
16. HEAD OF LAW REPORT - PLANNING APPEALS (A.1536/AMC)

1. APPEALS LODGED

The following appeals have been lodged during this month.

<u>Reference</u>	<u>Details</u>	<u>Method of Appeal</u>	<u>Committee/ Delegated</u>
NP/CEC/1118/1097 3227473	Erection of orangery at Sherrow Booth Manor, Pott Shrigley	Written Representations	Delegated
NP/CEC/118/1098 3227469 (Listed Building)	Erection of orangery at Sherrow Booth Manor, Pott Shrigley	Written Representations	Delegated
NP/SM/0119/0006 3230835 (Listed Building)	Demolition of unsafe red brick garden wall at the rear of the property and replace with stone wall. Replacing of metal steps at rear of property with stone steps at Bank House, Market Place, Longnor	Written Representations	Delegated
NP/SM/0119/0005 3230833	Demolition of unsafe red brick garden wall at the rear of the property and replace with stone wall. Replacing of metal steps at rear of property with stone steps at Bank House, Market Place, Longnor	Written Representations	Delegated
NP/DDD/0519/0450 3232976	Removal of condition on application 0918/0855 at Primrose Cottage, Windmill, Great Hucklow	Written Representations	Delegated

2. APPEALS WITHDRAWN

There have been no appeals withdrawn during this month.

3. APPEALS DECIDED

The following appeals have been decided during this month.

<u>Reference</u>	<u>Details</u>	<u>Method of Appeal</u>	<u>Decision</u>	<u>Committee/ Delegated</u>
NP/DDD/0117/0012 3225375	Proposed pedestrian/vehicular access and driveway at 3 Wheatlands Lane, Baslow	Householder	Dismissed	Delegated

The Inspector considered that the proposal would pose an unacceptable risk to users of the highway, and also conflicted with Policy DMT3 which, amongst other things, seeks to ensure that new development does not compromise highway safety. The appeal was therefore dismissed.

NP/DDD/0119/0060 3227894	Proposed demolition of existing single storey flat roof extension, to be replaced with a two storey side extension at Bramblegate, Tidesell Lane, Eyam	Householder	Dismissed	Delegated
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The Inspector considered that the proposal would compete visually with the host dwelling and that the character and appearance of the conservation area would not be preserved. The appeal was dismissed.

NP/DDD/1118/1035 3226248	Proposed two storey rear extension at Netherwheel Farm, The Jarnett, Flagg	Householder	Dismissed	Delegated
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The Inspector considered that the proposal would have a significant adverse effect on the character and appearance of the host property and the wider area, thereby failing to conserve the landscape and scenic beauty of the National Park. The appeal was therefore dismissed.

ENF 10/0189(A) 3225375	Material change of use of land to a mixed use comprising agriculture, single dwelling house, holiday accommodation and as a venue for wedding events and functions at Fox Holes Farm, Hoar Stones Road, Low Bradfield	Informal Hearing	Dismissed and Enforcement Notice Upheld	Delegated
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The Inspector considered that the extent of the use of the land exceeded the 28 days permitted in a year and that the use was not permitted development. The Inspector also felt that there was a considerable and unacceptable problem with noise and disturbance to nearby residents with noise being generated by events, together with the great harm that is caused to the significance and setting of the listed building, as well as the character and appearance of the surrounding area. The appeal was dismissed and the enforcement notice upheld.

NP/DDD/1118/1030 3221678	Erection of timber shed and associated works on land adjacent to Beech House, Coombs Road, Bakewell	Written Representations	Dismissed	Delegated
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The Inspector considered that the proposal would fail to preserve the character and appearance of the conservation area as well as the valued landscape of the National Park. The proposed development would also appear as an incongruous building, causing harm to the setting of the immediate and wider area. The appeal was therefore dismissed.

4. **RECOMMENDATION:**

That the report be received.