

ITEM FOR INFORMATION - APPEALS**APPEALS RECEIVED****Application No. DCNE2006/2305/A**

- The appeal was received on 6th September 2006
- 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 Titan Outdoor Advertising LTD
- The site is located at External Wall of Railway Station, Ledbury, Herefordshire
- The development proposed is 1 no. "16 Sheet" measuring 1300x1900 mm
- The appeal is to be heard by Written Representations

Case Officer: Roland Close on 01432 261803

Application No. DCNC2006/0795/F

- The appeal was received on 12th September 2006
- 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 J.F. Bell
- The site is located at Land at the Baiting House, Stourport Road, Upper Sapey, Herefordshire
- The development proposed is Change of use to locate 12 No. lodge style holiday static caravans with landscaping and environmental improvements.
- The appeal is to be heard by Written Representations

Case Officer: Andrew Banks on 01432 383085

Application No. DCNC2006/1225/F

- The appeal was received on 13th September 2006
- 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 F Evans
- The site is located at Workshops, Leopard Alley, Bromyard, Herefordshire, HR7 4DT
- The development proposed is Demolition of steel framed building for erection of 4 No. flats including refurbishment of adjacent brick building
- The appeal is to be heard by Written Representations

Case Officer: Andrew Banks on 01432 383085

Application No. DCNC2006/1304/O

- The appeal was received on 14th September 2006
- 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 & Mrs F Tisdale
- The site is located at Cherry Tree Cottage, Leysters, Leominster, Herefordshire, HR6 0HW
- The development proposed is Site for the erection of one dwelling.

Further information on the subject of this report is available from the relevant Case Officer

- The appeal is to be heard by Written Representations

Case Officer: Nigel Banning on 01432 383093

Application No. DCNE2005/3887/F

- The appeal was received on 19th September 2006
- 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 Vaughan
- The site is located at Furrows Farm, Bishops Frome, Herefordshire
- The development proposed is Conversion of barn to dwelling; new detached garage with studio/workshop over and new vehicle access.
- The appeal is to be heard by Written Representations

Case Officer: Edward Thomas on 01432 261795

Application No. DCNC2006/1105/F

- The appeal was received on 29th September 2006
- 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 C Brant
- The site is located at The Paddocks, Normans Lane, Stoke Prior. Leominster. Herefordshire. HR6 0LQ
- The development proposed is Retention of Agricultural Building.
- The appeal is to be heard by Written Representations

Case Officer: Nigel Banning on 01432 383093

Application No. DCNE2006/0450/F

- The appeal was received on 16th October 2006
- 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 I Dovey
- The site is located at Plot 2 Sunnyside, Acton Beauchamp, WR6 5AF
- The development proposed is Re-location and enlargement of garage, (ppNE2003/1209/F) to include office over and covered walkway connecting it to house,
- The appeal is to be heard by Hearing

Case Officer: Roland Close on 01432 261803

Application No. DCNC2006/2020/F

- The appeal was received on 25th October 2006
- 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 G Bradbury
- The site is located at Land to the rear of 79 South Street, Leominster, Herefordshire, HR6 8JH
- The development proposed is Proposed 3 no. detached dwellings and garages.

- The appeal is to be heard by Written Representations

Case Officer: Nigel Banning on 01432 383093

APPEALS DETERMINED

Application No. DCNC2004/3910/O

- The appeal was received on 15th September 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 JP Farms Ltd
- The site is located at Sodgley Farm Buildings, Sodgley, Leominster
- The application, dated 27th October 2004, was refused on 6th September 2005
- The development proposed was Site for a farm workers dwelling
- The main issue is whether the proposal is acceptable as an exception to policy on the grounds of agricultural need, whether the Functional Test is satisfied, and whether there is an essential need for an agricultural workers dwelling at this specific location in consideration of the farming enterprise.

Decision: The appeal was DISMISSED on 31st August 2006
An application for the award of costs against the Council was also DISMISSED.

Case Officer: Philip Mullineux on 01432 261808

Enforcement Notice. EN2005/0076/ZZ

- The appeal was received on 31st January 2006
- 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 G Leake
- The site is located at Horners Mill, Ladywood, Whitbourne, WR6 5RY
- The breach of planning control alleged in this notice is:
Without planning permission of a change of use of the land to a mixed use of agriculture residential and storage and repair of wooden pallets
- The requirements of the notice are
Cease the use of the land and the open storage building thereon for the storage and repair of wooden pallets.
- The main issue is whether the use of the land for the storage of pallets has been continuous for ten years or longer.

Decision: The appeal was DISMISSED on 5th September 2006
An application for the award of costs, made by the appellant against the Council, was DISMISSED
An application for the award of costs, made by the Council against the appellant, was DISMISSED

Case Officer: Mark Tansley on 01432 261956

Application No. DCNC2006/0533/F

- The appeal was received on 9th June 2006
- 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 P Tittley
- The site is located at New Cottage, Upper Common, Eyton, Leominster, Herefordshire, HR6 0AQ
- The application, dated 20th February 2006, was refused on 18th April 2006
- The development proposed was Proposed two storey extension
- The main issues are the relationship of the proposed extension with the existing dwelling, and the impact upon the setting of a nearby listed building.

Decision: The appeal was DISMISSED on 11th September 2006

Case Officer: Mark Tansley on 01432 261956

Application No. DCNC2005/0750/O

- The appeal was received on 1st December 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 E G Gillum
- The site is located at North Road Stables, North Road, Leominster, Herefordshire, HR6 8OB
- The application, dated 8th March 2005, was refused on 5th September 2005
- The development proposed was Site for the erection of an equine workers dwelling.
- The main issue is erection of a dwelling house in the countryside

Decision: The appeal was DISMISSED on 6TH October 2006

Case Officer: Nigel Banning on 01432 383093

Application No. DCNW2005/3082/F

- The appeal was received on 16th February 2006
- 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 J R M Developments Ltd
- The site is located at Maesydari Site, Kington, Herefordshire, HR5 3FA
- The application, dated 20th September 2005, was refused on 30th November 2005
- The development proposed was Residential development for 58 dwellings, 88 car parking spaces, new access road and landscaping
- The main issue is whether the proposal would result in a form and layout of development that would acceptably relate to the character and appearance of the surrounding area, and whether the proposal would preserve or enhance the character or appearance of the adjacent Kington Conservation Area

Decision: The appeal was UPHeld on 10th October 2006
The application by the appellant for the award of costs against the Council was DISMISSED

Case Officer: Ed Thomas on 01432 261795

Enforcement Notice EN2006/0020/ZZ

- The appeal was received on 23rd June 2006
- 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 J.C Hanson
- The site is located at Home Farm, Eardisland, Leominster, Herefordshire, HR6 9DN
- The breach of planning control alleged in this notice is:
Without planning permission, the erection of an unauthorized cattle shed on the site
- The requirements of the notice are:
Remove the cattle shed building and all resultant materials from the land
- The main issue is the effect of the unauthorized building on the adjacent stable block, which is Listed by virtue of its relationship with Burton Court, a Grade II* Listed Building.

Decision: The appeal was UPHeld on 18th October 2006

Case Officer: Philip Mullineux on 01432 261808

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