

<b>MEETING:</b>	<b>PLANNING COMMITTEE</b>
<b>DATE:</b>	<b>29 AUGUST 2012</b>
<b>TITLE OF REPORT:</b>	<b>APPEALS</b>

**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. S 113263/L**

- The appeal was received on 3 August 2012
- 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 Robert Garner
- The site is located at St Andrews Mead, Allensmore, Herefordshire, HR2 9AG
- The development proposed is Installation of photovoltaic panels on South facing roof.
- The appeal is to be heard by Written Representations

**Case Officer: Andrew Prior on 01432 261932**

## **APPEALS DETERMINED**

### **Application No. N111754/FH**

- The appeal was received on 14 February 2012
- 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 William Rowlatt
- The site is located at 6 Castle Close, Eardisley, Hereford, Herefordshire, HR3 6NL
- The application dated 5<sup>th</sup> September 2011 was refused on 31 October 2011
- The development proposed was Installation of photovoltaic solar energy panels to the roof.

- The main issues are the effect of the proposal on the character, appearance and special interest of the building and on the settings of nearby listed buildings, and whether it would preserve or enhance the character or appearance of the Conservation area

**Decision:** The application was refused under delegated powers on 31 October 2011.  
The appeal was dismissed on 18 July 2012.

**Case Officer: Mr P Mullineux on 01432 261808**

**Application No. N112601/L**

- The appeal was received on
- 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 William Rowlatt
- The site is located at 6 Castle Close, Eardisley, Hereford, Herefordshire, HR3 6NL
- The application dated 5 September 2011 was refused on 31 October 2011
- The development proposed was Installation of photovoltaic solar energy panels to the roof.
- The main issue is whether the proposal would preserve the listed building and any features of special architectural or historic interest it possesses

**Decision:** The application was refused under delegated powers on 31 October 2011.  
The appeal was Dismissed on 18 July 2012.

**Case Officer: Mr P Mullineux on 01432 261808**

**Application No. N111375/F**

- The appeal was received on 27 January 2012
- 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 Paul Thorne
- The site is located at Lucton School, Lucton, Herefordshire, HR6 9PN
- The application dated 31 May 2010 was refused on 20 July 2011
- The development proposed was New equestrian manege for school and community use with improvements to road access.
- The main issues are: The impact of the proposal on the setting and enjoyment of the adjacent Croft Castle Grade II\* registered historic park and garden, the setting of the nearby Grade II\* listed building of Lucton School, and appearance and character of the area in general

**Decision:** The application was refused under delegated powers on 20th July 2011.  
The appeal was dismissed on 19 July 2012.

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

**Application No. S111711/F**

- The appeal was received on 21 February 2012
- 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 I Joseph
- The site is located at Land at Lower Lyde (Parcel 7209), Sutton St Nicholas, Hereford, HR1 3AS
- The application dated 24<sup>th</sup> June 2011 was refused on 11 January 2012
- The development proposed was Siting of temporary living accommodation for agricultural worker.
- The main issue is whether the agricultural enterprise justifies the residential accommodation proposed, having regard to the aims of national and local planning policies and guidance which seek to restrict new development in the countryside.

**Decision:** The application was refused by Committee, contrary to Officer recommendation on 11 January 2012.  
The appeal was allowed on 20 July 2012.

**Case Officer: Mr M Tansley on 01432 261815**

**Application No. S110387/O**

- The appeal was received on 2 December 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 Peter Smith
- The site is located at Land North of, Hawthorn Rise, Peterchurch, Hereford, HR2 0RQ
- The application dated 7<sup>th</sup> February 2011, was refused on 2 November 2011
- The development proposed was Erection of sixteen dwellings, construction of vehicular access and associated works.
- The main issue is the effect of the proposed access road on the living conditions of the occupiers of existing dwellings, with particular regard to noise and disturbance

**Decision:** The application was refused contrary to officer recommendation on 2 November 2011.  
The appeal was Dismissed on 20 July 2012.

**Case Officer: Andrew Prior on 01432 261932**

**Application No. S120077/FH**

- The appeal was received on 31 May 2012
- 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 A Houghton
- The site is located at Brick Kiln Barn, Ufton Court, Holme Lacy, Herefordshire, HR2 6PH
- The application dated 5 January 2012 was refused on 28 February 2012
- The development proposed was Proposed detached garage with games room over.
- The main issue is the effect of the proposed building on the character and appearance of its surroundings

**Decision:** The application was refused under delegated powers on 5 January 2012.  
The appeal was dismissed on 26 July 2012.

**Case Officer: Mr Edward Thomas on 01432 260479**

**Application No. N120930/FH**

- The appeal was received on 5 July 2012
- 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 Wayne Lewis
- The site is located at South Winds, Dinmore, Herefordshire, HR1 3JP
- The application dated 22 March 2012 was refused on 23 May 2012
- The development proposed was Proposed first floor and single storey extensions.
- The main issues are the effects of the proposals on (a) the character and appearance of the host property and surrounding area, and (b) on biodiversity.

**Decision:** The application was refused under delegated powers on 22 March 2012.  
The appeal was dismissed on 3 August 2012.  
An application for award of costs made by the Council against the appellant was allowed.

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