

MEETING:	PLANNING COMMITTEE
DATE:	13 MARCH 2013
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 122729/FH

- The appeal was received on 7 February 2013
- 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 Mrs Janet Dunn
- The site is located at The Hop Barn, Hope House Lane, Stanford Bishop, Herefordshire, WR6 5TZ
- The development proposed is a single storey extension.
- The appeal is to be heard by Householder Procedure

Case Officer: Mr M Tompkins on 01432 261795

Enforcement Notice EN2012/001769/ZZ

- The appeal was received on 6 February 2013
- 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 & Mrs Poultney
- The site is located at The Old Rectory, Boat Lane, Whitbourne, Worcester, Herefordshire
- The breach of planning control alleged in this notice is:
 - Without planning permission, change of use of land from a single dwelling house to a mixed use for holiday accommodation and function venue.
- The requirements of the notice are to cease the use of the premises as a function venue
- The appeal is to be heard by Hearing

Case Officer: Mrs S Kinnersley on 01432 261933

Application 121554/F

- The appeal was received on 15 February 2013
- 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 Ms C Rout
- The site is located at former Pomona Works, Attwood Lane, Holmer, Hereford
- The development proposed is the demolition of existing building and erection of 34 houses and garages
- The appeal is to be heard by Inquiry

Case Officer: Ms K Gibbons on 01432 261781

Application 122500/F

- The appeal was received on 22 February 2013
- 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 Mrs S Parkinson
- The site is located at land adjacent to, 8 Llanwe Close, Old Eign Hill, Hereford
- The development proposed is a new dwelling and gardens with new access onto highway.
- The appeal is to be heard by Written Representations

Case Officer: Mr E Thomas on 01432 260479

Application 122497/F

- The appeal was received on 26 February 2013
- The appeal is made under Section 78 of the Town and Country Planning Act 1990 against non-determination
- The appeal is brought by Mr David Thomas
- The site is located at land at Green Lane Cottage, Green Lane, Yarpole, Leominster
- The development proposed is the demolition of existing detached house and erection of five, two storey detached houses, together with new vehicular access, private drive, parking areas and garages
- The appeal is to be heard by Written Representations

Case Officer: Mr A Banks on 01432 383085

Application 121535/F

- The appeal was received on 27 February 2013
- The appeal is made under Section 78 of the Town and Country Planning Act 1990 against Planning Conditions
- The appeal is brought by Mr Alan Preece
- The site is located at mobile home Little Edwards, Newton, St Margarets, Vowchurch, Herefordshire, HR2 0QG
- Removal of condition 1 of planning permission DCSW2006/1699/F (upheld at appeal): For a permanent site for a mobile home.
- The appeal is to be heard by Written Representations

Case Officer: Miss L Hughes on 01432 260141

APPEALS DETERMINED

Application No. 120897/F

- The appeal was received on 5 September 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 D Mason, M Forder & A Chadd
- The site is located at 49,51,53 Barton Road, Hereford, HR4 0AY
- The application dated 22 March 2012 was refused on 16 May 2012
- The development proposed was proposed first floor balconies.
- The main issue was:
 - The effect that the development would have on the living conditions of the occupiers of the adjoining properties with regard to any loss of privacy from overlooking and any noise and disturbance that might arise from use of the balconies proposed

Decision:

- The application was refused, under Delegated Powers, on 16 May 2012
- The appeal was dismissed on 18 February 2013.

Case Officer: Mr M Lane on 01432 260474

Application 113564/F

- The appeal was received on 19 October 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 Nigel Braithwaite
- The site is located at Garden of the Bull Ring Inn, Kingstone, Hereford, HR2 9HE
- The application dated 18 December 2011 was refused on 16 May 2012
- The development proposed was the change of use of the garden from use class A4 drinking establishment to Use Class C3 Dwellinghouses, construction of 2 new dwellings and a public footpath.
- The main issues were:
 - The availability of a Community Facility
 - The safety of users of the highway with regard to the visibility that can be achieved at the proposed site entrance

Decision:

- The application was refused by Committee, contrary to Officer recommendation, on 16 May 2012
- The appeal was Dismissed on 20 February 2013
- An application for the award of costs, made by the Appellant against the Council, was allowed

Case Officer: Mr A Prior on 01432 261932

Application 121952/J

- The appeal was received on 5 October 2012
- The appeal was made under Section 78 of the Town and Country Planning Act 1990 against Refusal of TPO Application
- The appeal was brought by Mr William Mason
- The site is located at Lodge Bungalow, Lugwardine Court, Lugwardine, Hereford, HR1 4AE
- The development proposed was Fell 1 x Yew Tree
- The main issues are:
 - The effect of the felling the Yew on the character and appearance of the surrounding area,
 - Whether the reasons given for felling the tree justify that course of action

Decision:

- The application was refused under delegated powers on 23 August 2012
- The appeal was Dismissed on 20 February 2013

Case Officer: Ms J Wheatley on 01432 260157

Application 113263/L

- The appeal was received on 3 August 2012
- The appeal was made under Section 78 of the Town and Country Planning Act 1990 against Refusal of Listed Building Consent
- The appeal was brought by Mr Robert Garner
- The site is located at St Andrews Mead, Allensmore, Herefordshire, HR2 9AG
- The development proposed was the installation of photovoltaic panels on South facing roof.
- The main issue is whether the works preserve the special architectural or historic interest of this Grade II Listed Building

Decision:

- The application was refused under Delegated Powers on 28 March 2012
- The appeal was dismissed on 28 February 2013

Case Officer: Mr A Prior on 01432 261932

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