

**ITEM FOR INFORMATION - APPEALS****APPEALS RECEIVED****Application No. DCNE2008/2563/F**

- The appeal was received on 8th June 2009
- 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 R.J. & R.J. Clay & Co
- The site is located at Middle Court Bridge, Monkhide, Ledbury, Herefordshire, HR8 2TX
- The development proposed is Proposed agricultural workers dwelling.
- The appeal is to be heard by Hearing

**Case Officer: Carl Brace on 01432 261795**

**Application No. DCNC2009/0223/F**

- The appeal was received on 20th May 2009
- 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 A. Morris
- The site is located at Slipstone Cottage, Bringsty, Worcester, Herefordshire, WR6 5TE
- The development proposed is Change of use of an existing modern outbuilding for storage and maintenance of specialist vehicles.
- The appeal is to be heard by Written Representations

**Case Officer: Andrew Banks on 01432 303085**

**Application No. EN2009/0038/ZZ**

- The appeal was received on 18th May 2009
  - 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 L Llewelin & T Hickin
  - The site is located at Cosy Cottage, Green Lane, Lower Eggleton, HR8 2UH
- The breach of planning control alleged in this notice is ""Without planning permission the siting of a mobile home used for residential purposes".
- The requirements of the notice are: Remove the mobile home from the land and permanently cease the residential use of the land
  - The appeal is to be heard by Written Representations

**Case Officer: Roland Close on 01432 261803**

**Application No. DCNW2009/0345/F**

- The appeal was received on 18th May 2009
- 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 & Mrs D & S Wilcox
- The site is located at Woodpecker Farm, Cobnash, Kingsland, Leominster, Herefordshire, HR6 9QZ

- The development proposed is Proposed demolition of porch, side structure and erection of two storey extension, alterations to windows, replacement roof on outbuildings and garage and replacement garage doors
- The appeal is to be heard by Written Representations

**Case Officer: Andrew Banks 01432 303085**

**Application No. DCNC2009/0251/F**

- The appeal was received on 4th June 2009
- 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 D Powell
- The site is located at Lever Hill Farm, Kimbolton, Leominster, Herefordshire, HR6 0HJ
- The development proposed is Variation of condition imposed on DCNC2006/1863/F.
- The appeal is to be heard by Hearing

**Case Officer: Nigel Banning on 01432 383093**

**Application No. DCNC2008/2482/F**

- The appeal was received on 9th June 2009
- 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 R Sayce
- The site is located at Little Wacton Farm, Bredenbury, Bromyard, Herefordshire, HR7 4TQ
- The development proposed is Proposed garage (retrospective) revised height and windows.
- The appeal is to be heard by Written Representations

**Case Officer: Andrew Banks on 01432 383085**

## **APPEALS DETERMINED**

**Application No. DCNW2008/1741/F**

- The appeal was received on 4 December 2008
- 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 JR Homes Ltd
- The site is located at Old Wesleyan Chapel, Harpyard, High Street, Kington, Herefordshire, HR5 3BJ
- The application, dated 23 June 2008, was refused on 22 October 2008
- The development proposed was Proposed conversion into nine apartments, including new stair tower.
- The main issue was whether the proposed number of apartments and lack of any associated private/communal amenity space would represent an over-intensive form of development that would be detrimental to the amenities of future occupiers of the building.

**Decision:** The application was refused by Committee, contrary to Officer Recommendation on 22 October 2008

The appeal was **ALLOWED** on 22 May 2009

**Case Officer: Julia Shields on 01432 383088**

**Application No. DCNW2008/1742/L**

- The appeal was received on 4 December 2008
- 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 JR Homes Ltd
- The site is located at Old Wesleyan Chapel, Harpyard, High Street, Kington, Herefordshire, HR5 3BJ
- The application, dated 23 June 2008, was refused on 22 October 2008
- The development proposed was Proposed conversion into nine apartments, including new stair tower.
- The main issue is whether it would be premature to grant consent for the proposed works, having regard to the acceptability of the planning appeal scheme

**Decision:** The application was refused by Committee, contrary to Officer Recommendation on 22<sup>nd</sup> October 2008

The appeal was **ALLOWED** on 22 May 2009

**Case Officer: Julia Shields on 01432 383088**

**Application No. DCNW2008/1939/F**

- The appeal was received on 25 February 2009
- 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 Mr M Davis
- The site is located at Yatton Hill Cottage, Aymestrey, Leominster, Herefordshire, HR6 9TP
- The application, dated 9 July 2008, was refused on 11 September 2008
- The development proposed was Extension to existing dwelling.
- The main issue is the acceptability of the proposal having regard to the planning policies governing development of this type in this location

**Decision:** The application was refused under Delegated Powers on 11 September 2008

The appeal was **DISMISSED** on 18 May 2009

**Case Officer: Philip Mullineux on 01432 261808**

**Application No. DCNE2008/1843/F**

- The appeal was received on 27 November 2008
- 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 Mr PJ Young
- The site is located at Mathon House, -, Mathon, Malvern, Herefordshire, WR13 5PW
- The application, dated 4 July 2008, was refused on 4 September 2008
- The development proposed was Proposed single storey extension.
- The main issue is the effect of the proposed on the character and appearance of the original building.

**Decision:** The application was refused under Delegated Powers on 4<sup>th</sup> September 2008

The appeal was **ALLOWED** on 12 May 2009

**Case Officer: Carl Brace on 01432 261795**

**Application No. DCNC2008/1351/F**

- The appeal was received on 21 October 2009
- 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 Charlbury Building Co Ltd.
- The site is located at Land to the rear of the Nook, -, Etnam Street, Leominster, Herefordshire.
- The application, dated 31 March 2008, was refused on 27 August 2008
- The development proposed was Proposed terrace of six cottages.
- The main issues are (a) whether the proposal would preserve or enhance the character or appearance of the Leominster Conservation Area; (2) whether the proposal makes adequate provision for the infrastructure, services, facilities and amenities requirements of the development.

**Decision:** The application was refused under Delegated Powers on 27 August 2008  
The appeal was **DISMISSED** on 8 May 2009

**Case Officer: Nigel Banning on 01432 383093**

**Application No. DCNE2008/1465/F**

- The appeal was received on 20 January 2009
- 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 Mr R. Jones
- The site is located at Fox Lane, Ledbury, Herefordshire.
- The application, dated 4 April 2008, was refused on 25 July 2008
- The development proposed was Proposed removal of garages and replace with five town houses.
- The main issues are the effects on the Ledbury Conservation Area and on the dwelling Dado Cottage; highway safety; the adequacy of cycle parking; privacy and private amenity space for future occupiers; and overlooking of 58 The Homend.

**Decision:** The application was refused under Delegated Powers on 25 July 2008  
The appeal was **DISMISSED** on 20 May 2009

**Case Officer: Roland Close on 01432 261803**

**Application No. EN21008/0105/ZZ**

- The appeal was received on 16 January 2009
- 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 Mrs CJ Chadney
- The site is located at Land at R/o 4 Rundlemead The Stables, Mathon
- The breach of planning control alleged in this notice is "Without planning permission, the material change of use of land for the keeping and exercising of horses to a mixed use for the keeping and exercising of horses and the storage of a mobile home"
- The requirements of the notice are: Permanently remove the mobile home
- Permanently remove any materials/service connections resulting from the removal of the mobile home from the land
- Following the removal of the mobile home restore the land to its former condition by re-seeding it.

**Decision:** The appeal was **WITHDRAWN** on 21 May 2009

**Case Officer: Roland Close on 01432 261803**