



**REPORT of
DIRECTOR OF PLANNING AND REGULATORY SERVICES**

**to
NORTH WESTERN AREA PLANNING COMMITTEE
4 APRIL 2016**

OTHER AREA PLANNING AND RELATED MATTERS

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ITEM 1 APPEALS LODGED

Notification has been received from the Planning Inspectorate of the following appeals lodged:

Appeal Start Date: 23/02/2016

Application Number: FUL/MAL/15/00716 (APPX/1545/W/15/3137350)

Site: 12 Colchester Road - Great Totham

Proposal: Proposed 3No. Dwellings and associated car parking. Revised window configuration.

Appeal by: Mr David Clay

Appeal against: Refusal

Appeal procedure requested: Written Representations

Appeal Start Date: 29/022016

Application Number: FUL/MAL/15/00477 (APP/X1545/W/15/3141230)

Site: Strelley Barn - Post Office Road - Woodham Mortimer

Proposal: New build single storey dwelling in grounds of existing residential barn conversion.

Appeal by: Mr Roger Baxter

Appeal against: Refusal

Appeal procedure requested: Written Representations

Appeal Start Date: 15/03/2016

Application Number: HOUSE/MAL/15/00878 (APP/X1545/D/16/3145653)

Site: 26 Walden House Road - Great Totham

Proposal: Front dormers and first floor rear extension

Appeal by: Tom Holmes

Appeal against: Refusal

Appeal procedure requested: Householder Appeal Service (HAS)

Appeal Start Date: 17/03/2016

Application Number: FUL/MAL/15/00628 (APP/X1545/W/16/3144291)

Site: Roundbush - Colchester Road - Great Totham

Proposal: Erection of a detached residence and change of use of former agricultural outbuilding as a private garage.

Appeal by: Mr Bernard Keyes

Appeal against: Refusal

Appeal procedure requested: Written Representations

Appeal Start Date: 17/03/2016

Application Number: OUT/MAL/15/00505 (APP/X1545/W/16/3144899)

Site: Land Adjacent To 56 Top Road - Tolleshunt Knights

Proposal: Outline planning application for the construction of one live/work detached dwelling with associated garaging and off-street parking

Appeal by: Mr P Kelly

Appeal against: Refusal

Appeal procedure requested: Written Representations

Appeal Start Date: 11/2/2016

Enforcement Notice Reference Number: ENF/13/00242/CU

Appeal Reference Number: APP/X1545/C/16/3142293

Site: Bakers Nursery Bakers Lane Tolleshunt Major

Alleged Breach of Planning Control: Without planning permission the change of use if the land for the stationing of a mobile home

Appeal by: Mr J Patrick

Grounds of Appeal:

Ground A

That planning permission should be granted for what is alleged in the notice

Ground B

that the breach of control alleged in the enforcement notice has not occurred as a matter of fact

Ground D

that, at the time of the enforcement notice was issued, it was too late to take enforcement action against the matters stated in the notice

Ground F

that the steps required to comply with the requirements of the notice are excessive, and lesser steps would overcome the objections

Ground G

that the time given to comply with the notice is too short.

Appeal procedure requested: Public Inquiry

ITEM 2 APPEAL DECISIONS

Notification has been received from the Planning Inspectorate of the following appeal decision.

OUT/MAL/15/01010 (Appeal Ref: APP/X1545/W/15/3136955)

Proposal: Outline application for the erection of a detached dwelling with access to be determined

Address: Rainbow Cottage - Kelvedon Road - Wickham Bishops

APPEAL ALLOWED – 7 March 2016

DECISION LEVEL: Delegated

OUT/MAL/14/01202 (Appeal Ref: APP/X1545/W/15/3136324)

Proposal: Outline application for up to 24No. village houses.

Address: Land North Of 48 Woodrolfe Road - Tollesbury

APPEAL ALLOWED– 7 March 2016

DECISION LEVEL: Committee (as per Officer recommendation to Refuse)

OUT/MAL/15/00461 (Appeal Ref: APP/X1545/W/15/3136955)

Proposal: Outline application for the erection of a detached dwelling with access to be determined

Address: Rainbow Cottage - Kelvedon Road - Wickham Bishops

APPEAL ALLOWED – 7 March 2016

DECISION LEVEL: Delegated

WTPO/MAL/15/00608 (Appeal Ref: APP/TPO/X1545/4938)

Proposal: TPO 4/04 T7 - Installation of a root barrier.

Address: Domus - Colchester Road - Great Totham

APPEAL PART ALLOWED & PART DISMISSED (Please see attached appeal decision for full details) – 15 March 2016

DECISION LEVEL: Delegated

14/00215/CU (Appeal Ref: APP/X1545/C/15/3138510)

Land At Corner Of Fambridge Road And St Stephens Road - Cold Norton

Appeal against: Without planning permission the material change of use of the land from agricultural to use for the siting of a caravan for residential purposes

APPEAL ON GROUND (G) IS ALLOWED – It is directed that the enforcement notice be varied by the deletion of 2 calendar months and the substitution of 9 calendar months as the period for compliance. Subject to this variation the enforcement notice is upheld - 16 March 2016