

TEWKESBURY BOROUGH COUNCIL

Report to:	Planning Committee
Date of Meeting:	22 December 2015
Subject:	Current Appeals and Appeal Decisions Update
Report of:	Paul Skelton, Development Manager
Corporate Lead:	Rachel North, Deputy Chief Executive
Lead Member:	Cllr D M M Davies
Number of Appendices:	1

Executive Summary:

To inform Members of current Planning and Enforcement Appeals and of recent Communities and Local Government (CLG) Appeal Decisions.

Recommendation:

To **CONSIDER** the report

Reasons for Recommendation:

To inform Members of appeals that have been submitted and of recent appeal decisions.

Resource Implications:

None

Legal Implications:

None

Risk Management Implications:

None

Performance Management Follow-up:

None

Environmental Implications:

None

1.0 INTRODUCTION/BACKGROUND

1.1 At each Planning Committee meeting, Members are informed of current Planning and Enforcement Appeals and of Communities and Local Government (CLG) Appeal

Decisions that have recently been issued.

2.0 APPEAL DECISIONS

2.1 The following decisions have been issued by the First Secretary of State of CLG:

Application No	15/00016/FUL
Location	Coombs Farm, Goodiers Lane,. Twyning
Appellant	Mr and Mrs Tony Bayliss
Development	Erection of new dwelling
Officer recommendation	
Decision Type	
DCLG Decision	Allowed
Reason (if allowed)	<p>This was a non-determination appeal. The Council considered that the proposed development was acceptable and would have granted permission if the appeal had not been made.</p> <p>The Inspector agreed with the Council that, despite the fact that the site lay outside the residential development boundary, given its location and the fact that Policy HOU4 was out of date as the Council could not demonstrate an up to date five year supply of deliverable housing land, the proposal was acceptable in principle. Further, he accepted that there would be no undue landscape harm and would be acceptable in terms of highway safety and residential amenity.</p>
Date	02.12.15

Application No	15/00093/FUL
Location	Ashley Villa, Badgeworth, Glos
Appellant	Rob and Shaun McKelvey
Development	Construction of two new residential single storey houses
Officer recommendation	Refuse
Decision Type	Delegated
DCLG Decision	Dismissed
Reason (if allowed)	
Date	02.12.15

3.0 ENFORCEMENT APPEAL DECISIONS

3.1 None

4.0 OTHER OPTIONS CONSIDERED

4.1 None

5.0 CONSULTATION

5.1 None

6.0 RELEVANT COUNCIL POLICIES/STRATEGIES

6.1 None

7.0 RELEVANT GOVERNMENT POLICIES

7.1 None

8.0 RESOURCE IMPLICATIONS (Human/Property)

8.1 None

9.0 SUSTAINABILITY IMPLICATIONS (Social/Community Safety/Cultural/ Economic/ Environment)

9.1 None

10.0 IMPACT UPON (Value For Money/Equalities/E-Government/Human Rights/Health And Safety)

10.1 None

11.0 RELATED DECISIONS AND ANY OTHER RELEVANT FACTS

11.1 None

Background Papers: None

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Appendices: Appendix 1: List of Appeals received

List of Appeals Received						
Reference	Address	Description	Date Appeal Lodged	Appeal Procedure	Appeal Officer	Statement Due
15/00738/FUL	7 Read Way Bishops Cleeve Cheltenham Gloucestershire GL52 8EL	Proposed front porch extension, first floor rear extension and single storey rear extension	09/11/2015	HH	SNB	N/A
15/00481/FUL	The Paddock Cheltenham Road Teddington	Change of use to a single family Gypsy and Traveller residential site involving the siting of an amenity building, a portacabin and up to eight caravans of which no more than four will be static caravans	18/11/2015	H	CIP	23/12/2015

Process Type

- “HH” Indicates Householder Appeal
- “W” Indicates Written Reps
- “H” Indicates Informal Hearing
- “ I ” Indicates Public Inquiry