

**PLANNING  
COMMITTEE**

**15th August 2011**

**REPORT TITLE**

Relevant Portfolio Holder	Councillor C. B. Taylor
Portfolio Holder Consulted	No
Relevant Head of Service	Head of Planning and Regeneration Services
Ward(s) Affected	Drakes Cross and Walkers Heath, Hagley, Linthurst, Marlbrook, Sidemoor, St. Johns, Woodvale, Wythall South
Ward Councillor(s) Consulted	No
Non-Key Decision	

**1. SUMMARY OF PROPOSALS**

- 1.1 To note the planning appeal decisions which have been received since the last meeting of the Committee.

**2. RECOMMENDATION**

- 2.1 Members are requested to note the report and accompanying appendices detailing the issues and conclusions in each case.

**3. KEY ISSUES**

**Financial Implications**

- 3.1 There are no financial implications arising from this report except in respect of 3.4.5 below where costs were awarded to the appellants by the Inspector. The amount of costs will depend on what unnecessary or wasted expense incurred by the appellant in relation to the appeal.
- 3.2 The appellants will submit details of their costs to the Local Planning Authority, with a view to reaching agreement on the amount. If agreement cannot be reached, the appellants can refer the case to a costs officer or costs judge of the Supreme Court Costs Office for a separate decision.

**Legal Implications**

- 3.3 There are no legal implications arising from this report.

**Service / Operational Implications**

- 3.4 The appeal decisions are as follows:-

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<b>Name of Appellant</b>	<b>Plan Ref. / Proposal / Decision</b>
3.4.1 Mr. P. Taylor	<p>10/0944-DK - Proposed change of use of land to provide additional dog play area and stockyard; retention of waste disposal unit and oil tank; proposed portacabin and container; retention of parking area and entrance improvements - Hylton Hound Hotel, Middle Lane, Headley Heath, B47 6LD - See <b>APPENDIX 1</b></p> <p>Refused: 1st December 2010 Appeal decision: <b>dismissed</b> - 6th May 2011</p>
3.4.2 Mr. R. Lewis	<p>10/0326-CE - Proposed demolition of an existing dwelling and erection of two detached dwellings - Touchstones, 19 Plymouth Road, Barnt Green, B45 8JF - See <b>APPENDIX 2</b></p> <p>Refused: 19th July 2010 Appeal decision: <b>dismissed</b> - 2nd June 2011</p>
3.4.3 Mr. N. Wood	<p>10/1181-HR - Proposed two-storey rear extension - Yew Tree Farm, Money Lane, Chadwich, Bromsgrove, B61 0QY - See <b>APPENDIX 3</b></p> <p>Refused: 18th February 2011 Appeal decision: <b>dismissed</b> - 30th June 2011</p>
3.4.4 Mrs. K. Joshua	<p>10/1097-SC - Proposed two-storey detached house with integral garage, parking/turning area - 1 Ashgrove Close, Marlbrook, Bromsgrove, B60 1HW - See <b>APPENDIX 4</b></p> <p>Refused: 14th February 2011 Appeal decision: <b>dismissed</b> - 5th July 2011</p>
3.4.5 Mr. R. H. Pope / Miss J. S. Lilley	<p>PI/2009/00022-NH - Appeals against the service of an enforcement notice alleging that 'without planning permission, the change of use of the site from residential use to a mixed use for residential and and the carrying on of a business concerned with firearms.' - 11 Holly Grove, Bromsgrove, B61 8LH - See <b>APPENDIX 5</b></p> <p>Appeal decision: <b>Appeals allowed</b> and enforcement notice quashed (6th July 2011) Costs application awarded to appellants</p>

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<b>Name of Appellant</b>	<b>Plan Ref. / Proposal / Decision</b>
3.4.6 Mr. T. Dayman	10/1034-DK - Proposed development of four two-storey 1-bedroom houses on open land that is at the rear of and within the curtilage of Oakley House, East Road, Bromsgrove, B60 2NN - See <b>APPENDIX 6</b>  Refused: 9th February 2011 Appeal decision: <b>dismissed</b> - 7th July 2011
3.4.7 Mr. S. Uddin	10/0928-SC - Proposed change of use from existing office usage to A3 (restaurant) with ancillary A5 (hot food takeaway) - 74 Worcester Road, Hagley, DY9 0NJ - See <b>APPENDIX 7</b>  Refused: 24th December 2010 Appeal decision: <b>dismissed</b> - 15th July 2011

**Customer / Equalities and Diversity Implications**

- 3.4 There are no customer / equalities and diversity implications arising from this report

**4. RISK MANAGEMENT**

- 4.1 N/A

**5. APPENDICES**

- Appendix 1 - Appeal report for 10/0944-DK - Hylton Hound Hotel, Middle Lane, Headley Heath, B47 6LD
- Appendix 2 - Appeal report for 10/0326-CE - Touchstones, 19 Plymouth Road, Barnt Green, B45 8JF
- Appendix 3 - Appeal report for 10/1181-HR - Yew Tree Farm, Money Lane, Chadwich, Bromsgrove, B61 0QY
- Appendix 4 - Appeal report for 10/1097-SC - 1 Ashgrove Close, Marlbrook, Bromsgrove, B60 1HW
- Appendix 5 - Appeal report for PI/2009/00022-NH - 11 Holly Grove, Bromsgrove, B61 8LH
- Appendix 6 - Appeal report for 10/1034-DK - Land at Oakley House, East Road, Bromsgrove, B60 2NN
- Appendix 7 - Appeal report for 10/0928-SC - 74 Worcester Road, Hagley, DY9 0NJ

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**6. BACKGROUND PAPERS**

Appeal decision letters received from the Planning Inspectorate dated 6th May; 2nd and 30th June; and 5th, 6th, 7th and 15th July 2011

**AUTHOR OF REPORT**

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