

MEETING:	PLANNING COMMITTEE
DATE:	2 FEBRUARY 2011
TITLE OF REPORT:	APPEALS

CLASSIFICATION: Open

Wards Affected

Countywide

Purpose

To note the progress in respect of the following appeals.

Key Decision

This is not a key decision

Recommendation

That the report be noted

APPEALS RECEIVED

Application No. DMN /102084/F

- The appeal was received on 15 December 2010
- 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 Stinton
- The site is located at The Beech, Haynall Lane, Little Hereford, Herefordshire, SY8 4BG
- Use of land and associated works for the holding of 14 markets/calendar year for agricultural related sales of agricultural machinery, livestock and seasonal sales of holly and mistletoe.
- The appeal is to be heard by Written Representations

Case Officer: Mr M Tansley 01432 261815

Application No. DMS /102384/A

- The appeal was received on 20 December 2010
- 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 Yeomans
- The site is located at The Travel Centre, Old School Lane, Hereford, Herefordshire, HR1 1EX
- The development proposed is Erection of 2 double sided banners on 8m high flag poles
- The appeal is to be heard by Written Representations

Case Officer: Mrs C L Atkins 01432 260536

Application No. DMSW /092489/O

- The appeal was received on 21 December 2010
- 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 Manning
- The site is located at Land at Clay Pitts, Pontrilas, Hereford, HR2 0BW
- The development proposed is Outline planning for one agricultural workers dwelling.
- The appeal is to be heard by Written Representations

Case Officer: Mr A Prior 01432 2641932

Application No. EN2010/001262/22

- The appeal was received on 23 December 2010
- 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 John Stinton
- The site is located at The Beech, Haynall Lane, Little Hereford, Herefordshire, SY8 4BG
- The breach of planning control alleged in this notice is Without planning permission, material change of use of the land and an agricultural building upon it from use for agriculture to a mixed use for agriculture and for the undertaking of sales utilising a hard standing area within the said land
- The requirements of the notice are: Permanently cease using any part of the land and building for sales in contravention of relevant permitted development rights
- The appeal is to be heard by Written Representations

Case Officer: Mark Tansley 01432 261815

Application No. DMNE /100959/L

- The appeal was received on 23 December 2010
- 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 Clayburn
- The site is located at Perrycroft Lodge, Jubilee Drive, Upper Colwall, Herefordshire, WR13 6D
- Internal alterations to create utility room & wet room, fitting new
- external door, construction of single storey garden room with glazed link to the house.
- The appeal is to be heard by Written Representations

Case Officer: Mr Roland Close 01432 261803

APPEALS DETERMINED

Application No. DCCE0009/1444/F

- The appeal was received on 25 March 2010
- 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 Mrs Oseman
- The site is located at Land Off Canal Road, Hereford, Herefordshire, HR1 2EA
- The application was refused on 29 September 2009
- The development proposed was Erection of 17 flats with associated landscaping and parking.
- The main issues are 1) the compatibility of the proposed residential development with strategic proposals for this area of Hereford, having regard to the adopted development plan. 2) the lack of affordable housing as part of the proposals having regard to the adopted development plan. 3) is the effect on flooding

Decision: The application was refused under delegated powers on 2 September 2009 and the appeal was dismissed on 16 December 2010.

Application No DCNE0009/1124/F

- The appeal was received on 26 April 2010
- 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 Mark Stockley
- The site is located at The Lake House, Underdown, Gloucester Road, Ledbury, Here, HR8 2JE
- The application dated 19 March 2009 was refused on 25 September 2009
- The development proposed was Change of use of existing annex to single dwelling with external alterations and new septic tank
- The main issue is the proposal on the pattern and distribution of housing in the countryside

Decision: The planning application was refused under delegated powers on 25 September 2009 and the appeal was dismissed on 24 December 2010.

Case Officer: Mr C Brace 01432 261795

Application No. DMN/100813/O

- The appeal was received on 14 September 2010
- 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 David Field
- The site is located at Land off, Queens Court, Ledbury, Herefordshire, HR8 2AL
- The application dated 25 March 2010 was refused on 4 August 2010
- The development proposed was Erection of one pair of semi detached 2 bedroomed houses.
- The main issues are: the effects of the proposed development on the character and appearance of the area and in view of the 'car free' nature of the scheme, whether there would be parking or servicing difficulties arising which could affect highway safety.

Decision: The application was refused under delegated powers on 4 August 2010 and the appeal was dismissed on 21 December 2010.

Case Officer: Mr R Close 01432 261803

Application No. DMNE/092242/A

- The appeal was received on 12 March 2010
- 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 Primesight Ltd
- The site is located at Newtown Cross Garage, Lower Eggleton, Ledbury, Herefordshire, HR8 2TZ
- The application dated 18 September 2009 was refused on 30 December 2009
- The development proposed was Erection of one internally illuminated free standing double sided
- The main issues are the effect of the proposed display safety in particular whether the proposed display would be harmful to the visibility of drivers leaving Green Garth, an adjacent dwelling and the effect on amenity

Decision: The application was refused under delegated powers on 30 December 2009 and the appeal was dismissed on 23 December 2010.

Case Officer: Mr R Close 01432 261803

Application No. DMS/101286/FH

- The appeal was received on 10 November 2010
- 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 Michael Lincez
- The site is located at Cider Barn, Step House Farm, Pencraig, Ross on Wye, Hfds, HR9 6HR
- The application dated 21 May 2010 was refused on 3 September 2010
- The development proposed was Replacement of existing covered yard with extension comprising new kitchen and sun room
- The main issue is the proposal on the character and appearance of the existing building and surroundings

Decision: The application was refused under delegated powers on 3 September 2010 and the appeal was dismissed on 29 December 2010.

Case Officer: Mr A Prior 01432 261932

Application No. DMSE/101260/F

- The appeal was received on 21 September 2010
- 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 D Williams
- The site is located at Long Ridge, Linton, Ross On Wye, Herefordshire, HR9 7RS
- The application dated 22 May 2010 was refused on 13 August 2010
- The development proposed was Proposed extension to holiday accommodation.
- The main issues are the effect on the character and appearance of the appeal building and the locality, and the effect of the appeal scheme on sustainability in the context of policies at local and national level which seek to restrict new housing in the open countryside.

Decision: The planning application was refused under delegated powers on 13 August 2010 and the appeal was allowed on 30 December 2010.

Case Officer: Mr D Thomas 01432 261974

Application No. DMSE/101193/F

- The appeal was received on 29 September 2010
- 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 Miss J Johnson
- The site is located at Horn Hill Cottage, Drybrook, Herefordshire, GL17 9BN
- The application dated 18 May 2010 was refused on 9 August 2010
- The development proposed was Proposed siting of static caravan for use as holiday let.
- The main issues are the effect of the proposal on the character and appearance of the countryside, and whether the site is a sustainable location for development of this kind.

Decision: The application was refused under delegated powers on 9 August 2010 and the appeal was Dismissed on 5 January 2011.

Case Officer: Mr D Thomas 01432 261974

Application No. DMNE/091944/L

- The appeal was received on 3 August 2010
- 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 & Mrs Craig & Sara Gardener
- The site is located at Jacobs Cottage, Halmonds, Frome, Bishops Frome, Worcester, Herefordshi
- The application dated 21 September 2009 was refused on 25 January 2010
- Demolition of existing single and two storey extensions, construction
- of new extension and complete refurbishment of original timber framed building. (grade II listed)

Decision: The appeal was withdrawn on 5 January 2011.

Case Officer: Mr C Brace 01432 261795

Application No. DMNE/091943/FH

- The appeal was received on 3 August 2010
- 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 & Mrs Craig & Sara Gardener
- The site is located at Jacobs Cottage, Halmonds, Frome, Bishops Frome, Worcester, Herefordshi
- The application dated 21 September 2009 was refused on 25 January 2010
- Demolition of existing single and two storey extensions, construction
- of new extension. Complete refurbishment of original timber framed building (grade 11 listed).

Decision: The appeal was withdrawn on 5 January 2011.

Case Officer: Mr C Brace 01432 261795

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