

<p style="text-align: center;">SOUTHERN AREA COMMITTEE - 24/03/05 SCHEDULE OF ADDITIONAL CORRESPONDENCE</p>

Agenda
Item No.

7. THREE – ACRE FARM, DUNSTABLE ROAD, PITTON

A letter has been received from one of the occupiers of this site, in response to further enquiries made by Officers. It contains the following information:

1. Residential use began in 1991.
2. Such use has been continuous.
3. There are three occupiers, including two teenage girls (main occupier a single parent).
4. The teenagers attend St. Joseph's School.
5. It is their only home.
6. The main occupier is an unemployed farmer.
7. There have never been repairs at the site. All the vehicles were owned by the main occupier and most have now been scrapped.

A letter has also been received from the occupiers solicitor, signaling the intention to apply for a Certificate of Lawfulness in respect of the use.

HDS Comment:

Members should give the additional information set out above their consideration, in particular in relation to giving appropriate weight to the Human Rights of the occupiers.

None of the above information is considered to materially alter the considerations set out in the main report and the recommendation remains as set out therein.

At the date of writing (23rd March 2005) no Certificate of Lawful Development application has been received. In any event, the receipt of such an application is not a good reason to delay enforcement action in this case, taking into account all of the circumstances.

10. LAND AT THE PLOT, OLD BLANDFORD ROAD, SALISBURY X 2 REPORTS

Letter from Owner - indicating her intention to apply for planning permission to retain the use and development the object of the report.

HDS Note: - At the date of writing (23rd March 2005) no such application had been received. In any event, the submission of application is not felt to be a good reason for delaying enforcement action.

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11. S/2004/2055 - RESIDENTIAL DEVELOPMENT (125 UNITS) WITH ASSOCIATED PUBLIC OPEN SPACE AND INFRASTRUCTURE AND CONSTRUCTION OF NEW ACCESS TO HIGHWAY AT LAND OFF DUCK LANE, DOWN VIEW ROAD, LAVERSTOCK

Following discussions between officers and the applicant for this application it has been decided to withdraw the third part of this report which relates to condition 6 of the planning permission for the Duck Lane development which required the applicants to enter into an agreement with Wiltshire County Council to complete the Off site highway works prior to the commencement of development. It has been agreed that Officers and the applicant will continue to negotiate on this aspect of the scheme to try to find a mutually acceptable outcome and will then bring a further report back at the appropriate time to Southern area committee.

Planslist
Item No.

1. S/2005/0121 - RETROSPECTIVE APPLICATION FOR VARIATION TO PLANNING PERMISSION S/2000/1634 AT THE RECREATION GROUND, MIDDLE WINTERSLOW

Third party reps – 1 letter raising amenity issues with regards the changes to the physical form of the building, and its use, including live music practice sessions, and the general recreational use of the associated land. Physical changes are objectionable, and should only be accepted if the collective outcome is a solution to the disturbance, noise, loss of amenity and adverse impact the present pavilion is having on the function and character of the recreation ground. Policies are breached by this proposal.

2. S/2005/0126 - FIVE YEAR RETENTION OF PORTACABIN FOR USE AS A YOUTH CLUB AT THE RECREATION GROUND, MIDDLE WINTERSLOW

Third Party reps – 1 letter highlighting issues:

- i) Extension to pavilion was permitted with a condition to remove the portacabin
- ii) It seems illogical to notify the Parish Council on this application
- iii) Various policy criteria are not met by this proposal
- iv) Continued siting of portacabin is contrary to recreation policy
- v) Portacabin is unsightly and unsuitable for retention anywhere on the recreation ground
- vi) It would send the wrong message if the parish council were seen to be in a position to avoid their responsibility to uphold and support the planning process of which they are part.

3. S/2004/2097 - ERECTION OF 6 HOUSES INCLUDING OFF STREET PARKING WITH VEHICULAR ACCESS AT ORCHARD ROAD AND DOWNTON HILL, MORGANS VALE

Redlynch PC – The report supports our Parish Council's original position that the Appletree Inn should be rebuilt as an integral part of the village community.

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Agent – Viability report does not include the cost of the site. If the public house is to be rebuilt, the cost of the site will have to be included in a viability assessment. As it is possible to achieve four houses on the site, the value of the site must be a minimum of £400,000.

Third Party reps - 2 letters welcoming the conclusions of the independent viability report. Also raising concerns about the loss of the facility, and its replacement with housing due to the potential impacts.

1 letter from third party requesting that planning permission be granted as it would enable Plum Tree and Pear Tree cottages to be rebuilt as soon as possible as we are now facing financial ruin. Objectors to this proposal do not know the hardship this is bringing to the three families who lived here. To say that building a new pub is a viable proposition is out of the question, as the pub had little trade.

4. S/2004/1544 - STATIONING AND RESIDENTIAL OCCUPATION OF TWO TOURING CARAVANS (RETROSPECTIVE) AT BADGERS REST, WINTERSLOW ROAD, PITTON

Wiltshire County Council Travellers Liaison Officer - Letter - attached in full as Appendix 1

Appendices (1)