

ITEM FOR INFORMATION - APPEALS**APPEALS RECEIVED****Application No. DCCE2007/2076/F**

- The appeal was received on 13th November, 2007.
- The appeal is made under Section 78 of the Town and Country Planning Act 1990 against a refusal to grant planning permission.
- The appeal is brought by Mr. P. Beale.
- The site is located at Marshfield, Cross Keys, Hereford, Herefordshire, HR1 3NL.
- The development proposed is a proposed new building to be used for the storage and repair of vintage vehicles household equipment and business.
- The appeal is to be heard by Hearing.

Case Officer: Debbie Klein on 01432 260136

Application No. DCCE2007/1930/F

- The appeal was received on 15th November, 2007.
- The appeal is made under Section 78 of the Town and Country Planning Act 1990 against a refusal to grant planning permission.
- The appeal is brought by Strand Homes Ltd.
- The site is located at Frome Court, (Former Bartestree Convent), Bartestree, Hereford, Herefordshire, HR1 4BF.
- The development proposed is Erection of a terrace of 4 cottages. Amendment to parking areas. (Revised scheme).

This appeal is to be linked with the current appeal for Refusal of Planning Permission of application DCCE2006/1978/F at the same site. Both appeals will be dealt with at the same Hearing, which is due to take place on 9th January, 2008 at The Council Chamber, Town Hall, St Owen Street, Hereford.

Case Officer: Ed Thomas on 01432 261961

APPEALS DETERMINED**Enforcement Notice EN2007/0035/ZZ**

- The appeal was received on 23rd May, 2007
- The appeal is made under Section 174 of the Town and Country Planning Act 1990 against the service of an Enforcement Notice
- The appeal is brought by Mr. A.R. Badham.
- The site is located at 59 St. Owen Street, Hereford, HR1 2JQ.
- The breach of planning control alleged in this notice is:
Without planning permission, the erection of steel security shutters on the shop front of the commercial property situated on the land.
- The requirements of the notice are:
 - Remove the security shutters and associated galvanized steel housing, side runners and brackets from the building.*
 - Restore the shop front to its condition prior to the unauthorized works being carried out.*

- The main issue is effect of the works on the character and appearance of the surrounding area.

Decision: The appeal was DISMISSED on 12th November, 2007.

Case Officer: Russell Pryce on 01432 261957

Enforcement Notice EN2007/0033/ZZ

- The appeal was received on 5th June, 2007.
- The appeal is made under Section 174 of the Town and Country Planning Act 1990 against the service of an Enforcement Notice.
- The appeal is brought by Mr. K. Lancett.
- The site is located at Marshfield Cottage, Cross Keys, Withington, Hereford.
- The breach of planning control alleged in this notice is:
On 14th January 2004 planning permission was granted for the change of use of the land to domestic cartilage, subject to conditions. One of those conditions removed the permitted development rights relating to development within the cartilage of a dwelling house. It appears to the Council that the condition has not been complied with, because a gazebo has been erected without planning permission.
- The requirements of the notice are:
 - (i) *Remove the unauthorized gazebo from the land.*
 - (ii) *Restore the land to its condition prior to the commencement of the building operations.*
- The main issue is the impact of the development on the landscape

Decision: The appeal was DISMISSED and the enforcement notice was UPHELD on 27th November, 2007.

Case Officer: Ed Thomas on 01432 261961

Application No. DCCE2006/3424/F

- The appeal was received on 1st February, 2007.
- The appeal was made under Section 78 of the Town and Country Planning Act 1990 against a refusal to grant planning permission.
- The appeal was brought by Morbaine Ltd.
- The site is located at Land at rear of former Denco site, Holmer Road, Hereford.
- The application, dated 24th October, 2006, was refused on 23rd January, 2007.
- The development proposed was Variation of condition 6 of planning permission DCCE2005/1752/O to allow up to 2090.3 sq.m of the permitted retail floorspace to be used within one unit only for the sale of sports equipment, sports clothing and sports footwear and up 2090.3 sq.m of the floorspace within the development to be used for Class D2 and fitness uses.
- The main issue is the effect of the proposed variations on the vitality and viability of Hereford Central Shopping and Commercial Area, with particular reference to its proposed extension to the Eign Gate Regeneration Area (EGRA).

Decision: The appeal was on DISMISSED on 5th December, 2007.

Case Officer: Russell Pryce on 01432 261957

Application No. DCCE2006/2483/F

- The appeal was received on 26th March, 2007.
- The appeal was made under Section 78 of the Town and Country Planning Act 1990 against a refusal to grant planning permission.
- The appeal was brought by Morbaine Limited.
- The site is located at Land at rear of former Denco Holdings, Hereford, Herefordshire, HR4 9SJ.
- The application, dated 24th July, 2006, was refused on 31st January, 2007.
- The development proposed was Variation of condition no 6 of planning permission DCCE2005/1752/O to allow (1) Goods from a catalogue showroom retailer including jewellery, clocks, watches, cutlery, crockery & glassware where ancillary to main range of goods sold, (2) Clothing & footwear.
- The main issue is the effect of the proposed variations on the vitality and viability of Hereford Central Shopping and Commercial Area, with particular reference to its proposed extension to the Eign Gate Regeneration Area (EGRA).

Decision: The appeal was DISMISSED on 5th December, 2007.

Case Officer: Russell Pryce on 01432 261957

If members wish to see the full text of decision letters copies can be provided.