

APPEALS RECEIVED : FOR COMMITTEE AGENDA : 11 January 2012

Proposal	Start Date	Application/Enforcement Number
ERECTION OF SINGLE STOREY EXTENSION TO THE REAR, ALTERATIONS TO PORCH AND EXTENSION AT THE FRONT AND REPLACEMENT OF CONSERVATORY WITH SINGLE STOREY EXTENSION AT 41 WELLINGTON ROAD, TAUNTON	14 DECEMBER 2011	38/11/0522

APPEAL DECISION FOR COMMITTEE AGENDA – 11 JANUARY 2012

APPEAL	PROPOSAL	REASON(S) FOR INITIAL DECISION	APPLICATION NUMBER	DECISION
APP/D3315/X/11/2153772	APPLICATION FOR A LAWFUL DEVELOPMENT CERTIFICATE FOR THE CHANGE OF USE OF AGRICULTURAL LAND FOR THE STORAGE OF BUILDING MATERIALS AT LAND NEAR WESTLAND HOUSE, TAINFIELD PARK, KINGSTON ST MARY	Taken together, the evidence submitted by the applicant, and letters and statutory declarations received from third parties it is considered that, on the balance of probability insufficient evidence has been submitted to support the continuous use of the land for a period of 10 years pre-dating the application for use of the Land for the storage of building materials.	20/11/0002LE	The Inspector concluded, having regard to all matters raised, that a material change of use of the appeal site to use for the storage of building materials did not take place before 12 January 2001, and that the use of the site for the storage of building materials is not immune from enforcement. Consequently, the appeal failed and was DISMISSED.
APP/D3315/C/11/2159421 AND APP/D3315/A/11/2158082	VARIATION OF CONDITION 1 PERTAINING TO THE SCHEDULE OF APPROVED DRAWINGS TO APPLICATION 05/11/0016 FOR 7 HOUSE PLOTS ON PHASE 1, MINOR CHANGES TO MATERIALS, AT LAND WEST OF BISHOPS	The proposed design changes by reason of the half timbered design and tile hanging are considered out of character with the area and do not add to local distinctiveness and are considered contrary to policy STR1 of the Somerset and Exmoor National Park Joint Structure Plan Review,	05/11/0026	The Inspector felt it was important that new housing within the estate should reflect local distinctiveness and harmonise with existing residential development at Bishops Hull. He concluded that the use of tile hanging and half timbered/herringbone finishes within Phase 1 would result in material harm to the character and appearance of the area. Having given consideration to all the evidence he DISMISSED the

	<p>HULL ROAD, BISHOPS HULL</p> <p>WORK COMMENCED ON NEW RESIDENTIAL DEVELOPMENT IN BREACH OF CONDITION</p>	<p>policy S2(A) of the Taunton Deane Local Plan and advice within the Taunton Deane Design Guide.</p>	<p>E/0383/05/10</p>	<p>appeal, upheld the enforcement notice and refused to grant planning permission on the application deemed to have been made under section 177(5) of the Act for the erection of a dwelling on Plot 1 and the erection of a dwelling on Plot 3 on land west of Bishops Hull Road, Bishops Hull other than in accordance with plans approved pursuant to planning permission ref 05/11/0016.</p>
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TDLP = Taunton Deane Local Plan **SENP** = Somerset & Exmoor National Park