



Appeal Decision Report

18th March 2009 – 14th April 2009

MAIDENHEAD

Appeal Ref.: 08/60036 **Planning Ref.:** 07/00503/ENF **PIns Ref.:** APP/T0355/C/08/2084845
Appellant: Victoria Lee c/o **Agent:** Fraser Dunchurch Ltd, 15 Wheeler Gate, Nottingham, NG1 2NA
Decision Type: Issue Notice **Officer Recommendation:**
Description: Appeal against the Enforcement Notice for: the unauthorised formation of an access to the site from Paley Street (B 3024)
Location: **Land at Paley Street, Maidenhead, Berkshire, SL6 3JS**
Appeal Decision: Quashed **Decision Date:** 24th March 2009

Main Issue: The Enforcement Notice was quashed, in that the Inspector considered the Notice did not clearly and precisely tell the recipient what he had to do to comply, i.e. how he was required to form an adequate and safe vehicular access. The Notice merely referred to Policy T5 of the Local Plan. He said that this was a fundamental flaw and could not be corrected

Appeal Ref.: 08/60122/REF **Planning Ref.:** 08/00552/FULL **PIns Ref.:** APP/T0355/A/08/2080420
Appellant: Mr M Delaney 22 Kingswick Drive Ascot SL5 7BQ
Decision Type: Delegated **Officer Recommendation:** Refuse
Description: Grading of land to provide earth banks (retrospective)
Location: **Finch Farm Drift Road Maidenhead SL6 3ST**
Appeal Decision: Dismissed **Decision Date:** 30 March 2009

Main Issue: The Inspector considered that the importation of waste materials and the raising of earth bunds on this site was inappropriate development in the Green Belt, and that the bunds adversely affected the openness of the farm land and was contrary to Green Belt policy. N.B. An appeal against an Enforcement Notice relating to the same development was dismissed on 26 September 2008.

Appeal Ref.: 08/60161/REF **Planning Ref.:** 08/01773/TPO **PIns Ref.:** APP/TPO/T0355/281
Appellant: Mr Royston Jenkins 15 Talbots Drive Maidenhead SL6 4LZ
Decision Type: Delegated **Officer Recommendation:** Refuse
Description: Consent to fell two no. Western Red Cedars
Location: **15 Talbots Drive Maidenhead SL6 4LZ**
Appeal Decision: Part Allowed **Decision Date:** 31 March 2009

Appeal Ref.: 08/60186/REF **Planning Ref.:** 08/02033/FULL **PIns Ref.:** APP/T0355/A/08/2091860
Appellant: Mr Guljit Singh c/o **Agent:** Mr Peter M Salmon Camber Broad Lane Bracknell Berkshire RG12 9BY
Decision Type: Committee **Officer Recommendation:** Application Permitted
Description: Two storey side and rear and single storey side extension
Location: **13 Bray Court Maidenhead SL6 2DR**
Appeal Decision: Allowed **Decision Date:** 6 April 2009

Main Issue: The Inspector considered that the issue for consideration was the effect of the altered position of the rear door upon the neighbours' amenities. The Inspector considered that movements between the house and outbuilding would occur in any event were the door located in its original position. The alteration brought the rear door closer to the neighbours', the issue therefore was whether the effect of movements and any associated noise would be materially harmful to the neighbours' enjoyment of their property. The Inspector considered that even allowing for the repositioning of the door the effects of such activity would not be so markedly different from those which might arise from the originally permitted door. Any disturbing effect upon the neighbours' would not be so significant to make the alteration unacceptable.

Appeal Ref.: 09/60004/REF **Planning Ref.:** 08/02476/CLD **PIns Ref.:** APP/T0355/X/08/2093225
Appellant: Mr Ceri Gardiner c/o **Agent:** Blandy And Blandy One Friar Street Reading Berkshire RG1 1DA
Decision Type: Delegated **Officer Recommendation:** Refuse
Description: Certificate of Lawfulness to determine whether the existing shed is lawful
Location: **Boulters Lock Residential Home Lavender Lodge 56 Sheephouse Road Maidenhead SL6 8HP**
Appeal Decision: Withdrawn **Decision Date:** 24 March 2009

Appeal Ref.: 09/60024/REF **Planning Ref.:** 08/02079/FULL **PIns Ref.:** APP/T0355/A/09/2096388
Appellant: Mr Philip Hall c/o **Agent:** DLP Planning Ltd 2 Richfield Place 12 Richfield Avenue Reading RG1 8EQ
Decision Type: Delegated **Officer Recommendation:** Refuse
Description: Replacement six bedroom detached dwelling following demolition of existing house and annex
Location: **Bears Copse West End Waltham St Lawrence Reading RG10 0NN**
Appeal Decision: Withdrawn **Decision Date:** 18 March 2009

Appeal Ref.: 09/60024/REF **Planning Ref.:** 08/02079/FULL **PIns Ref.:** APP/T0355/A/09/2096388
Appellant: Mr Philip Hall c/o **Agent:** DLP Planning Ltd 2 Richfield Place 12 Richfield Avenue Reading RG1 8EQ
Decision Type: Delegated **Officer Recommendation:** Refuse
Description: Replacement six bedroom detached dwelling following demolition of existing house and annex
Location: **Bears Copse West End Waltham St Lawrence Reading RG10 0NN**
Appeal Decision: Withdrawn **Decision Date:** 18 March 2009