



Appeal Decision Report

16th September – 15th October 2008

WINDSOR

Appeal Ref.: 07/60133/ENF **Enforcement Ref.:** 07/00480/ENF **Plns Ref.:** APP/T0355/C/07/2051975

Appellant: Mr E F Hamlet **c/o Agent:** John Andrews Associates The Lodge 66 St Leonards Road Windsor Berkshire SL4 3BY

Decision Type: Issue Notice **Officer Recommendation:**

Description: Appeal against the Enforcement Notice: The unauthorised change of use of three out buildings known as: The Bungalow, The Garden Cottage, The Pool House to use as separate independent dwellinghouses

Location: **Old Mill House Mill Lane Windsor SL4 5JQ**

Appeal Decision: Part Allowed **Decision Date:** 9 October 2008

Main Issue: The Inspector concluded that planning permission should not be granted for the use of these three buildings as separate dwellings, as they are all within the Flood Plain and the risk of flooding at the site is "very high". However, he concluded that one of the buildings known as "The Bungalow" had been used for residential purposes for many years and was thereby exempt from planning control. As a result of his decision use of the other two buildings at "The Cottage" and "The Pool House" for separate residential use has to cease within six months.

Appeal Ref.: 08/00008/ENF **Enforcement Ref.:** 07/00488/ENF **Plns Ref.:** APP/T0355/C/07/2059917

Appellant: Mr. J. Bower 2 West Crescent Windsor SL4 5LE

Decision Type: Issue Notice **Officer Recommendation:**

Description: Appeal against the Enforcement Notice for: Timber boundary fence and gates

Location: **2 West Crescent Windsor SL4 5LE**

Appeal Decision: Withdrawn **Decision Date:** 10 October 2008

Appeal Ref.: 08/60073/REF **Planning Ref.:** 07/03252/FULL **Plns Ref.:** APP/T0355/A/08/2069517

Appellant: Porchester Homes Ltd **c/o Agent:** Mr John Cornwell Bell Cornwell Partnership
Oakview House Station Road Hook Hampshire RG27 9TP

Decision Type: Delegated **Officer Recommendation:** Refuse

Description: Construction of two pairs of semi detached dwellings three with integral garages and one detached garage with new access drives following demolition of existing

Location: **Meadow Court London Road Ascot SL5 7EQ**

Appeal Decision: Dismissed **Decision Date:** 8 October 2008

Main Issue: In the absence of any mitigation measures the development proposed, in combination with other plans and projects, would have an adverse effect on the integrity of the TBHSPA and the SSSI. The net effect of the number of vehicles and the need for careful manoeuvring on the site would be conflict between vehicles resulting in a level of noise and disturbance that would give rise to a serious and unacceptable impact on the amenities of the prospective residents of the proposed houses. In essence, the proposal seeks to place too much development on this site.

Appeal Ref.: 08/60095/REF **Planning Ref.:** 07/02813/FULL **Plns Ref.:** APP/T0355/A/08/2075236

Appellant: Mr And Mrs Jones **c/o Agent:** Mr Andrew Illingworth 153 Wycombe Road
Prestwood Great Missenden Buckinghamshire HP16 0HJ

Decision Type: Delegated **Officer Recommendation:** Refuse

Description: Detached four bedroom dwelling with detached double garage after replacement of existing dwelling

Location: **Abberley Mill Lane Windsor SL4 5JH**

Appeal Decision: Dismissed **Decision Date:** 16 September 2008

Main Issue: 1. Siting of garage to front out of keeping with area, and front elevation prominent and incongruous when viewed from river - contrary to Policies CA2 and N2. 2. In absence of full FRA, there would be increased flood risk, contrary to Policy F1. 3. It has not been demonstrated the proposal would not adversely affect the health of protected trees, contrary to Policy N6.

Appeal Ref.: 08/60113/REF **Planning Ref.:** 08/00890/ADV **Plns Ref.:** APP/T0355/H/08/1203256

Appellant: Mr Ross McCourt - Planning Primesight Charlotte House 14 Windmill Street London, W1T 2DY

Decision Type: Delegated **Officer Recommendation:** Refuse

Description: Consent to display 2 no. internally illuminated freestanding advertising units

Location: **Post Office Dedworth Green Post Office 295 Dedworth Road Windsor SL4 4JS**

Appeal Decision: Dismissed **Decision Date:** 30 September 2008

Main Issue: The display units would look incongruous from the rear, being out of scale and out of place with the residential backdrop and therefore harmful to the streetscene. The signs would not be distracting as to cause a danger to road users who are paying due care and attention to their own and others' safety.

Appeal Ref.: 08/60118/ENF **Enforcement Ref.:** 08/00516/ENF **Plns Ref.:** APP/T0355/C/08/2075820

Appellant: Mr N Chbat (SEB Trading) **c/o Agent:** Red Kite Development Consultancy Redland Wing Maidenhead Court Park Maidenhead Berkshire SL6 8HN

Decision Type: Issue Notice **Officer Recommendation:**

Description: Appeal against Enforcement Notice for: The formation of a hard-standing, the erection of a marquee structure and use of the land for car washing

Location: **Crown Farm Workshop Eton Wick Road Eton Wick Windsor SL4 6TG**

Appeal Decision: Withdrawn **Decision Date:** 23 September 2008

Appeal Ref.: 08/60116/REF **Planning Ref.:** 08/01070/ADV **Plns Ref.:** APP/T0355/H/08/1203289

Appellant: Primesight (Mr Ross McCourt) 3 Waterhouse Square 138-142 Holborn London EC1N 2NY

Decision Type: Delegated **Officer Recommendation:** Refuse

Description: Consent to display one internally illuminated double sided freestanding display unit

Location: **Costcutter 211 Dedworth Road Windsor SL4 4JW**

Appeal Decision: Allowed **Decision Date:** 30 September 2008

Main Issue: The display unit would not look out of scale nor impose itself when seen against the bulky block of flats adjacent the application site or when seen generally in the commercial setting of the area. The signs would not be distracting as to cause a danger to road users who are paying due care and attention to their own and others' safety. When the retail units are closed the area as a whole will be much less brightly lit and the sign would stand out more, a condition is attached to limit the hours of illumination.
