

Name of meeting: PLANNING SUB-COMMITTEE (HUDDERSFIELD)

Date: 22 FEBRUARY 2018

Title of report: LOCAL PLANNING AUTHORITY APPEALS

The purpose of the report is to inform Members of planning appeal decisions received in the Huddersfield area since the last Sub-Committee meeting.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	Not applicable
Key Decision - Is it in the Council's Forward Plan (key decisions and private reports)?	No
The Decision - Is it eligible for "call in" by Scrutiny?	No
Date signed off by Service Director - Economy, Regeneration & Culture	Paul Kemp 13 February 2018
Is it also signed off by the Assistant Director for Financial Management, IT, Risk and Performance?	No financial implications
Is it also signed off by the Assistant Director - Legal Governance and Monitoring?	No legal implications
Cabinet member portfolio	Economy (Strategic Planning, Regeneration & Transport) (Councillor P McBride)

Electoral wards affected: Colne Valley; Crosland Moor and Netherton; Greenhead;

Ward councillors consulted: No

Public or private:

1. Summary

This report is for information only. It summarises the decisions of the Planning Inspectorate, in respect of appeals submitted against the decision of the Local Planning Authority. Appended to this Item are the Inspector's decision letters. These set out detailed reasoning to justify the decisions taken.

2. Information to note: The appeal decision received are as follows:-

2.1 Decision for 3 joint appeals (2 enforcement notices and 1 refused application) heard at an informal hearing concerning land at New Hey Road, Scammonden, all delegated officer decisions.

1. Enforcement Notice (COMP/14/0171) requiring removal of a hard surface and restoration of the land to its previous condition. Appeal allowed and enforcement notice quashed. Temporary planning permission granted for 3 years on deemed application 2017/91180.

2. Enforcement Notice (COMP/14/0171) requiring cessation of use of land as a caravan site. Appeal allowed and enforcement notice quashed. Temporary planning permission granted for 3 years on deemed application 2017/92860.

3. Application number 2017/90562 for change of use of land for residential caravan/mobile home site and amenity building. Appeal allowed and temporary planning permission granted for 3 years.

All three of the appeal decisions are subject to conditions. If some of those conditions are not discharged, the temporary permission is reduced to 6 months from the date of the discharge of condition deadline. Conditions are listed in paragraphs 79 – 81 of the decision. The permission is personal to a listed number of people and their resident dependants, limited to no more than 8 caravans.

2.2 2017/62/90078/W - Erection of attached dwelling adj, 1, Yew Green Avenue, Lockwood, Huddersfield, HD4 5EW. (Officer) (Dismissed)

2.3 2017/62/90463/W - Demolition of existing garage and erection of one dwelling (within a Conservation Area) at 3, Grange Avenue, Birkby, Huddersfield, HD2 2XJ. (Officer) (Dismissed)

2.4 2017/57/91755/W - Deemed application via Enforcement Appeal for erection of extension at 220, Manchester Road, Thornton Lodge, Huddersfield, HD1 3JF. (Officer) (The appeal was dismissed and the enforcement notice upheld. Planning permission was refused for the deemed planning application. The period of compliance to remove the extension was varied to 6 months.)

3. Implications for the Council

3.1 **There will be no impact on the four main priority areas listed below**

- Early Intervention and Prevention (EIP)
- Economic Resilience (ER)
- Improving outcomes for Children
- Reducing demand of services

4. Consultees and their opinions

Not applicable, the report is for information only

5. Next steps

Not applicable, the report is for information only

6. Officer recommendations and reasons

To note

- 7. Cabinet portfolio holder recommendation**
Not applicable
- 8. Contact officer**
Mathias Franklin –Development Management Group Leader (01484 221000) mathias.franklin@kirklees.gov.uk
- 9. Background Papers and History of Decisions**
Not applicable
- 10. Service Director responsible**
Paul Kemp