipment would protrude more than 0.2 metres beyond the plane of the wall or in the case of a pitched roof, the roof slope when measured from the perpendicular with the external surface of the wall or pitched roof slope;***

The proposed work complies with this criterion.

***(b) in the case of solar PV or solar thermal equipment on a pitched roof, it would result in the highest part of the solar PV or solar thermal equipment being higher than the highest part of the roof (excluding any chimney);***

The proposed work complies with this criterion.

**(ba) in the case of solar PV or solar thermal equipment on a flat roof, it would result in the highest part of the solar PV or solar thermal equipment being more than 0.6 metres higher than the highest part of the roof (excluding any chimney)**

The proposed work complies with this criterion.

**(c) *in the case of land within a conservation area or which is a World Heritage Site, the solar PV or solar thermal equipment would be installed on a wall which fronts a highway;***

The proposed works are for solar panels on the rear roof slope.

**(d) *the solar PV or solar thermal equipment would be installed on a site designated as a scheduled monument; or***

N/A.

**(e) *the solar PV or solar thermal equipment would be installed on a building within the curtilage of the dwellinghouse or block of flats if the dwellinghouse or block of flats is a listed building.***

N/A.

#### **4.3.3 Conditions**

***A.2 Development is permitted by Class A subject to the following conditions—***

- a) *solar PV or solar thermal equipment is, so far as practicable, sited so as to minimise its effect on the external appearance of the building;***
- b) *solar PV or solar thermal equipment is, so far as practicable, sited so as to minimise its effect on the amenity of the area; and***
- c) *solar PV or solar thermal equipment is removed as soon as reasonably practicable when no longer needed***

The solar panels would be positioned to the rear of the property; they would not be visible to the public realm and therefore are positioned to minimise the harm to the amenity of the surrounding area.

Therefore, the development is compliant with this criterion.

#### **4.4 Conclusion**

**4.4.1** A Certificate of Lawfulness (proposed) can be issued on the basis that the proposed solar panels constitute permitted development by virtue of Class A, Part 14 of Schedule 2 of the Town and Country Planning (General Permitted Development) (England) Order 2015 as amended.

|                                                                                                                                                        |                                                                                                                                                 |
|--------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>Signed</p> <p></p> <p>Anne McDonald</p> <p>Determining Officer</p> | <p>Development Management<br/>North Hertfordshire District Council<br/>Council Offices<br/>Gernon Road<br/>Letchworth<br/>Herts<br/>SG6 3JF</p> |
| <p><b>Date:</b> 12 May 2026</p>                                                                                                                        |                                                                                                                                                 |