

PLANNING COMMITTEE

13 DECEMBER 2011

REPORT OF THE TEMPORARY HEAD OF PLANNING

A.1 PLANNING APPEALS AND APPEAL DECISIONS

PLANNING APPEALS RECEIVED

Notification has been received from the Planning Inspectorate that the following appeals have been lodged.

<u>Appeal No.</u>	<u>Application No.</u>	<u>Proposal</u>	<u>Appellant</u>
11/00067/FHOUSE	11/00786/FUL	Erection of a timber framed shed (relocation of shed approved under 11/00536/FUL) – The Bower, Clacton Road, Elmstead, CO7 7DB	Mr Michael Clement

<u>Appeal No.</u>	<u>Application No.</u>	<u>Proposal</u>	<u>Appellant</u>
11/00068/FHOUSE	11/00775/FUL	Extension & alterations - Heathdene, Clacton Road, Weeley Heath, CO16 9ED	Mr & Mrs Highfield

<u>Appeal No.</u>	<u>Application No.</u>	<u>Proposal</u>	<u>Appellant</u>
11/00070/REFUSE	11/00751/FUL	Proposed detached dwelling – Land Adj. Thorpe Green Farm, Colchester Road, Thorpe le Soken, CO16 0AB	Mr & Mrs Jones

Background Papers

Planning Inspectorate Notification Letters.

TPO APPEALS RECEIVED

Notification has been received from the Planning Inspectorate that the following Tree Preservation Orders appeals have been lodged.

<u>Appeal No.</u>	<u>Application No.</u>	<u>Proposal</u>	<u>Appellant</u>
11/00069/REFUSE	11/01091/TPO	Quercus ilex - T1 - spur off base of T2 - fell. Quercus ilex - T2 - reduce height of tree by 8-10 ft. Quercus ilex - T3 - fell but leave a stump of 6-8 ft – 9 Rosewood Park, Mistley, CO11 1UA	Mr H Naylor

Background Papers.

Planning Inspectorate Notification Letters.

PLANNING APPEAL DECISIONS

Notification has been received from the Planning Inspectorate that the following appeals have been decided. If you wish to see the decision in full then please contact Wendy Townsend by email wtownsend@tendringdc.gov.uk or by phone 01255 686128.

<u>Application No.</u>	<u>Address</u>	<u>Proposal</u>	<u>Decision</u>
11/00024/FUL	Holland House, 95 Skelmersdale Road, Clacton on Sea, CO15 6BD	Erection of a single bungalow.	Dismissed

Decision Delegated **Officer Recommendation:** N/A

The Inspector considered that the main issue was:-

- The effect that the proposal would have on the character and appearance of this part of Clacton on Sea and;
- The effect of the proposals on the amenity space of those already living at Holland House.

The Inspector Dismissed the Appeal.

<u>Application No.</u>	<u>Address</u>	<u>Proposal</u>	<u>Decision</u>
10/01460/LUEX	123 Colne Way, Point Clear Bay, CO16 8LW	Existing Lawful Use application for dwellinghouse.	Allowed

Decision Delegated **Officer Recommendation:** N/A

The Inspector Allowed the Appeal.

<u>Application No.</u>	<u>Address</u>	<u>Proposal</u>	<u>Decision</u>
11/00502/FUL	27 High Street, Manningtree, CO11 1AH	Proposed change of use from A1 to A2	Dismissed

Decision Non-Determination **Officer Recommendation:** N/A

The Inspector considered that the main issue was:-

- The effect of the proposal on the vitality and viability of Manningtree High Street.

The Inspector Dismissed the Appeal.

<u>Application No.</u>	<u>Address</u>	<u>Proposal</u>	<u>Decision</u>
10/00952/LBC	Chase House, Colchester Road, Elmstead, CO7 7DZ	Installation of skylights in building	Dismissed

Decision Delegated **Officer Recommendation:** N/A

The Inspector considered that the main issue was:-

- The effect of the works on the special architectural and historic interest of the Listed Building.

The Inspector Dismissed the Appeal.

<u>Application No.</u>	<u>Address</u>	<u>Proposal</u>	<u>Decision</u>
11/00535/FUL	The Orchard, Grove Road, Little Clacton, CO16 9NG	Proposed erection of a replacement dwelling	Allowed

Decision Delegated **Officer Recommendation:** N/A

The Inspector considered that the main issue was:-

- Whether the revised siting of the proposed dwelling in this appeal application overcomes the objection set out in the last bullet point (this being – Moving the dwelling away from the general line of development would be harmful to the character and appearance of the area, contrary to the aims of Policy HG12 (i) and (iii), as well as Policy QL11 (i).

The Inspector Allowed the Appeal.

<u>Application No.</u>	<u>Address</u>	<u>Proposal</u>	<u>Decision</u>
11/00216/FUL	Tasconia, Colchester Road, Wix, CO11 2RS	Proposed removal of the existing conservatory and the construction of a rear extension, and the replacement of the roof to a gable type with a loft conversion incorporating 2 No. bedrooms and a bathroom	Dismissed

Decision Delegated **Officer Recommendation:** N/A

The Inspector considered that the main issues were:-

- The effects of the proposal on firstly, the area's character and appearance; and secondly, on the living conditions, particularly in relation to privacy, of the occupiers of the adjacent bungalows in Colchester Road.

The Inspector Dismissed the Appeal.

<u>Application No.</u>	<u>Address</u>	<u>Proposal</u>	<u>Decision</u>
11/00480/FUL	3 Lower Farm, Lower Farm Lane, Brightlingsea	Removal of condition 3 of planning permission TEN/591/74, to remove occupancy of dwelling for persons wholly or mainly employed in agriculture	Allowed

Decision Delegated **Officer Recommendation:** N/A

The Inspector considered that the main issues were:-

- The effect of the removal of the condition on the supply of agricultural workers' dwellings in the general locality.

The Inspector Allowed the Appeal.

Background Papers

Planning Inspectorate Notification Letters.