

<b>MEETING:</b>	<b>PLANNING COMMITTEE</b>
<b>DATE:</b>	<b>27 APRIL 2011</b>
<b>TITLE OF REPORT:</b>	<b>APPEALS</b>

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**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/103364/F**

- The appeal was received on 8 April 2011
- 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 J Parry
- The site is located at Land South of 5 Stonehill Drive, Bromyard, Herefordshire, HR7 4BE
- The development proposed is a proposed 3 bedroom bungalow with garage.
- The appeal is to be heard by Written Representations

**Case Officer: Ms R Jenman on 01432 261961**

## **APPEALS DETERMINED**

### **Application No. DMS/101943/O**

- The appeal was received on 6 December 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 P Sanderson
- The site is located at 253 Whitecross Road, Hereford, Herefordshire, HR4 0LT
- The application dated 12 July 2010 was refused on 4 November 2010
- The development proposed was Proposed detached dwelling.

- The main issues are whether the proposal would have a harmful effect on the character and appearance of the surrounding area; and the effect of the proposal on the living conditions of adjoining occupiers in relation to daylight, sunlight and whether there would be any visual intrusion

**Decision:** The application was refused under delegated powers on 4 November 2010.  
The appeal was **Dismissed** on 22 March 2011.

**Case Officer: Mr D Dugdale on 01432 261566**

**Application No. DMSW/092489/O**

- The appeal was received on 21 December 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 Manning
- The site is located at Land at Clay Pitts, Pontrilas, Hereford, HR2 0BW
- The application dated 1 October 2009 was refused on 7 June 2010
- The development proposed was outline planning for one agricultural workers dwelling.
- The main issue is whether there is an agricultural justification for the proposed dwelling in the countryside in terms of functional need and meeting the necessary financial test.

**Decision:** The planning application was refused under delegated powers on 7 June 2010.  
The appeal was **Allowed** on 30 March 2011.

**Case Officer: Mr A Prior on 01432 261932**

**Application No. DMNE/092262/F**

- The appeal was received on 4 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 Freeman
- The site is located at Freeman's Paddock, Bromtrees Hall, Bishop's Frome, Herefordshire, WR6 5BY
- The application dated 24 August 2009 was refused on 12 May 2010
- The development proposed was the change of use of land from agricultural to family travellers site, including stationing of two mobile homes and two touring caravans, construction of barn (retrospective) and new access.
- The main issues are:
  - i) The effect of the proposal on the character and appearance of the surrounding countryside;
  - ii) Whether or not the site is reasonably located in relation to services and facilities; and
  - iii) Any other matters in support of the proposal including, the general need for and provision of gypsy and traveller sites in the area and the personal needs and accommodation options of the appellant and his family and their personal circumstances.

**Decision:** The application was refused by Committee, contrary to Officer recommendation, on 12 May 2010.  
The appeal was **Allowed** on 28 March 2011.  
An application for the award of costs, made by the appellant against the Council, was **Allowed**.

**Case Officer: Mr C Brace on 01432 261795**

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