

Committee: Development Control Committee

Date: 14 March 2007

Agenda Item No: 6

Title: APPEAL DECISIONS

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APPEAL BY	LOCATION	APPLICATION NO	DESCRIPTION	APPEAL DECISION & DATE	DATE OF ORIGINAL DECISION	SUMMARY OF DECISION
Mr and Mrs L R Eyers	The Lipizzaner UK Stud Home Pasture Top Road Wimbish Green	UTT/1003/05/FUL	Appeal against refusal to grant planning permission for temporary agricultural dwelling to prove viability on future stud farm accommodation. Proposed extension to approved stables	ALLOWED 26-JAN-07	2 Sept 2005	The Inspector concluded that equine uses are appropriate in the countryside and equine use and a stable had previously been permitted on the site. The proposal is inline with PPS7; the caravan would allow necessary emergency care where no alternative is available; the caravan, stable extension and activities would be relatively low key and discreet. The appellant's business intentions were modest but sound and the caravan was permitted for 6 years to give time for the business to become established. A partial award of costs was awarded to the appellant, on the basis that the Council was incorrect to have resisted the principle of a change of use of the land and existing buildings to an equestrian business, as there is no policy basis to resist it.

Executors of Mr R W Owers	Land south of Springfields Great Dunmow	UTT/0900/04/OP	Appeal against refusal to grant planning permission for residential with the creation of a new access (outline application)	ALLOWED 16-FEB-07 subject to a S106 to provide £7500 to upgrade and make Order to permit cycle path over footpath.	10 Aug 2004	The Inspector concluded that issues were finely matched; recognised that both parties had agreed that a full standard junction could be provided without unnecessarily impeding traffic flows. The resultant arrangement would not be dissimilar to that which will exist with the Woodlands Park relief road providing access to Sector 3; there was no alternative access without control over extra land. An award of partial costs was made against the Council due to the late introduction of a cycle related issues by the Highways authority. Officers are investigating this.
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