
16. HEAD OF LAW - 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/DDD/0814/0817 3032540	Erection of a single wind turbine measuring 24.8m to the top of the tower with a 9m radius triple bladed rotor, together with a control box at the base of the tower on land at Pike Hall Farm, Pike Hall, Near Hartington, DE4 2PH	Written Representations	Committee
NP/DDD/0215/0074 3100595	Change of use of 'croft' to domestic curtilage, erection of gritstone clad retaining wall and associated groundworks at the Former Goldcrest Engineering Works, Main Road, Stanton-in-the-Peak, DE4 2LX	Written Representations	Committee
NP/S/1214/1273 3081096	Erection of 2 agricultural buildings at Cliffe House Farm, High Bradfield, Sheffield, S6 6LJ	Written Representations	Committee

2. APPEALS WITHDRAWN

There have been no appeals withdrawn during this month.

3. APPEALS DECIDED

There was one appeal decided during this month.

<u>Reference</u>	<u>Details</u>	<u>Method of Appeal</u>	<u>Decision</u>	<u>Committee/ Delegated</u>
NP/DDD/1014/1085 3009444	Erection of Conservatory at Chapel House Farm, Grindlow, Great Hucklow, SK17 8RJ	Householder	Dismissed	Delegated

It was felt that the proposal would have had a detrimental effect on the character and appearance of the host building and would have failed to preserve or enhance the character of appearance of the Great Hucklow and Grindlow Conservation Areas. It would have also conflicted with the Local Plan Saved Policies LC4, LC5 and LH4 of the Local Plan, which seek to ensure that, amongst other things, development respects the form, design and detailing of the building to which it relates and where possible enhances the character and appearance of the conservation area. The proposal would have also been contrary to Core Strategy GSP3 which states that schemes must respect, conserve and enhance all valued aspects of the site and buildings. Therefore the Inspector concluded that the Appeal should be dismissed.

NP/SM/0113/0066 2215200	Installation of 1 x 5kw Small Wind Turbine on a 15m Tower at Dale House, Mixon, Onecote, Leek, Staffs, ST13 7SH	Written Representations	Dismissed	Committee
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The Inspector felt that the proposed location of the wind turbine would fall somewhat short of the minimum stand-off distance from the southern boundary hedgerow of the appeal site as advised by NE as being necessary to minimise risk to local bat populations. The absence of further survey information as to the likely effect of the proposal on bats was a very significant disadvantage which could not be mitigated or made acceptable. Therefore, even taking into account the sustainable benefits associated with the proposal, the Inspector considered that they did not outweigh the harm that was identified. Overall, the proposal also conflicted with policy L2 of the Core Strategy and LC17 of the Local Plan. The Appeal was therefore dismissed.

4. **RECOMMENDATION:**

That the report be received.