

MEETING:	PLANNING COMMITTEE
DATE:	18 MAY 2016
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 an executive decision

Recommendation

That the report be noted.

APPEALS RECEIVED

Application 153078

- The appeal was received on 31 March 2016
- The appeal is made under Section 78 of the Town and Country Planning Act 1990 against Refusal of Planning Permission
- The appeal is brought by Mr Robert Stuliglowa
- The site is located at 28 Breinton Road, Hereford, Herefordshire, HR4 0JX
- The development proposed is Proposed change of use of dwelling to form House of Multiple Occupancy for up to 8 people
- The appeal is to be heard by Written Representations

Case Officer: Mrs Charlotte Atkins on 01432 260536

Application 150765

- The appeal was received on 27 April 2016
- The appeal is made under Section 78 of the Town and Country Planning Act 1990 against Refusal of Planning Permission
- The appeal is brought by Mr Angus Davison
- The site is located at Trumpet Fields adjacent A438, Trumpet, Ledbury, Herefordshire, HR8 2RA
- The development proposed is Erection of polytunnels on fields at Trumpet for covered commercial growing of soft fruit and new pond area.
- The appeal is to be heard by Written Representations

Case Officer: Mr Roland Close on 01432 261803

APPEALS DETERMINED

Application 150995

- The appeal was received on 14 January 2016
- The appeal was made under Section 78 of the Town and Country Planning Act 1990 against Refusal of Planning Permission
- The appeal was brought by Mr F Price
- The site is located at Land at Yarpole, Leominster, Herefordshire
- The development proposed was Proposed 6 no detached dwellings & 4 no garages
- The main issue is whether the proposal can be considered as sustainable development, having particular regard to:
 - flood risk and land drainage;
 - the effect on the adjacent Conservation Area and on the character and appearance of the surrounding area more generally;
 - highway safety;
 - the setting of nearby listed buildings;
 - ecology;
 - and the effect on local services and infrastructure in the absence of a planning obligation

Decision:

- The application was Refused under Delegated Powers on 27 November 2015.
- The appeal was Dismissed on 25 April 2016.
- An Application for the award of Costs, made by the Appellant against the Council, was allowed in part.

Case Officer: Mr Nicholas Hall on 01432 261808

Application 151875

- The appeal was received on 10 December 2015
- The appeal was made under Section 78 of the Town and Country Planning Act 1990 against Refusal of Prior Approval
- The appeal was brought by Mr K Lewis
- The site is located at Workshop Building, Middle Common Piggery, Lower Maescoed, Herefordshire
- The development proposed was Proposed change of use of an agricultural building to a dwelling.
- The main issues were:
 - (a) Whether, on the balance of probabilities, the building in question was used solely for agricultural purposes on 20 March 2013 as set out in Class Q.1(a)(i);
 - (b) Whether the building works proposed fall within the terms of Class Q.1(i)(i) with particular reference to internal alterations;
 - (c) Whether the location or siting of the building makes it otherwise impractical or undesirable for the building to change from agricultural use to a dwelling (Class Q.2(1)(e)).

Decision:

- It was determined that Planning Permission was Required under Delegated Powers on 19 August 2015
- The appeal was Dismissed on 26 April 2016

Case Officer: Mr Matt Tompkins on 01432 261795

Application 081479DCNW2008/1289/F

- The appeal was received on 26 November 2015
- The appeal was made under Section 78 of the Town and Country Planning Act 1990 against Planning Conditions
- The appeal was brought by Bolsterstone Innovative Energy (Reeves Hill) Ltd
- The site is located at Reeves Hill, Reeves Lane, Near Knighton, Herefordshire
- The development proposed was Proposed erection and operation of 4 Wind Turbines and associated
- The main issue is whether the information submitted by the appellant in respect of condition 14 is sufficient for it to be discharged.

Decision:

- The condition was Refused under Delegated Powers on 9 July 2015.
- The appeal was Dismissed on 26 April 2016.

Case Officer: Mr M Tansley on 01432 261815