

PLANNING COMMITTEE

2nd April 2012

APPEAL DECISIONS

Relevant Portfolio Holder	Councillor C. B. Taylor
Portfolio Holder Consulted	No
Relevant Head of Service	Head of Planning and Regeneration Services
Wards Affected	Alvechurch; Furlongs; Hagley; Marlbrook; St. Johns; Slideslow; Tardebigge; Uffdown
Ward Councillor(s) Consulted	No
Non-Key Decision	

1. SUMMARY OF PROPOSALS

- 1.1 To note several planning appeal decisions which have been received.

2. RECOMMENDATION

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

3. KEY ISSUES

Financial Implications

- 3.1 There are no financial implications arising from this report.

Legal Implications

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

Service / Operational Implications

- 3.3 The appeal decisions are as follows:-

	Name of Appellant	Plan Ref. / Proposal / Decision
3.3.1	Mr. T. Durber	PI/2010/00093-IM/MW - Appeal against the service of an enforcement notice alleging the execution of alterations and works to a building without the benefit of listed building consent - 28 Queen's Hill, Belbroughton, DY9 0DU - See APPENDIX 1 Notice issued: 5th April 2011 Appeal decision: appeal dismissed, listed building enforcement notice upheld with a variation, and listed building consent refused - 5th October 2011

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Name of Appellant	Plan Ref. / Proposal / Decision
3.3.2 Mr. T. Durber	<p>10/1109-SC - Proposed amendment to listed building consent ref. 09/0510-MT for changes to the front door, conservatory windows and roofing, and the finish of the external sandstone - 28 Queen's Hill, Belbroughton, DY9 0DU - See APPENDIX 1</p> <p>Refused: 4th February 2011 Appeal decision: dismissed in part and allowed in part - 5th October 2011</p>
3.3.3 Mr. A. Midha	<p>10/0849-DK - Proposed additional facilities to existing residential home to provide 22 bedrooms for severe dementia and Alzheimer's sufferers - The Leys Residential Home, Old Birmingham Road, Alvechurch, B48 7TQ - See APPENDIX 2</p> <p>Refused: 9th February 2011 Appeal decision: dismissed - 16th November 2011</p>
3.3.4 A. and S. Brittain	<p>10/1098-DK - Proposed formation of 1 no. fishing lake, forest school and car park - Land at Burcot Lane, Bromsgrove, B60 1PN - See APPENDIX 3</p> <p>Refused: 10th March 2011 Appeal decision: dismissed - 11th January 2012</p>
3.3.5 Mr. and Mrs. Hutton	<p>11/0372-DK - Proposed 3 No. three-bedroom dwellings, parking layout and garages - 420 Bromsgrove Road, Romsley, B62 0JL - See APPENDIX 4</p> <p>Refused: 7th July 2011 Appeal decision: dismissed - 24th January 2012</p>
3.3.6 Maplebrom LLP	<p>10/0953-DMB - Outline application for "up to 212 dwellings with associated open space and infrastructure including a new vehicular access via Rutherford Road" - Land at St. Godwald's Road, Bromsgrove, B60 3BW - See APPENDIX 5</p> <p>Refused: 28th April 2011 Appeal decision: allowed - 3rd February 2012 Costs decision: allowed (costs awarded against the Council)</p>

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	Name of Appellant	Plan Ref. / Proposal / Decision
3.3.7	Mr. G. Crofts	11/0682-SG - Proposed erection of new conservatory - Gorsey Lane Farm, Scarfield Hill, Alvechurch, B48 7DB - See APPENDIX 6 Refused: 8th November 2011 Appeal decision: dismissed - 15th February 2012
3.3.8	Mr. N. Rowe	11/0878-TC - Proposed first floor side extension - 233 Old Birmingham Road, Marlbrook, Bromsgrove, B60 1HQ - See APPENDIX 7 Refused: 8th December 2011 Appeal decision: allowed - 16th February 2012
3.3.9	Mr. A. Lane	11/0907-HR - Proposed bedroom extension over garage - 71 Lodge Crescent, Hagley, DY9 0ND - See APPENDIX 8 Refused: 23rd December 2011 Appeal decision: allowed - 1st March 2012
3.3.10	Mr. A. and Mrs. H. Gibb	11/0753-HR - Proposed single-storey rear extension, two-storey side extension and garage roof replacement - 35 Marlborough Avenue, Bromsgrove, B60 2PH - See APPENDIX 9 Refused: 3rd November 2011 Appeal decision: dismissed - 5th March 2012

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 decision report for PI/2010/00093-IM/MW and 10/1109-SC - 28 Queen's Hill, Belbroughton, DY9 0DU
Appendix 2 - Appeal decision report for 10/0849-DK - The Leys Residential Home, Old Birmingham Road, Alvechurch, B48 7TQ
Appendix 3 - Appeal decision report for 10/1098-DK - Land at Burcot Lane, Bromsgrove, B60 1PN

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- Appendix 4 - Appeal decision report for 11/0372-DK - 420 Bromsgrove Road, Romsley, B62 0JL
- Appendix 5 - Appeal decision report for 10/0953-DMB - Land at St. Godwald's Road, Bromsgrove, B60 3BW
- Appendix 6 - Appeal decision report for 11/0682-SG - Gorsey Lane Farm, Scarfield Hill, Alvechurch, B48 7DB
- Appendix 7 - Appeal decision report for 11/0878-TC - 233 Old Birmingham Road, Marlbrook, Bromsgrove, B60 1HQ
- Appendix 8 - Appeal decision report for 11/0907-HR - 71 Lodge Crescent, Hagley, DY9 0ND
- Appendix 9 - Appeal decision report for 11/0753-HR - 35 Marlborough Avenue, Bromsgrove, B60 2PH

6. BACKGROUND PAPERS

Appeal decision letters received from the Planning Inspectorate dated 5th October and 16th November 2011; 11th and 24th January; 3rd, 15th and 16th February; and 1st and 5th March 2012.

AUTHOR OF REPORT

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