

Report To:	Planning Committee	Date:	16 August 2018
Heading:	PLANNING APPEAL DECISIONS		
Portfolio Holder:	LEADER OF THE COUNCIL		
Ward/s:	HUCKNALL WEST, CENTRAL AND NEW CROSS		
Key Decision:	No		
Subject to Call-In:	No		

Purpose of Report

To inform Members of recent Planning Appeal Decisions.

Recommendation(s)

To Note the Appeal Decisions.

Reasons for Recommendation(s)

To bring to Members attention the recent Appeal Decisions.

Alternative Options Considered

(with reasons why not adopted)

N/A

Appeal Decisions

Planning Application - V/2017/0669

Site – 13a Station Road, Sutton in Ashfield.

Proposal – Application to vary condition 9 of V/2003/0974 to change store opening hours to Sunday to Thursday 11:00am to midnight and Friday to Saturday 11:00 to 03:00am the following morning.

Appeal Decision – Dismissed

The Inspector considered later opening times would significantly affect the amenities of neighbouring residents especially with the car park and access being immediately adjacent residential properties. The appellant suggested that a reduction in morning hours and the fact that similar uses in Sutton in Ashfield open similar hours to that proposed were considered not to outweigh the harm caused by the extended hours on a Friday and Saturday in this location.

Proposal – Conversion and extension of existing barn to form residential dwelling.

Appeal Decision – Dismissed

The Inspector agreed with the Council’s consideration of the appeal building to be of a substantial construction and that the change of use in itself is not inappropriate development. However having regard to the overall size of the extension including its external dimensions, height, volume, and floor area relative to the original building the Inspector considered the proposal to be disproportionate and therefore inappropriate development in the Green Belt resulting in harm to the openness and contrary to relevant paragraphs of the Framework.

Implications

Corporate Plan:

Reporting these decisions ensures we are open and transparent in our decision making process.

Legal:

Legal issues relating to specific planning appeals are set out in the report. As the report is for noting, there are no legal issues associated with the recommendation in the report.

Finance:

Budget Area	Implication
General Fund – Revenue Budget	None
General Fund – Capital Programme	None
Housing Revenue Account – Revenue Budget	None
Housing Revenue Account – Capital Programme	None

Risk: N/A

Risk	Mitigation

Human Resources:

No implications

Equalities:

(to be completed by the author)

None

Other Implications:

(if applicable)

None

Reason(s) for Urgency

(if applicable)

N/A

Reason(s) for Exemption

(if applicable)

N/A

Background Papers

(if applicable)

None

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