

North East Derbyshire District Council

Planning Committee

5 September 2023

Planning Appeals Lodged and Determined

Report of the Planning Manager – Development Management

This report is public

Purpose of the Report

- To inform the Committee of the appeals lodged and determined.

1 Report Details

1.1 Appeals Lodged

The following appeals have been lodged:-

Meadowland Holding Ltd – Application for storage area for farm bales and agricultural equipment (Amended Plans) Land To North West Of Pudding Pie Farm, Main Road, Wigley (22/00235/FL)

Planning Officer – (AP) Julian Hawley julian.hawley@ne-derbyshire.gov.uk

1.2 Enforcement Appeals Lodged

The following appeals have been lodged:-

Mr Lee Mayfield – Appeal against Enforcement Notice for material change of use of the land from a nursery and (landscaping business to a mixed use as a nursery, landscaping business, operation of skip hire contractors base including importation and sorting of waste, use for the storage of vehicles, scrap vehicles, vehicle parts, scrap metals and other waste materials and use for the siting of a static caravan for human habitation at West Handley Nursery, Main Road, West Handley (21/00297/COU)

Planning Officer – Julian Hawley julian.hawley@ne-derbyshire.gov.uk

Meadowland Holding Ltd – Appeal against Enforcement Notice for the creation of hardstanding at Land To North West Of Pudding Pie Farm, Main Road, Wigley (22/00026/OD)

Planning Officer – Julian Hawley julian.hawley@ne-derbyshire.gov.uk

1.3 **Appeals Allowed**

The following appeal has been allowed:-

Land Allocation Ltd – Outline application for up to 26 over 55s accommodation, with all other matters reserved except for access (Major Development/Departure from Development Plan) at Land At Rear Of 263 Nethermoor Road, Wingerworth (21/01085/OL)

Planning Officer's Recommendation – Refuse

Planning Officer – Susan Wraith susan.wraith@ne-derbyshire.gov.uk

1.4 **Appeals Dismissed**

The following appeals have been dismissed:-

Mr Paul Harrison – Application for a certificate of lawfulness for a proposed ground floor extension, addition of dormer and outbuilding (Amended Title) at 144 Chesterfield Road, Dronfield (22/00117/LDC)

Planning Officer's Recommendation – Part Issued/Part Refused

Planning Officer – (AP) Susan Wraith susan.wraith@ne-derbyshire.gov.uk

Mr Neil Bestwick – Application for residential development of four dwellings including the demolition of existing barn and ancillary farm buildings (private drainage system/Affecting a public right of way) at Park House Farm, Pilsley Road. Lower Pilsley (21/01242/FL)

Planning Officer's Recommendation – Refused

Planning Officer – (AP) Susan Wraith susan.wraith@ne-derbyshire.gov.uk

1.5 **Enforcement Appeals Dismissed**

The following appeals have been dismissed:-

Mr Richard Atkinson – Appeal against Enforcement Notice for a material change of use of land from agriculture to a residential use including operational development carried out to facilitate the change of use at Cartref, Cordwell Lane, Millthorpe, Holmesfield (22/00068/OD)

Planning Officer – Julian Hawley julian.hawley@ne-derbyshire.gov.uk

Mr Jeremy White – Appeal against Enforcement Notice for material change of use of Land to a mixed use comprising the stabling, keeping and exercise of horses and a use for amenity and recreational fishing at Land North West Of 21 Mansfield Road, Killamarsh (16/00100_OD)

Planning Officer – Susan Wraith susan.wraith@ne-derbyshire.gov.uk

Mr Jeremy White – Appeal against Enforcement Notice for material change of use of Land to a use for the storage of building and construction materials and equipment, including engineering works comprising the formation of a hardstanding at Land North West Of 21 Mansfield Road, Killamarsh (16/00100_COU)

Planning Officer – Susan Wraith susan.wraith@ne-derbyshire.gov.uk

Mr Jeremy White – Appeal against Enforcement Notice for material change of use of Land to a use for the stabling, keeping and exercise of horses including operational development carried out to facilitate that use, namely: building operations comprising the erection of block work stable building and two timber stables and laying of an all-weather riding surface at Land Approximately 200 Metres To The North East Of Norwood Chase, Rotherham Road, Killamarsh (18/00102/OD)

Planning Officer – Susan Wraith susan.wraith@ne-derbyshire.gov.uk

1.6 **Appeals Withdrawn**

No appeals have been withdrawn

2 **Conclusions and Reasons for Recommendation**

2.1 N/a.

3 **Consultation and Equality Impact**

3.1 N/a.

4 **Alternative Options and Reasons for Rejection**

4.1 N/a.

5 **Implications**

5.1 **Finance and Risk Implications**

N/a.

5.2 Legal Implications including Data Protection

N/a.

5.3 Human Resources Implications

N/a.

6 Recommendations

6.1 N/a.

7 Decision Information

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|---|---------------------|
| Is the decision a Key Decision? A Key Decision is an executive decision which has a significant impact on two or more District wards or which results in income or expenditure to the Council above the following thresholds: NEDDC: Revenue - £100,000 <input type="checkbox"/> Capital - £250,000 <input type="checkbox"/> <input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i> | No |
| Is the decision subject to Call-In? (Only Key Decisions are subject to Call-In) | No |
| District Wards Significantly Affected | None |
| Consultation: Leader / Deputy Leader <input type="checkbox"/> Cabinet <input type="checkbox"/> SMT <input type="checkbox"/> Relevant Service Manager <input type="checkbox"/> Members <input type="checkbox"/> Public <input type="checkbox"/> Other <input type="checkbox"/> | Yes Details: |
| Links to Council Plan priorities, including Climate Change, Equalities, and Economics and Health implications. | |
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8 **Document Information**

| Appendix No | Title |
|---|-----------------------|
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| Background Papers (These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Cabinet (NEDDC) you must provide copies of the background papers) | |
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