

REPORT FOR DECISION

DECISION OF:	PLANNING CONTROL COMMITTEE
DATE:	17th JULY 2012
SUBJECT:	PLANNING APPEALS
REPORT FROM:	DEVELOPMENT MANAGER
CONTACT OFFICER:	JOHN CUMMINS
TYPE OF DECISION:	COUNCIL
FREEDOM OF INFORMATION/STATUS:	This paper is within the public domain
SUMMARY:	<p>The report lists:</p> <ul style="list-style-type: none"> Recent Planning Appeals Lodged Recent Enforcement Appeals Determined
OPTIONS & RECOMMENDED OPTION	The Committee is recommended to the note the report and appendices.
IMPLICATIONS:	
Corporate Aims/Policy Framework:	Do the proposals accord with the Policy Framework? Yes
Statement by the S151 Officer: Financial Implications and Risk Considerations:	Executive Director of Resources to advise regarding risk management N/A
Statement by Executive Director of Resources:	N/A
Equality/Diversity implications:	No (see paragraph below)
Considered by Monitoring Officer:	N/A

Wards Affected:	All listed
Scrutiny Interest:	N/A

TRACKING/PROCESS

DIRECTOR:

Chief Executive/ Strategic Leadership Team	Executive Member/Chair	Ward Members	Partners
Scrutiny Committee	Committee	Council	

1.0 BACKGROUND

This is a monthly report to the Committee of the Planning Appeals lodged against decisions of the authority and against Enforcement Notices served and those that have been subsequently determined by the Planning Inspectorate.

2.0 ISSUES

The report includes a decision on an Appeal that resulted from Enforcement Action being taken against a large billboard on the gable wall of a public house. The action involved the use of a discontinuance notice, which is a tool available to LPA's to seek to remove old, ill-sited or poorly proportioned advertisements. This was the first time that the LPA has used such a notice.



- The billboard had been located on the side gable of The Crow public house and had been there for many years. It was too large for the gable and extended beyond the roof plane of the building. It looked very odd when viewed with the building and because of its poor siting and inappropriate size, it had a severely detrimental impact on the character of the building and the area. We had also received complaints from the public.
- Once serving the discontinuance notice, the building owner has the right of appeal to the Planning Inspectorate to contest the notice. The Appeal was lost by the applicant (a major international company) and the notice upheld. Now, as a result of this win by our Enforcement Team, other poorly sighted and inappropriate advertisements will also be subject to similar action.
- It is anticipated that this will result in an improvement to the visual amenity of the Councils area and as such it is recommended that both the Appeal Decision and the intended course of action be endorsed and noted by the Planning Control Committee.

3.0 CONCLUSION

That the item be noted.

List of Background Papers:-None

Contact Details:-

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Details of Enforcement Appeal Decisions
between 10/02/2012 and 08/07/2012



Case Ref: 0378 / 11

Location: The Old Crow, 163-165 Bell Lane, Bury BL9 6DF

Issue: 48 Sheet Panel Advertisement

This was an Appeal against a Discontinuance Notice that was served by the Council. Please see the main report for more details.

Appeal Decision: Dismissed 03/07/2012

**Planning Appeals Lodged
between 11/06/2012 and 08/07/2012**



Application No.: 54917/ADV

Appeal lodged: 21/06/2012

Decision level: DEL

Appeal Type: Informal Hearing

Recommended Decision: Refuse

Applicant: Beauty by Claire Louise

Location 337 Holcombe Road, Greenmount, Bury, BL8 4BB

Proposal 2 No. non-illuminated fascia signs (retrospective)

Application No.: 54964/ADV

Appeal lodged: 04/07/2012

Decision level: DEL

Appeal Type: Written Representations

Recommended Decision: Refuse

Applicant: Esselle Homes Ltd,

Location 405/407 Bury New Road, Prestwich, Manchester, M25 1AA

Proposal Retrospective application for 2 no. sign boards (1 no. sign to Chapel Street elevation and 1 no. sign to other side elevation)

Total Number of Appeals Lodged: 2