

## 10. **HEAD OF LAW REPORT - PLANNING APPEALS (A.1536/AMC)**

### 1. **APPEALS LODGED**

The following appeals have been lodged during this month.

<b><u>Reference</u></b>	<b><u>Details</u></b>	<b><u>Method of Appeal</u></b>	<b><u>Committee/ Delegated</u></b>
NP/DDD/0921/1010 3295105	Redevelopment and enhancement of yard with one open market dwelling and workshop on land to south of Church Lane, Chelmorton	Written Representation	Delegated
NP/HPK/0122/0021 3296102	Erection of single storey extension at Losehill Farm, Castleton	Written Representation	Non-Determination
NP/SM/0621/0633 3300002	Proposed new sunroom at Rue Hayes Farm, Blakelow Road, Leek	Householder	Delegated
NP/DDD/0521/0574 3298693	Installation of two 6.2m diameter Yurts in the rear beer garden at The Moon Inn, Stoney Middleton	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 **APPEALS WITHDRAWN**

There have been no appeals withdrawn during this month.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.

<b><u>Reference</u></b>	<b><u>Details</u></b>	<b><u>Method of Appeal</u></b>	<b><u>Decision</u></b>	<b><u>Committee/ Delegated</u></b>
NP/S/1020/0943 3290740	Change of use from traditional barn to holiday let at Crawshaw Farm, Rod Side, Sheffield	Written Representations	Dismissed	Delegated
The Inspector considered that the proposed conversion of the barn to holiday accommodation would not be acceptable, having particular regard to the provisions of the development plan, and the effect of the proposed development on the character and appearance of the building and the National Park. The appeal was dismissed.				
ENF 17/0134 3257888	Material change of use of the land to use for motocross scrambling, where scrambling is use of any motorcycle or motor vehicle for the purposes of either racing, competition, jumping or negotiating obstacles at south of the junction of Blakemere Lane and Leys Lane, Bonsall	Public Inquiry	Dismissed and Enf Notice Upheld	Delegated

The Inspector considered that there was no substantive evidence to prove that the land had been used continuously over a single period of 10 years thus making it immune from enforcement action and therefore the use of the land had not become lawful due to the passage of time. The Inspector dismissed the appeal and upheld the Enforcement Notice with a correction to 3.1 of the Notice. The Inspector also granted an award of costs against the Appellant because they introduced a new ground of appeal in the openings on the first morning of the Inquiry, which resulted in the Inquiry being adjourned resulting in unnecessary expense.

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NP/DDD/0121/0054 3295319	Two storey side extension and single storey lean to extension at Hollytree Cottage, Bar Road, Curbar	Householder	Allowed	Delegated
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The Inspector considered that the proposal did not detract from the character and appearance of the existing property, nor would have any adverse impact on the valued characteristics of the wider landscape. The appeal was allowed.

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NP/DDD/1221/1407 3299321	Replacement of existing garage and storage shed adjacent to dwelling with new limestone garage to similar footprint at Railway Cottage, Tagg Lane, Hurdlow	Householder	Dismissed	Delegated
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The Inspector considered that the proposal would result in the creation of a large, prominent and visually intrusive feature, which would be out of keeping with its surroundings. The proposal would also fail to conserve or enhance the character and appearance of the Peak National Park. The appeal was dismissed.

#### 4. **RECOMMENDATION:**

**To note the report.**