

ITEM FOR INFORMATION - APPEALS

APPEALS RECEIVED**Application No. DCNW2004/3353/F**

- The appeal was received on 12th July, 2005.
- 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 Kington Building Supplies.
- The site is located at Sunnysdale, Floodgates, Kington, Herefordshire, HR5 3NE.
- The development proposed is Removal of existing bungalow & garage, proposed three cottage type dwellings.
- The appeal is to be heard by Written Representations.

Case Officer: Philip Mullineux on 01432 261808

Application No. DCNC2004/4002/F

- The appeal was received on 1st July, 2005.
- 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 Lloyds TSB Group Plc.
- The site is located at Lloyds TSB Bank, 9 Corn Square, Leominster, Herefordshire, HR6 8LT.
- The development proposed is Proposed external disabled ramp.
- The appeal is to be heard by Written Representations.

Case Officer: Astrid Jahn on 01432 261560

APPEALS DETERMINED**Application No. EN2004/0052/ZZ**

- The appeal was received on 15th December, 2004.
- 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. M.A. Leake.
- The site is located at Horners Mill, Whitbourne, Herefordshire.
- The breach of planning control alleged in this notice is "Without planning permission change of use of an open storage building for the storage and repair of wooden pallets."
- The requirements of the notice are: Cease the use of the open storage building for the storage and repair of wooden pallets.
- The main issue is the land to which the notice relates extends beyond the building referred to in the description of the breach.

Decision: The appeal was Quashed on 22nd July, 2005.

Case Officer: Duncan Thomas on 01432 383093

Application No. DCNC2004/1894/F

- The appeal was received on 17th November, 2004.
- 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. Leake.
- The site is located at Horners Mill, Ladywood, Whitbourne, Worcester, Herefordshire, WR6 5RY.
- The application, dated 22nd April, 2004, was refused on 3rd August, 2004.
- The development proposed was Use of open storage building for repair of wooden pallets, vehicle operations will be with 3 ton LV.
- The main issue are: the effect of the development on the safety and free flow of traffic on the approach roads to the site and its impact on the living conditions of occupiers of nearby dwellings in terms of disturbance due to noise.

Decision: The appeal was DISMISSED on 22nd July, 2005.

Case Officer: Duncan Thomas on 01432 383093

Application No. DCNW2004/3846/O

- The appeal was received on 17th March, 2005.
- 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. L. Morgan.
- The site is located at Land adjacent to Wisteria Cottage, Leintwardine, Craven Arms, Herefordshire, SY7 0LS.
- The application, dated 20th October, 2004, was refused on 30th December, 2004.
- The development proposed was Site for the erection of one dwelling.
- The main issue is the proposal would involve residential development in the countryside.

Decision: The appeal was **DISMISSED** on 19th July, 2005.

Case Officer: Kelly Gibbons on 01432 261781

Application No. EN2004/0036/ZZ

- The appeal was received on 4th November, 2004.
- 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. K. Brandwood.
- The site is located at Land at Dingle Top, Staunton-on-Arrow, Leominster, Hereford, HR6 9LE.
- The breach of planning control alleged in this notice is "Without planning permission, change of use of the land from use for garden purpose to use for the siting of two caravans for residential purposes, a building erected around them and a further building erected for the storage of domestic items".
- The requirements of the notice are:
 1. Cease the residential use of the land.
 2. Remove the caravans from the land.
 3. Demolish the building surrounding the caravans.
 4. Demolish the building containing the domestic items.
 5. Remove all materials that arise from the removal of the caravans and demolition of the buildings from the land.
- The main issue is the 6 months period for compliance with the requirements of the notice, which does not start to run until the date of this decision.

Decision: The Notice and plan are corrected; subject thereto the appeal is dismissed and the notice is upheld on 1st July, 2005.

Case Officer: Yvonne Coleman on 01432 383090

Application No. DCNC2004/3394/F

- The appeal was received on 10th February, 2005.
- 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. L. Gore.
- The site is located at Southley Barn, Woonton, Leominster, Herefordshire, HR6 0HL.
- The application, dated 20th September, 2004, was refused on 18th November, 2004.
- The development proposed was Single storey and two storey extensions.
- The main issue is the effect of the proposed development on the character and appearance of the countryside.

Decision: The appeal was **DISMISSED** on 30th June, 2005.

Case Officer: Astrid Jahn on 01432 261560

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