

Addendum

LA01/2017/0333/F

Full Planning

Update

A letter and accompanying signed Affidavits was received from Martin King French Ingram LLP Solicitors on 19th January 2018 as additional evidence in support of the above application.

Signed Affidavits are from Simon Bruce (Company Director for Lewis Tower Crane Services Ltd), Joanne Marie Purcell (Secretary, Quigley Crane Services Ltd and daughter of applicant), Mary Louise McLaughlin (Accounts Manager, Quigley Crane Services Ltd), David Noel McDaid (Farmer and Bailing Contractor, Tia & Dwn McDaid Bailing Contractor), Sean Michael Quigley (Contracts Manager, Quigley Crane Services Ltd, and son of applicant), Ivan McDaid (Farmer and Bailing Contractor, Tia & Dwn McDaid Bailing Contractor) and William Joseph Dickson (Retired Architect).

The affidavits state that footings for the garage were laid at the end of March 2010 but were filled in again, in and around the 31st May 2010.

One affidavit goes on to state that foundations were dug out again in 2012 for the Building Control Inspection which took place in April 2012.

The only aerial shots available showing development, date from April 2012. This accords with the date of the Building Control Inspection Report.

Regardless of the date of commencement of garage foundations and whether they were initially dug within the timeframe of the initial approval and subsequently filled in, these affidavits do not address the incorrect location of the development. It is clear from aerial photography that the garage foundations were on the other side of the site from that approved under planning permission B/2007/0398/RM and therefore were not in accordance with this approval. Therefore as the development is in a different location from that approved, it cannot be considered a lawful start.

Recommendation

That the Committee notes the content of this addendum and agrees with the recommendation to refuse as set out in paragraph 9.1 of the Planning Committee Report.