

MEETING:	PLANNING COMMITTEE
DATE:	2ND NOVEMBER 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. DMS /110810/F

- The appeal was received on 10 October 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 Harry Bramer
- The site is located at Land nr. Caradoc, Sellack, Herefordshire, HR9 6LS
- The development proposed is Carport to plot 1, and five garages to replace garden sheds.
- The appeal is to be heard by Written Representations

Case Officer: Mr E Thomas on 01432 260479

APPEALS DETERMINED

Application No. DMS/103011/F

- The appeal was received on 11 July 2011
- 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 Mary Jones
- The site is located at Winnal Common Farm, Winnal, Allensmore, Herefordshire, HR2 9BS
- The application dated 10 November 2010 was refused on 12 January 2011
- The development proposed was Proposed variation of condition 2 of planning permission DMSW/101073/F

- The main issue is whether the proposal would result in unacceptable light pollution and/or additional noise disturbance to nearby residential occupiers

Decision: The application was refused under Delegated Powers on 12 January 2011
The appeal was Dismissed on 4 October 2011

Case Officer: Mr A Prior on 01432 261932

Application No. DMS/102972/F

- The appeal was received on 29 June 2011
- 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 Carlos Felices
- The site is located at Castle Lodge Hotel, Green Court, Wilton, Ross on Wye, HR9 6AD
- The application dated 12 November 2010, was refused on 6 April 2011
- The development proposed was Removal of Conditions 13 and 16 of Planning Permission
- The main issues are:
 - i) Whether the conditions in dispute are necessary to safeguard highway safety on the strategic and local road networks, secure appropriate parking provision for the hotel and proposed restaurant, and protect the living conditions of neighbouring occupiers.
 - ii) Whether the disputed conditions which limit the restaurant within the barn to ancillary usage by the hotel are reasonable.

Decision: The application was refused at Planning Committee contrary to Officer Recommendation on 6 April 2011
The appeal was Dismissed on 6 October 2011
An application for the award of costs, made by the appellant against the Council, was Dismissed

Case Officer: Mr A Prior on 01432 261932

Application No. DMS/110101/F

- The appeal was received on 16 June 2011
- 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 John White
- The site is located at Land Rear of Greytree Lodge, Second Avenue, Ross on Wye, Herefordshire, HR9 7HT
- The application dated 4th January 2011, was refused on 27 April 2011
- The development proposed was Proposed erection of bungalow and access drive.
- The main issues are:
 - i) The effect of the proposal on the living conditions of occupiers of nearby residential properties;
 - ii) Whether the proposal would provide adequate amenity space for future occupiers of the proposed bungalow
 - iii) The effect of the proposal on highway safety.

Decision: The application was refused by Committee, contrary to officer recommendation, on 27 April 2011
The appeal was Allowed on 10 October 2011
An application for the award of costs, made by the appellant against the Council, was allowed

Case Officer: Mr D Thomas on 01432 261974

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