

# Planning Committee

## Appeals Progress Report

16 June 2011

### Report of Strategic Director, Planning Housing and Economy

#### PURPOSE OF REPORT

This report aims to keep members informed upon applications which have been determined by the Council, where new appeals have been lodged. Public Inquiries/hearings scheduled or appeal results achieved.

This report is public

#### Recommendations

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The Planning Committee is recommended:

- (1) To accept this position statement.

#### Details

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##### New Appeals

- 1.1 **11/00068/F – Land to the rear of 8 Chestnut Close, Launton**- appeal by David Thompson against the refusal of planning permission for the demolition of existing detached garage and erection of detached two storey dwelling and garage workshop- written reps
- 1.2 **10/00860/F – 42 Orchard Road, Hook Norton** – appeal by Gill Begnor against the refusal of planning permission for a first floor side facing obscure glazed window – written reps
- 1.3 **11/00053/F – 59 Blenheim Drive, Bicester** – appeal by Mark Slaymaker against the refusal of planning permission for a two storey side extension and single storey rear extensions with new vehicular access to the front- written reps

## **Forthcoming Public Inquiries and Hearings between 16 June 2011 and 14 July 2011**

- 2.1 **Inquiry starting at 10.00am on Tuesday 5 July 2011 at the Council Chamber, Bodicote House, Bodicote** – to consider the appeals by Leda Properties Ltd against the refusal of planning application 09/01592/OUT for OUTLINE: Residential development for 140 dwellings with associated parking, access and public open space at Land south of Talisman Road Business Park, London Road, Bicester and 10/01316/F for Engineering works comprising lowering of land to allow for 1:100 year flooding at Langford Park Farm, London Road, Bicester

### **Results**

#### **Inspectors appointed by the Secretary of State have:**

- 3.1 **Allowed the appeal by Mr Robin Phipps against the refusal of application 10/01851/F to demolish existing wall and rebuild with brick pillar and close board fencing at footpath edge at 13 Willow Road, Banbury (Delegated)** – In the Inspector's view, the length of wall/fence would be modest in terms of the overall quantum of frontage along Willow Road and the proposed arrangement would leave a significant parcel of open garden to the front of No.13. In these circumstances the effect of the development on the character and appearance of the area would not, despite the prominence of its corner position, be so great as to cause material harm to the area's spacious and airy feel. With regard to highway safety the Inspector did not consider that any harm to highway safety would be sufficiently material to warrant dismissal of the appeal.

### **Implications**

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**Financial:** The cost of defending appeals can normally be met from within existing budgets. Where this is not possible a separate report is made to the Executive to consider the need for a supplementary estimate.

Comments checked by Joanne Kaye, Service Accountant 01295 221545

**Legal:** There are no additional legal implications arising for the Council from accepting this recommendation as this is a monitoring report.

Comments checked by Nigel Bell, Team Leader- Planning & Litigation 01295 221687

**Risk Management:** This is a monitoring report where no additional action is proposed. As such there are no risks arising from accepting the recommendation.

Comments checked by Nigel Bell, Team Leader-  
Planning & Litigation 01295 221687

### **Wards Affected**

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All

### **Document Information**

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<b>Appendix No</b>	<b>Title</b>
-	None
<b>Background Papers</b>	
All papers attached to the planning applications files referred to in this report	
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