APPLICATION NO. : H16 0664 92

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SOUTH HOLLAND DISTRICT COUNCIL

Application no: H16/0664/92

Applicant: Mr I D Gathercole
89 Hereward Road
Spalding
Lincs

Agent: Messrs Maples & Son
23 New Road
Spalding
Lincs

Description: Change of use of part of dwellinghouse (1 room only) for operating taxi business

Location: 89 Hereward Road
Spalding
Lincs

Type: FULL

Date received: 10-JUL-92

TOWN AND COUNTRY PLANNING ACT 1990

NOTICE OF NON-DETERMINATION

South Holland District Council hereby give notice that no further action will be taken on this application.

Director of Planning and Building Control Services

01-FEB-93

DH. 1/2/93.

BRIAN SMITH Dip TP MRTPI Director of Planning & Building Control Services

Planning & Building Control Department, Council Offices, Priory Road, Spalding, Lincolnshire. PE11 2XE (Tel: 0775 761161)


664/92
West End Cold Stores
Poplar Court
EDWARD ROAD
CANTERBURY CLOSE
FIRST AVENUE
PENNYGATE
HEREWARD ROAD
WEST PARADE
CARRINGTON ROAD
MANSELL CL
WILNSOVER ROAD
West View
Wildwood Lodge
Nursery
Factory
Drain
El Sub Sta
Garage
Delft Court
Hague Court

PLANNING APPLICATION

For office use only

Application No. H16/0664/92

Date Registered 17 JUN 1992

1. Please complete in block letters

NAME AND ADDRESS OF APPLICANT

IAN DAVID GATHERCOLE
89 HEREWARD ROAD,
SPALDING, LINCS.

Tel. No. Spalding 725370

NAME AND ADDRESS OF AGENT
(if form completed by agent)

MESSRS. MAPLES & SON,
23 NEW ROAD,
SPALDING, LINCS.

Tel. No. Spalding 722261
(Personal contact name) MP

Please complete in block letters

FULL POSTAL ADDRESS OF THE APPLICATION SITE

89 HEREWARD ROAD, SPALDING, LINCS.

OFFICE COPY

Please complete in block letters

DESCRIPTION OF PROPOSED DEVELOPMENT

Change of use of part of dwellinghouse (1 room only)
for operating taxi business

Please complete

I attach * ~~Four copies of all plans~~
*an ownership certificate (see back page)
*a fee of £110..... If you consider no fee is payable include a written explanation instead.

Signed..... Date..16.6.1992..... Previous application No:

Please tick **one** box and answer the extra questions under that section.

2. **TYPE OF APPLICATION**

This is a **full** application for change of use and/or new building works [✓] → Now complete Parts 3, 4 and 5 and an Ownership Certificate

or This is an **outline** application [ ]

Please state Site Area (Hectares)
Please tick any box where you are including details which you wish to be considered as part of this application.
Siting [ ] Design [ ] External Appearance [ ]
Means of Access [ ] Landscaping [ ]
Now complete Parts 3 and 5 and an Ownership Certificate.

or This is a **reserved matters** application. [ ]

A. Please state Reference Number of outline permission.
B. Please state which reserved matters are dealt with in this application.
Now complete Part 4 only

or This is an application for **renewal** of temporary permission or **continuation** without complying with planning condition. [ ]

A. Please state Reference Number of previous permission
B. Please state Condition Number referred to
Now complete an Ownership Certificate

or This is an application for **modification** of a condition on a planning permission which has not yet been implemented. [ ]

A. Please state Reference Number of previous permission
B. Please state Condition Number referred to
C. Please state variation required
Now complete an Ownership Certificate

TYPE OF DEVELOPMENT

3. A. Please state whether the proposal involves:- (Tick one or more boxes)

(i) New building(s)	No
(ii) Alterations or extension	No
(iii) Change of use	Yes (part only)
B. If new dwellings are proposed, please state how many:	N/A

4. A. If building works are proposed, other than residential, please state extra floorspace to be created:	N/A	sq. metres
B. Please state size of any new structure:- (a) max. height:	N/A	metres
(b) max. length:		metres
(c) max. width:		metres
C. Please state type and colour of materials for facing external walls:	N/A	
D. Please state type and colour of roofing materials.	N/A	

5. GENERAL INFORMATION Please complete each section

EXISTING USES
Please state existing or, if vacant, the last use(s) of site.

Private dwellinghouse

ACCESS TO ROADS (VEHICULAR AND PEDESTRIAN) Please tick **one** box

A. There will be **no** new access to a public road and **no** alteration to any existing access to a public road	✓	
B. There will be a new or altered access to a public road		If so, name of road:

TREES Please tick **one** box

A. The proposal does **not** involve the felling of any trees	✓	
B. The proposal does involve the felling of one of more trees		➡ If so, please show details on plans

DRAINAGE Please complete

A. Please state how surface water will be disposed of
B. For estate developments, please state how highway surface water will be disposed of
C. Please state whether a land drain will be affected
D. Foul sewerage will be disposed of to:

There will be no change to existing arrangements

Mains sewer [ ] Cesspool [ ] Septic tank [ ]

OTHER MATTERS Please complete

	State Yes or No	
The proposal is in connection with agriculture	No	➡ If so, **please give details in Part 6**
The proposal affects a listed building	No	
The proposal affects a public footpath	No	
The proposal is known to affect contaminated land	No	
The proposal is for industrial, warehousing, offices or shopping purposes	No	➡ If so, **please complete Part 7**

6. ANY OTHER INFORMATION Please add any details you wish in support of your application.

Continue on separate sheet if necessary. The Applicant operates 3 cabs but only 1 of these would run from the property itself, the other two from the taxi rank. No car maintenance or repairs whatsoever would be carried out from the property. The Applicant has consulted with his various neighbours and copies of their letters are attached to this application confirming that there would appear to be no local objection to the proposal.

✓

7. INDUSTRIAL, WAREHOUSING, OFFICES OR SHOPS Please complete

Please tick **one** box and complete B if necessary

A. The proposal does not involve any alteration in existing floorspace ☐

B. The proposal involves the creation of or an alteration in total **gross** floorspace ☐

Proposed total gross floorspace ____ sq. m. Previous total gross floorspace ____ sq. m.

This new total includes the following net floorspace:

Retail ____ sq. m. Office ____ sq. m. Industrial ____ sq. m. Warehousing ____ sq. m.

Other ____ sq. m. ➡ If so, please state use:

	Office staff	Industrial staff	Other staff
How many office, industrial and other staff will be employed on the site as a result of the development proposed? If you have existing premises on the site, how many of the employees will be new staff?			
If you propose to transfer staff from other premises please give details of the numbers involved and of the premises affected.			
In the case of industrial development, give a description of the processess to be carried out and of the end products, and the type of plant or machinery to be installed			
If the proposal forms a stage of a larger scheme for which planning permission is not at present sought, please give what information you can about the ultimate development			
Is the proposal related to an existing use on or near the site?	State Yes or No ☐		
If so, please explain the relationship			
Is this a proposal to replace existing premises in this area or elsewhere which have become obsolete, inadequate or otherwise unsatisfactory?	State Yes or No ☐		
If so, please give details including gross floor area of such premises and state your intentions in respect of those premises			
What provisions have been made for the parking, loading and unloading of vehicles within the curtilage of the site? (Please show the location of such provision on the plans and distinguish between parking for operational needs and other purposes)			
What is the estimated vehicular traffic flow to the site during a normal working day? (Please include all vehicles except those used by individual employees driving to work)			
What is the nature, volume and proposed means of disposal of any trade effluents or trade refuse?			
Will the proposed use involve the use of storage of any hazardous materials?	State Yes or No ☐		

OWNERSHIP CERTIFICATES

PLEASE COMPLETE ALL THREE SECTIONS.
Use the notice at the bottom of the page only when necessary.

1. **APPLICANT'S INTEREST** Please state interest (e.g. owner, prospective purchaser)	Owner

2. OWNERSHIP OF THE SITE

This certificate is to make sure that the owners of land are aware of applications made on it.

If the applicant is the **sole owner of the whole site,** complete **Certificate A.**
In **any other case** (i.e. if the applicant is a prospective purchaser, or a tenant, or a joint owner, or the sole owner of only part of the site) then you must give notice to all other owners, and complete **Certificate B.**
You can use the notice at the bottom of the form to send to the owner. (An "owner" is a person having a freehold interest, or having a leasehold interest where seven years or more remains unexpired). If you are unable to trace the owner, please contact the Planning Office.

Certificate A

No person other than the applicant was an owner of any part of the land to which the application relates at the beginning of the period of 20 days before the date of the accompanying application.

Signed ..... (Applicant/Agent) Date 16.6.1992

Certificate B

The applicant has given the requisite notice to all persons other than the applicant who were owners of any part of the land to which the application relates at the beginning of the period of 20 days before the date of the accompanying application.

State Name and address of owner: State Date notice served:

Signed ..... (Applicant/Agent) Date .....

3. If the land is not in agricultural use, complete Certificate 1.
If the land is agricultural, but there is no agricultural tenant, complete Certificate 1.
If the site does relate to an agricultural holding, you must give notice to the tenant, and complete Certificate 2. (You can use the notice at the bottom of the form to send to the tenant).

Certificate 1

None of the land to which the application relates constitutes or forms part of an agricultural holding.

Signed ..... Applicant/Agent) Date 16.6.1992

Certificate 2

The applicant has given the requisite notice to any other person who, 20 days before the date of the application, was a tenant of any agricultural holding any part of which was comprised in the land to which the application relates.

State Name and address of tenant: State Date notice served:

Signed ..... (Applicant/Agent) Date .....

NOTICE UNDER SECTION 27 OF TOWN AND COUNTRY PLANNING ACT 1971

TO BE COMPLETED BY APPLICANT OR HIS AGENT

Proposed development at

Take notice that application is being made to South Holland District Council by

for planning permission for

If you should wish to make representations about the application, you should make them in writing not later than 20 days from the date of service of this notice, to Chief Executive, South Holland District Council, Priory Road, Spalding, Lincolnshire.

Signed ..... Date .....

F U R T H E R I N F O R M A T I O N / C O N S U L T A T I O N S

APPLICATION REF:

DIRECTIONS

Art 7 (Outlines)

		Siting	Design	Ext App	Access	Lands
RM Checklist:	Previous					
	Current					
	Required					

Reg 4 Scale drawing ..... Highway S/W ..... Agric appraisal .....

[Indicate if other Regs]

Precise details for non-standard direction:

CONSULTATION/PUBLICITY REQUIRED

POy 23-7 DP 24/7

Publicity : General
Departure
Setting of LB Viz

Residents (Postal):
87-91 Hereward Road ✓ Done 23/7 JAR

Residents (Delivery):

Consults : Dept of Transport
Env Health
Conservation consults : Local
Local & National
English Heritage LBC I, II*
Setting I, II*
Major CA

Consultant : Name
Order No:

Other :

R E V A L I D A T I O N A F T E R D I R E C T I O N

Information satisfactory/unsatisfactory Signed .....

Further direction:

Precise details

Amended description:

Reconsultations required -
Parish Council
Ward Members
Residents
Advertise
Other

New valid date ..... Re-Registered .....
Ack/Reception .....

APPLICATION ASSESSMENT

Notes for Case Officer

Site Notes: Accuracy Neighbours Other

Boundaries Site Features

Inspected by: PJH
date: 28-7

Case Officer Conclusions (issues)

Semi-detached L.A. house. Parking space to side of house. Large enough for two vehicles. Nothing brought to be noted.

Case Officer Recommendations (summary) GRANT REFUSE
(details overleaf)

Recommended approvals -

Departure from policy — Yes .... / No ....

Ward member request — Yes .... / No ....

Recommend approval against material objection — Any objection received? No / If yes, is any obj. material? No .... / Yes / No — Yes .... [Reason:

Other circumstances needing Committee decision — Yes .... Flagged by Senior Officer Signed ..... / No ....

ALL OF ABOVE

Recommended refusals -

Refusal on adopted policy grounds on first applic. — No .... Nil fees (not first Submission) / Other info. viz: Signed ..... — Yes ....

ANY ONE OF ABOVE

Committee report
Sub-Committee:
SV recommended .....
Est/Ind. recommended.....

Delegation confirmed by Senior Officer
.....

Recommendation/draft report produced.....

ADMIN RECORD SHEET

INITIAL

Submitted Fee £ 110

Receipt Issued ..... No. P1303

Date First Received 17 JUN 1992

REGISTRATION

REFERENCE H16/0664/92

Cross-Ref N/A

Date 18/6/92

VALIDATION Date 17/6/92

Type FULL Earliest permission date (Cert B) .....

Site area ..... No. of dwellings ..... Floorspace .....

New build/site enlargement/redevelopment/change of use/extension/alteration

Earlier permission ref .....

HM:-	Siting	Design	Ext app	Access	Lands
Previous					
Current					

Description

Technical:- Certificate ☐ Accuracy ☐
Site plans ☐ Incomplete form ☐
Description ☐

S65 Advert required ☐ Expiry date .....

Fees:- Nil fee – previous app ☐ Ref .....
– type ☐
Discounted fee ☐ Reason .....

Correct fee £ 110 Additional £ ..... Receipt no. .....

Refund £ ..... Issued .....

CONSTRAINTS Date 21.7

Index Sheets 2500 OS Nos ..... Grid Ref 5[illegible] 3[illegible]

Ward ...T... Parish ...SHALDON...

Inside IBD ...NO... Inside LP Area ...NO...

TR Rural ☐ C1 ☐
TR Bypass ☐ L3 ☐ Grade
Level crossing ☐ TPO ☐
Footpath ☐ Other:

Linked to site.....Ref.....N/A..... Linked to property.....Ref...0.192290

Planning Records:
Earlier apps

S 52 Records:
Already submitted Ref.....
Requested .....

Inputs completed 23/7/92 AAB

REF NO H1G/0664/92

OBSERVATIONS

MR R. W. TREVEY,
91 HEREWARD ROAD
SPALDING.

31st JULY 1992

SUBJECT

MR & MRS LAVENDER
87, HEREWARD ROAD
SPALING

[redacted]

COMPLAINTANT

AFTER BEING DISTURBED BY THE 24 HRS TAXI SERVICE AT 89 HEREWARD ROAD I DECIDED TO GO AND SEE MR & MRS LAVENDER AT 87 HEREWARD ROAD.
AFTER KNOCKING ON THE DOOR I WAS LET IN, MRS LAVENDER ALLMOST IMMEDIATELY ASK IF I HAD HEARD THAT NOISEY ~~~~ NEXT DOOR AT 5, O, CLOCK THAT MORNING, I SAID THAT WAS WHOT I HAD COME ROUND TO SEE THEM ABOUT. I WAS ASKED TO SIT DOWN AND WAS OFFERED A CUP OF TEA IN THE FOLLOWING CONVERSATION I TOLD THEM THAT I HAD, AFER BEING DISTURED FOR ABOUT EIGHT MONTHS, REPORTED MR GATHERCOLE FOR THE DISTURBUNCE HE WAS CAUSEING US AND THAT I WOULD LIKE TO HEAR THEIR OWN VIEWS ON THE MATTER.
MRS LAVENDER DID MOST OF THE TALKING AND TOLD ME THAT THEY HAD BEEN DISTURED ON A NUMBER OF OCCASIONS BY DOORS BANGING AND THE REVVING OF A CARS ENGINE.
MR LAVENDER SAID THAT MR GATHERCOLE HAD TOLD HIM THAT THE BEST TIME TO EARN MONEY WAS AFTER 12, O, CLOCK AT NIGHT, AND THAT HE, MR LAVENDER, HAS SEEN MR GATHERCOLE GETTING IN HIS TAXI WITH A SANDWICH IN HIS HAND!
MRS LAVENDER ALSO SAID THAT IT WOULD BE A GOOD IDEA TO LET THE WIND OUT OF MR GATHERCOLES CAR TYRES (TAXI), I SAID THAT I DID NOT THINK THAT WAS A GOOD IDEA!.
THIS CONVERSATION TOOK PLACE BEFORE MR & MRS LAVENDER WROTE THE LETTER ON MR GATHERCOLES BEHALF!!

R W Trevey

REF H16/0664/92

S.H.D.C. PLANNING DEPT.
RECEIVED
- 5 AUG 1992
Attention of
DPO NPM
DOPO BS
JC ACP
Action by .....
Discuss with .....
Copy to .....
File Nos.
Acknowledge YES/NO
by
date

MR R. W. TREVEY,
91 HEREWARD ROAD,
SPALDING.

31ST JULY 1991

COMPLAINTANT

SOBJECT
NOISE
APART FROM DOGS
OR TAXI SERVICE

AFTER MR & MRS GATHERCOLE FOUND OUT THAT I HAD REPORTED THEM TO THE PLANNING OFFICE THEY STARTED A WAR OF ATTRITION, THE FIRST TIME THAT I WAS AWARE OF THIS WAS WHEN I WAS WOKEN UP SUDDENLY AT FIVE O,CLOCK IN THE MORNING BY A BANGING SOUND, AT FIRST I COULD NOT UNDERSTAND WHERE THE NOISE WAS COMING FROM, I COULD NOT GET BACK TO SLEEP AND AT 5.45 I HEARD THE SAME NOISE AGAIN IT SOUNDED LIKE SOMEONE WAS OPENING AND CLOSEING THE FRONT BEDROOM WINDOWS VERY HARD FOR FOUR OR FIVE TIMES, IT WAS OBVIOUS THAT THE BANGING OF THE WINDOWS WAS DELIBERATE. THIS CONTINUED FOR FOUR MORNING AT EXACTLY THE SAME TIMES, UNTIL FRIDAY MORNING THE LAST WORKING DAY.
I TOLD MY WIFE THAT I WAS GOING TO SEE MR & MRS GATHERCOLE, SATURDAY ABOUT DINNER TIME, I ASKED MY WIFE TO COME ALONG BECAUSE I WANTED HER TO BE A WITNESS TO ANY ANY THING THAT TRANSPIRED.
MR & MRS GATHERCOLE WHERE UNLOADING THEIR CAR IN THE DRIVE OF THEIR HOUSE, I ASKED IF I COULD TALK TO MR GATHERCOLE, MRS GATHERCOLE WAS IMMEDIATELY AGGRESSIVE AND TOLD HER HUSBAND TO KEEP ON THEIR OWN PROPERTY. WE BOTH WALKED TOWARDS THE FRONT GATE I ASK WHERE MR GATHERCOLE WANTED ME TO STAND, HE REPLYED ON THE OTHER SIDE OF THE GATE, THIS I DID WITH MY WIFE.
I ASKED MR GATHERCOLE WHOT WAS THE BANGING OF WINDOWS IN THE MORNING ALL ABOUT, WHILE I WAS TALKING TO HIM MRS GATHERCOLE CAME FROM BEHIND MR GATHERCOLE AND WITH A RAISED VOICE TOLD ME THAT SHE HAD BANGED THE WINDOWS AND THAT IT WAS HER FUCKING PROPERTY AND THAT SHE WOULD DO WHOT SHE LIKED, I WAS ALSO TOLD TO GET THROUGH MY FUCKING GATE, MR GATHERCOLE SAID THAT THEY HAD CHECKED UP AND THERE WAS NOTHING THAT MEANT MY WIFE COULD DO ABOUT THE NOISE!

(1)

REF H16/0664/92

SUBJECT ATTITUDE

MR GATHERCOLE

DATE OF INCIDENT 27/28 July 1992

S.H.D.C. PLANNING DEPT.
RECEIVED
- 5 AUG 1992

MR R. W. TREVEY.
91 HEREWARD ROAD,
SPALDING,
31ST JULY 1992

COMPLAINTANT

ON THE NIGHT OF THE 27 JULY I WENT TO BED ABOUT 10-30, I LAY THERE READING FOR ABOUT A HOUR, I SET THE ALARM FOR SIX O'CLOCK I WAS GOING TROUT FISHING IN THE MORNING WITH MY BROTHERS SON NORWOOD.

I MUST HAVE DROPED OF TO SLEEP, I WAS WOKEN UP BY A DOG BARKING, I HAD GOT USE TO THIS, BUT THE DOGS BARK WAS NOT THE SAME AS GATHERCOLES DOG, I GOT OUT OF BED AND LOOKED OUT OF THE WINDOW ACROSS GATHERCOLES BACK GARDEN. AND SAW A DOG THAT LOOKED BLACK AND WHITE, I LOOKED AT THE CLOCK IT WAS 12-10, TO CUT A LONG STORY SORT THIS BARKING WENT ON AND OFF FOR OVER TWO HOURS, NOBODY MADE ANY ATTEMPT TO STOP THE DOG FROM BARKING, BY THIS TIME I WAS GETING VERY ANGRY, ~~AND~~ I HEARD MR GATHERCOLES TAXI COME BACK AND I EXPECTED HIM TO DO SOMETHING ABOUT THE BARKING FROM A DOG THAT HAD GOT INTO HIS BACK GARDEN. THE BACK DOOR WAS BANGED CLOSE, I WAITED FOR ABOUT TEN MINUTES FOR SOME SORT OF RESPONCE, THERE WAS NONE, THE DOG WAS STILL BARKING.

I WENT DOWN STAIRS TO GET DRESSED AND WENT AROUND NEXT DOORS I KNOCK ON THE DOOR AND RANG THE DOOR BELL, ABOUT A MINUTE LATER THE DOOR WAS OPENED BY MRS GATHERCOLE, MR GATHERCOLE STOOD BEHIDE, I SAID "DID YOU KNOW YOU HAVE A BLACK AND WHITE DOG IN YOUR BACK GARDEN" MRS GATHECOLE SAID "THAT THEIR DOG WAS UNDER THE TABLE". I SAID "THERE'S A BLACK AND WHITE DOG IN YOUR BACK YARD THATS BEEN BARKING ON AND OFF FOR MORE THAN TWO HOURS" MR GATHERCOLE CAME OUT AND LOOKED AT THE BACK GARDEN GATE, WHICH WAS SHUT CLOSED, AND SAID "THATS NOT OUR DOG ITS GOT NOTHING TO DO WITH ME", I COULD NOT BELEAVE THAT A MAN WHO HAD A STRANGE DOG IN HIS BACK YARD COULD SAY IT WAS NOTHING TO DO WITH HIM, I SAID O.K. IF THATS THE WAY YOU WANT IT I WILL GO AND CALL THE POLICE, MRS GATHERCOLE SAID "GO AND CALL THEM".

I STARTED TO WALK AWAY THEN REALISED THE DOG MIGHT BE CONG TO MR & MRS LAVENDER AT NO 87, I WENT AROUND TO THEIR DOOR

CONTINUES SHEET (2)

SUBJECT ATTITUDE
MR GATHERCOLE

DATE OF INCIDENT
27/28 JULY 1992

S.H.D.C. PLANNING DEPT.
RECEIVED
- 5 AUG 1992
Attention of
DPO NRM
DOPO BS
JC ACP
Action by .....
Discuss with .....
Reply by .....
File Nos.
Acknowledge YES/NO
by

MR R.W. TREVEY,
HEREWARD ROAD,
SPALDING.
31ST JULY 1992
COMPLAINTANT

(2)

AND KNOCKED, NOTHING HAPPENED, I KNOCKED AGAIN AND A LIGHT CAME ON, THE DOOR WAS OPENED AND THERE STOOD MR & MRS LAVENDER AND THEIR SON PAUL.
I SAID TO MR LAVENDER "COULD YOU CHECK TO SEE IF YOU HAVE ONE OF YOUR DOGS MISSING, THERE IS ONE IN GATHERCOLES BACKYARD THAT AS BEEN BARKING FOR OVER TWO HOURS.
MR LAVENDER AND HIS SON WENT TO CHECK THE SHED WHERE THE DOGS ARE KEPT, I HEARD PAUL SAY "SHE'S GONE".
AT THIS POINT MR GATHERCOLE HAD SUDDENLY BECOME VERY HELPFUL!, THE DOG WAS PRODUCED AND HANDED OVER TO THE LAVENDERS.
AROUND THIS TIME I SAID "MY WIFE HAS GOT TO GET UP FOR WORK AT FIVE O'CLOCK AND I AM NOT GOING TO PUT UP WITH THIS, MRS GATHERCOLE REPLIED "I FUCKING WELL HAVE GO TO GET UP AT 4.30, THAT WAS A LIE BECAUSE SHE WAS ON THE 2-10 SHIFT!, AND DID NOT START THE 6-2 SHIFT UNTIL MONDAY 3RD AUGUST.
I ASKE HER "DO YOU HAVE TO KEEP USEING OBSCENE LANGUAGE", SHE SAID "YES AS FAR AS YOUR CONCERNED I DO".
I STOOD THERE FOR ABOUT TWO MINUTES TO SEE IF THERE WERE GOING TO BE ANY MORE PROBLEMS, THERE WAS NONE AND I SLOWLY WACK BACK TO MY OWN HOUSE.
WHEN I GOT HOME I WENT UPSTAIRS TO SEE MY WIFE, SHE SLEEPS IN A DIFFERENT BEDROOM THAN ME, I ASKE HER HOW LONG SHE HAD BEEN AWAKE, SHE SAID "FROM ABOUT TWELVE FIFTEEN, THE TIME WAS THEN THREE O'CLOCK.
I WENT AND GOT INTO BED, BUT COULD NOT GET TO SLEEP, I LAY THERE UNTIL ABOUT FIVE O'CLOCK AND GOT UP WITH WIFE, FROM THE TIME THAT I WENT TO BED TO THE TIME I GOT UP IN THE MORNING I HAD ABOUT HALF HOURS SLEEP!

SUBJECT SLEEP REF H10/0664/92

[redacted]

SUBJECT DOGS

MR & MRS GATHERCOLE,
89 HEREWARD ROAD,
SPALDING.

MR R. W. TREVEY,
91 HEREWARD ROAD
SPALDING.

31ST JULY 1992

COMPLAINTANT

S.H.D.C. PLANNING DEPT.
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File Nos.

MR & MRS GATHERCOLE HAD A DOG CALLED SCOBIE SHE WAS A GOOD DOG AND FOR THE TEN YEARS OR MORE THAT I KNEW HER SHE DID NOT CAUSE US ANY TROUBLE IN ALL THAT TIME, SHE DIED THIS YEAR. AFTER SHE DIED SHE WAS REPLACED BY A DOG THAT LOOKED LIKE A SMALL GREYHOUND, WHEN I FIRST SAW THIS DOG, OUT OF A BEDROOM WINDOW, IT WAS TIED TO A LENGH OF CHAIN ABOUT EIGHT FEET LONG IT DID NOT MOVE ABOUT MUCH AND I NEVER HEARD IT BARK. ABOUT THREE DAYS LATER IT WAS GONE, AND HAD BEEN REPLACED BY A SMALL LIGHT BROWN AND WHITE DOG, FOR THE FIRST WEEK THE DOG MADE NO NOISE, LATER IT STARTED TO BARK, AND IT GOT WORSE AS TIME WENT BY, IN THE DAYTIME THIS WAS NO PROBLEM AS HOW OWN DOG STARTED TO BARK IN RESPONCE TO THE OTHER DOG, IT WAS ALSO ALLOWED TO BARK LATE A NIGHT AND ALSO EARLY IN THE MORNING, I NEVER HEARD ANY BODY TELL THE DOG TO BE QUITE LATE AT NIGHT OR EARLY IN THE MORNING. LATER A PATTERN EMERGED, MRS GATHERCOLE WORKS TWO SHIFTS 6-2 AND 2-10, I NOTICE THAT WHEN SHE WAS ON 6-2 SHIFT I WAS WOKEN UP AT AROUND FIVE IN THE MORNING, THAT BEING THE TIME THAT MRS GATHERCOLE WOULD GET UP TO GO TO WORK, WHEN SHE WAS ON 2-10 SHIFT THE DOG WOULD BE ALLOWED TO BARK LATE AT NIGHT BUT YOU WOULD NOT HEAR IT ONTIL ABOUT SEVEN O,CLOCK IN THE MORNING.

THE GATHERCOLES AT THIS TIME KNEW THAT I HAD REPORTED THEM FOR CAUSEING A DISTURBANCE AND THERE IS NO DOUBT IN MY MIND THAT THE DOG WAS BEING ALLOWED TO CAUSE A DISTURBANCE BY MR & MRS GATHERCOLE WHEN IT SUITED THEM, MY WIFE AND I NEVER RETALIATE AT THIS POINT.



OCCUPYERS NAMES (LETTERS)

NO 60 J. GOODMAN
62 P. QUINCY
64 N/A
66 N/A
68 D. FOVARGUE
70 N/A
72 NOBLE
74 N/A
76 N/A
78 N/A
80 B. WILSON
82 N/A
84 N/A

91 COMPLAINTANT
89 GATHER COLE 24HR TAXI
87 LAVENDER
85 S. SMITH
83 HUNT
81 BELL
79 EGGITT
77 HARE
75 HESKETH

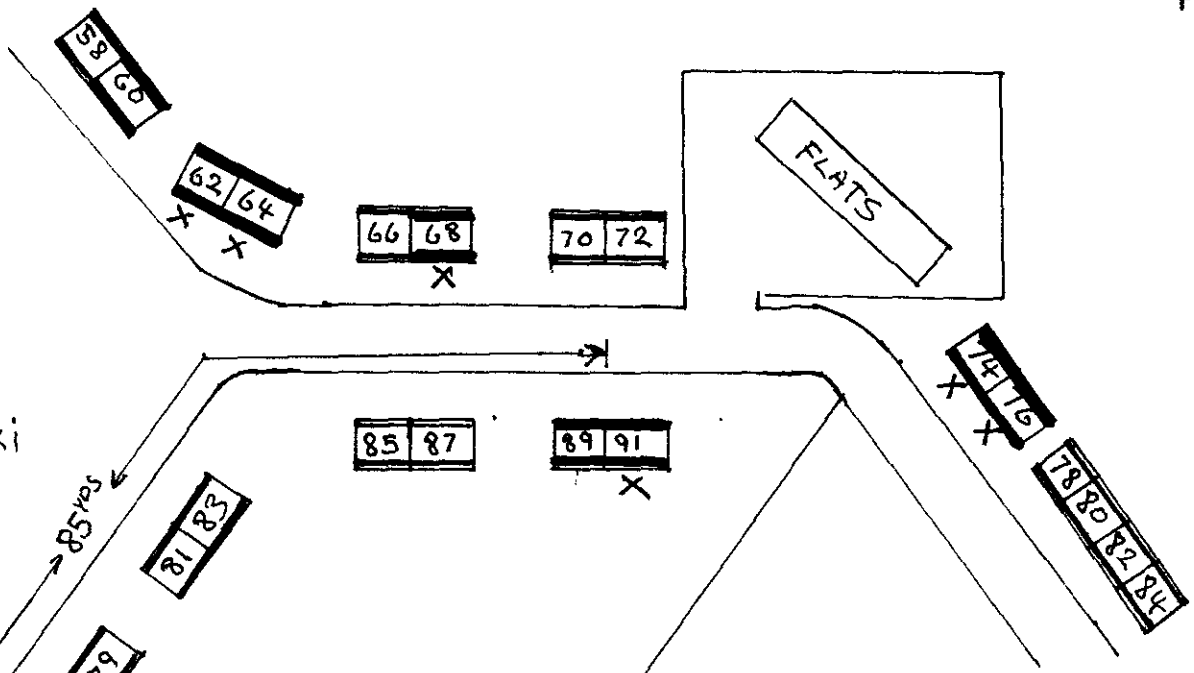
NOT TO SCALE

COLOUR CODE

PRIVATE [redacted]

COUNCIL [redacted]

APPLICATION NO H16/0664/92



MR R. W. TREVEY
91 HEREWARD ROAD
SPALDING
LINCS.

31 JULY 1992

S.H.D.C. PLANNING DEPT.
RECEIVED
- 5 AUG 1992
Attention of DPO NHPM GDPO BG JC ACP
Discuss with
Action by
File Nos.
Acknowledge YES/NO
By

[redacted] NOT EFFECTED BY DEVALUATION AND SALES PROSPECTS (CURRENT)

HOUSE PRICES POSSIBLY

[redacted] X EFFECTED BY DEVALUATION AND SALE PROSPECTS DUE TO THE OPERATION OF A 24HR TAXI SERVICE AT 89 HEREWARD ROAD.

REF NO H16/0664/92

MR R. V. TREVEY,
91 HEREWARD ROAD,
SPALDING,
31ST JULY 1992

OBSERVATIONS

S.H.D.C. PLANNING DEPT.
RECEIVED
- 5 AUG 1992
Acknowledge of
File Nos.
Acknowledge YES/NO

COMPLAINTANT

SUBJECT LETTERS

MRS S. SMITH
85 HEREWARD ROAD
SPALDING.

MRS SARAH SMITH, NEE CLARKE, IS THE DAUGHTER OF MRS CAROL CLARKE. MRS CLARKE TAKES MRS GATHERCOLE TO WORK IN HER CAR AND HAS BEEN A FRIEND FOR MORE THAN TEN YEARS!

SUBJECT

MR & MRS P. NOBLE
72 HEREWARD ROAD
SPALDING

MR NOBLE AND HIS WIFE ARE CCOSE FRIENDS WITH MR AND MRS FOUARGUE, MR FOUARGUE, IS CLOSE FRIENDS WITH MR GATHERCOLE.

R V Trevey

SUBJECT -

SLEEPING ARRANGEMENTS

REF H16/0664/92

S.H.D.C. PLANNING DEPT.
RECEIVED
- 5 AUG 1992
File Nos.

MR R.W. TREVEY
91 HEREWARD ROAD
SPALDING.

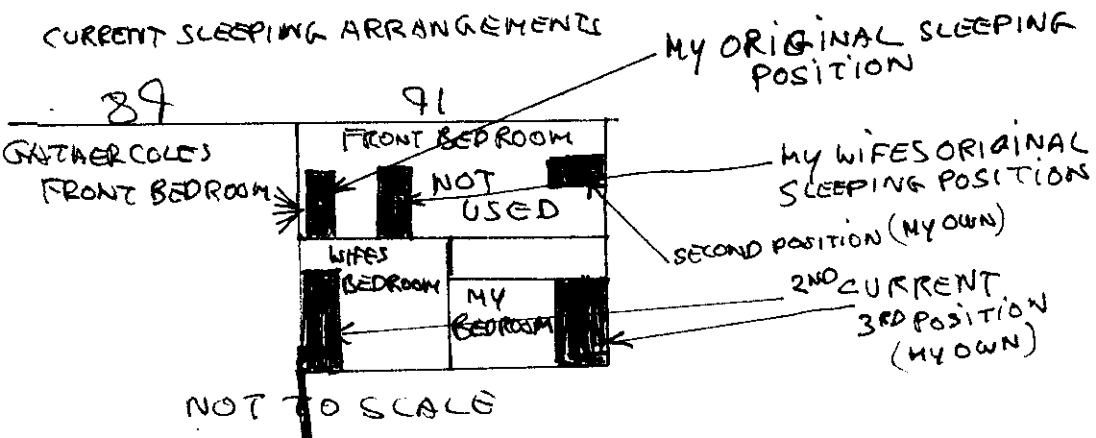
31ST JULY 1992

COMPLAINTANT

WHEN MR GATHERCOLE STARTED HIS 24 HR TAXI SERVICE ME AND MY WIFE BOTH SLEPT IN THE FRONT BEDROOM, APART FROM THE BANGING OF CAR DOORS AND ENGINE NOISE I WAS AWARE OF A TELEPHONE WHICH APPEARED TO RING FROM GATHERCOLES FRONT BEDROOM, FOR A START THE PROBLEM WAS MAINLY FRIDAY NIGHT, SATURDAY MORNING, AND SATURDAY NIGHT, SUNDAY MORNING AT ITS WORSE, WHICH WAS AT CHRISTMAS, THE TELEPHONE RANG ON AND OFF FOR THREE HOURS FROM TWELVE TO THREE IN THE MORNING, GOODWILL TO ALL MEN!.

I SUGESTED TO MY WIFE THAT SHE SHOULD SLEEP IN THE BACK BEDROOM, THIS WAS BEFORE THE GATHERCOLES GOT THEIR NEW DOG!, AND I WOULD MOVE MY BED AWAY FROM THE WALL TO THE OTHER SIDE OF THE ROOM.

I COULD STILL HEAR THE TELEPHONE RINGING FROM THEIR FRONT BEDROOM, I THEN MOVED MY BED INTO THE BACK BEDROOM THINKING THAT THIS WOULD SOLVE THE PROBLEM, IT DID NOT, I FOUND THAT THE TELEPHONE WAS NO LONGER THE PROBLEM, THEY HAD GOT THE NEW DOG WHICH SEEMED TO BE ORIENTATED WITH THE 24 HR TAXI SERVICE, IT COULD NOT DIFFERENTIATE BETWEEN NIGHT AND DAY, THAT IS THE CURRENT SITUATION TO DATE.



SUBJECT

MR GATHERCOLE
24HR TAXI SERVICE

REF NO H16/0604/92

MR R. W. TREVEY
HEREWARD ROAD
SPALDING

S.H.D.C. PLANNING DEPT. 9
RECEIVED
- 5 AUG 1992
Attention of
DPC MBA
SDPO ES
HC ACP
Copy to
File Nos.
Acknowledge YES/NO
by
date

31ST JULY 1992

CONCLUSION

COMPLAINTANT

BEFORE MR GATHERCOLE STARTED HIS 24HR TAXI SERVICE WE DID NOT HAVE ANY PROBCEMS WIHT HIM AS FAR AS NOISE WAS CONCERNED, AFTER DEALING WITH MR & MRS GATHECOLE OVER THE LAST FEW MONTHS I HAVE COME TO THE CONCCLUSION THAT THEY ARE COMPLETELY SELF CENTRED AND HAVE NO CONSIDERATION FOR ANY BODY BUT THEM SELFS.

WHEN APPROACHED THEIR ATTITUDE IS ONE OF TOTAL ARROGANCE, AND FROM MRS GATHERCOLE TOTAL AGGRESSION AND OBSCENE LANGUAGE, BOT IN FAIRNESS MR GATHECOLE DOES NOT USE OBSCENE LANGUAGE.

THEY SEEM TO THINK THEY ARE A LAW UNTO THEM SELF, AND THAT THEY CAN DO WANT THEY LIKE.

ALSO MRS GATHERCOLE AS SHOWN HER SELF TO BE A VERY MALICIOUS AND VINDICTIVE PERSON.

THE ONLY HOPE THAT I HAVE IS THAT MR & MRS GATHERCOLE WILL MOVE TO SOME OTHER PART OF SPALDING!

P.S.

PEASE EXCUSE THE WRITTEN ENGLISH, ITS BEEN A LONG TIME SINCE I WAS AT SCHOOL!

SOME TIMES IT WOULD APPEAR THAT I DEVIATE FROM THE 24HR TAXI SERVICE, BUT MY OBJECTIVE IS TO SHOW THE ATTITUDE AND CHARACTER OF MR & MRS GATHERCOLE AS WELL AS THE PROBCEMS THAT THE TAXI SERVICE CAUSES.

PLICATION REFERENCE: H16/0664/92 DATE RECEIVED: 10-JUL-92

TYPE: Full

DESCRIPTION: Change of use of part of dwelling house (1 room only) for operating taxi business

LOCATION: 89 Hereward Road, Spalding

APPLICANT: Mr I D Gathercole AGENT: Messrs Maples & Son

REASON FOR COMMITTEE CONSIDERATION
Non-submission of requested information

RECOMMENDATION
Grant permission

SOUTH HOLLAND DISTRICT COUNCIL
REPORT TO PLANNING COMMITTEE
Date 26 JAN 1993

REPORT

1 This planning application was considered by the Planning Committee on 26 August 1992 when it was resolved to grant planning permission subject to a temporary period of one year and being satisfied with the location of the telephone or with measures taken to alleviate the noise nuisance thereof.

2 Applicant has been requested several times to supply information relating to position of telephone but to date has not responded.

4 The application is therefore in limbo with the result that the applicant is having a longer period of operating the business than the Committee intended, ie one year, since the condition will take effect from the date planning permission is issued rather than the Committee date.

5 No complaints have been received since my initial report to Committee.

SCHEDULE OF CONDITIONS

1 At the expiration of a period of one year from the date of this permission the use hereby permitted shall cease. (Experience has shown that this type of use can become a considerable source of nuisance to neighbouring residential properties and a temporary permission will allow the Local Planning Authority to review the situation in the light of experience and to establish whether the conditions below can overcome the potential problems).

2 The premises shall not be used by taxi vehicles between 11.00 pm and 7.00 am during weekdays and no taxi shall operate from the site on a Sunday. (To protect the amenities of this residential area).

3 One taxi only shall operate from the site. All other taxis used by the applicants shall operate from Ranks. (To protect the amenities of this residential area).

Notes

1 The applicant is advised that if he wishes to continue the use after the expiration of the period permitted, it will be necessary for a further permission to be applied for.

2 The applicant is advised that the telephone shall be located in a position where it will cause least disturbance to neighbours and thereby minimise the likelihood of complaints.

APPLICATION REFERENCE: H16/0664/92 DATE RECEIVED: 10 July 1992

APPLICANT: Mr I D Gathercole
89 Hereward Road
Spalding
Lincolnshire

AGENT: Messrs Maples & Son
23 New Road
Spalding
Lincolnshire

TYPE: Full

DESCRIPTION: Change of use of part of dwellinghouse (1 room only) for operating taxi business

LOCATION: 89 Hereward Road, Spalding

SOUTH HOLLAND DISTRICT COUNCIL
REPORT TO PLANNING COMMITTEE
Date 26 AUG 1992

County Highways: Request conditions.

Public Consultations: One letter from Mr Trevey, 91 Hereward Road, Spalding (heavily summarised).

- Have been disturbed by 24 hour taxi service for about 8 months. Another neighbour at No 87 has also been disturbed but have written a letter in support of application.
- After applicant found out I had reported them have started a "war of attrition", banging windows deliberately early in morning.
- Applicants took no action about a neighbours dog that had got into their garden and was barking for two hours until I knocked on their door and found out that dog was owned by another neighbour at No 87.
- Applicants have recently got a new dog which barks a lot. Never heard it told to be quiet. Barking pattern coincides with applicant's wife's shift pattern. Applicants knew I had reported them and there is no doubt that dog allowed to cause disturbance when it suits them.
- Letters of support:- occupant of No 85 is daughter of woman who takes Mrs Gathercole to work and has been a friend for 10 years. Occupant of No 72 close friend of occupant of No 68 who is close friend of applicant.
- At Christmas, telephone rang on and off for 3 hours from midnight. Wife and I moved bedrooms to get away from phone, but

disturbed by dog in back garden.
- Before taxi business started did not have any noise problems from applicant. Recently decided that are self centred and have no consideration for others. Arrogant attitude and Mrs Gathercole is aggressive and uses obscene language. Hope they move away. These comments also reiterate points made at a meeting with a Planning Assistant over a period of 1¼ -2 hours on 24 July 1992.

Environmental Services: Such operations are fundamentally unsuitable in semi-detached dwellings but if mindful to grant suggest restrict to one vehicle only, hours restricted to 07.00 am to 11.00 pm, temporary permission for 2 years.

Information From Applicant: Summarised:
- 6 letters of no objections from 68, 72, 80, 83, 85, 87 plus one letter with signatures from 60, 62, 75, 77, 79 and 81 Hereward Road.
- Operate 3 cabs, 1 from site, 2 from ranks. No maintenance or repair from site, use corner of dining room, desk, chair.

PLANNING ISSUES

1 The site is a semi-detached property. The objector lives in the attached dwelling. The other neighbour to the application site has not objected and has sent a letter of support. This is referred to by objector who implies he had a different response. Many of the letters of support attached to the applicants application come from addresses which are a fair distance away from the site. The most affected address will be the objectors.

2 This taxi business and two others at Avebury Gardens and Albion Street were reported to the Planning Committee on 13 May 1992. A planning application for the business at 111 Albion Street was granted conditional planning permission at the Committee held on 5 August 1992.

3 In accordance with the Minutes of the 13 May 1992 Committee planning permission should be conditionally granted for a period of two years to see whether the business can operate without disturbance.

4 A recent approval of planning permission for a taxi business at Albion Street (reference H16/0623/92) in effect forbade any operations, even radioing and a taxi rank from the site on Sundays. It is felt that this may not have been the intention of the Committee, and is too onerous here.

RECOMMENDATION - Grant Permission.

1 At the expiration of a period of ~~two~~ one years from the date of this permission the use hereby permitted shall cease.

2 The premises shall not be used for the purposes of a taxi business between 11.00 pm and 7.00 am during weekdays, and no taxi shall operate from the site on Sundays and Bank Holidays.

3 One taxi only shall operate from the site. All other taxis used by the applicant shall operate from ranks.

Reasons

1 Experience has shown that this type of use can become a considerable source of nuisance to neighbouring residential properties and a temporary permission will allow the Local Planning Authority to review the situation in the light of experience and to establish whether conditions can overcome potential problems.

2-3 To protect the amenities of this residential area.

Note

1 The applicant is advised that if he wishes to continue the use after the expiration of the permitted period it will be necessary for him to obtain a further permission.

---

604. PLANNING APPLICATIONS (Continued)

(a) Applications Granted (Continued)

Plan No. and Applicant	Proposal
H16/0664/92 Mr I D Gathercole	Change of use of part of dwellinghouse (1 room only) for operating taxi business, 89 Hereward Road, Spalding.

(For a temporary period of one year subject to the Director of Planning and Building Control Services being satisfied with the location of the telephone or with measures taken to alleviate the noise nuisance thereof.)

(It was also agreed that Condition 2 would be amended to read "no taxi business shall operate from the site on Sundays and Bank Holidays".)

H06/0700/92 Executors of Mr E K Wright (Dec'd)	O.A.	One dwelling at Roman Bank, Gedney Dyke.

(It was also agreed that a note be attached to the planning permission drawing attention to the fact that the design of the property would need to take into account the established character and local vernacular of village housing in Gedney Dyke.)

(b) Applications Refused

The undermentioned applications be refused planning permission in accordance with the recommendations of the Director of Planning and Building Control Services as amended where indicated:-

Plan No. and Applicant		Proposal
H16/0639/92 Mr T E Bates	O.A.	Residential development (three dwellings) at River Bank, Spalding.

(It was also agreed that reasons for refusal would be amended to reflect the fact that the siting of two dwellings adjacent to adjoining general industrial buildings is unacceptable rather than just car manufacturing premises.)

H16/0653/92 Mr G H Whitwell	O.A.	Detached bungalow with garage access, Burr Lane, Fen End, Spalding.
H23/0728/92 Mr F Drury	O.A.	Two residential building plots at Millgate, Whaplode St. Catherine.
H16/0733/92 Mr E Andrew		Pair of dwellings adjacent to the Chestnuts, Horseshoe Road, Spalding.

(The Director of Planning and Building Control Services reported a request from the applicant's agent for the application to be deferred for negotiation to take place with officers.)

(Councillor C.F. Fisher left the meeting following consideration of this application.)

BRIAN SMITH Dip TP MRTPI
Director of Planning & Building Control Services
Planning & Building Control Department,
Council Offices,
Priory Road, Spalding,
Lincolnshire. PE11 2XE

Telephone: (0775) 761161
Fax: (0775) 710772

Cte

SOUTH HOLLAND DISTRICT COUNCIL

Application no: H16/0664/92 Type: FULL

Applicant: Mr I D Gathercole
Tel: 0775 725370

Agent: Messrs Maples & Son
0775 722261

Description: Change of use of part of dwellinghouse (1 room only) for operating taxi business

Location: 89 Hereward Road
Spalding
Lincs

Valid date: 10-JUL-92
Target dates:
To case officer 15-JUL-92
Inspected by 20-JUL-92
Extra contacts 25-JUL-92
Report if not clear by 14-AUG-92

Terminal date: 04-SEP-92
Target Committee: 26-AUG-92
Report deadline: 12-AUG-92

Case Officer:
P J UDY ✓

DEVELOPMENT/CONSTRAINTS

Size:
Category: Change of use only
Listed building:
Conservation Area:

CONSULTATIONS CARRIED OUT

		Sent	Expiry
R Trevey, 91 Hereward Road		23-JUL-92	06-AUG-92
Owner/Occupier 87 " "		"	"
Cllr C F Fisher	0775 725983	23-JUL-92	06-AUG-92
Cllr Mrs A M Newton	0775 762210	23-JUL-92	06-AUG-92
Cllr R C West	0775 760231 (Of	23-JUL-92	06-AUG-92

L.C.C - Obs Attached fr CS 30/7/92

BR[illegible] SMITH Dip TP MRTPI
Dire[illegible] of Planning & Building Control Services
Planning & Building Control Department,
Council Offices,
Priory Road, Spalding,
Lincolnshire. PE11 2XE

Telephone: (0775) 761161
Fax: (0775) 710772

SOUTH HOLLAND DISTRICT COUNCIL

Application no: H16/0664/92

Applicant: Mr I D Gathercole
89 Hereward Road
Spalding
Lincs

Agent: Messrs Maples & Son
23 New Road
Spalding
Lincs

Description: Change of use of part of dwellinghouse (1 room only) for operating taxi business
Location: 89 Hereward Road Spalding Lincs

Type: FULL

04-FEB-93

Dear Sir/Madam,

PLANNING APPLICATION

You wrote to the Council concerning the above proposal, and I can now advise you that the application has been withdrawn and no further action will therefore be taken on it. Thank you for your interest.

Yours faithfully
B SMITH
Director of Planning and Building Control Services

Mr R Trevey
91 Hereward Road
Spalding
Lincs

Report drafted for 26-1-93 ctte
used reasons + conditions as per
1051/92 except Condn 1 changed to 1 year

Phoned Sean Lawson haven't received complaints
since went to ctte in August

PM 27-1-93

Messrs Maples & Son (Solicitors)
23 New Road
Spalding
Lincs
PE11 1DH

Mr P J Udy

PJU/LAB
H16/0664/92
MP/MP

23 November 1992

Dear Sir

Change Of Use Of Part Of Dwellinghouse (1 Room Only) For Operating Taxi Business For Mr I D Gathercole.

I refer to my letter of the 21 October 1992 and write further to your letter of the 23 October 1992.

I would be grateful if you would advise me on your progress in providing me with an internal plan for the dwelling and would be grateful to receive four copies of this plan within 14 days to the date of this letter. If these plans are not received then I shall have to consider returning this planning application to the Planning Committee for further consideration.

Yours faithfully

N R Midlen
Principal Planning Officer
Development Control

Maples & Son

SOLICITORS

COMMISSIONERS FOR OATHS

A. R. Withyman, M.A., LL.B. (Cantab)
Richard W. Lewis, LL.M. (Lond)
Philip A. N. Crew, LL.B. (Leeds)
Malcolm Charlesworth, LL.B. (Hull)
David Hicken, LL.B. (Sheffield)
Michael H. Pepper, M.A. (Cantab)

23 NEW ROAD
SPALDING
LINCS. PE11 1DH

DX 26706 - Spalding
Telephone (0775) 722261
Fax (0775) 767525

Our Ref: MP/MP Your Ref: PJU/JP Date

23rd October 1992

Principal Planning Officer,
South Holland District Council,
Council Offices,
Priory Road,
SPALDI,NG, Lincs.

Dear Sir,

re: Change of use of part of dwellinghouse (one room only) for operating taxi business
Our Client: MR. I. D. GATHERCOLE.

Thank you for your letter dated the 21st instant received today.

We did actually by coincidence yesterday write a reminder to our Client concerning the plan which you are requiring and which hopefully we will be able to let you have within the period stipulated.

Yours faithfully,

MAPLES & SON.

This firm is regulated by the Law Society in the conduct of investment business

Messrs Maples & Son
(Solicitors)
23 New Road
Spalding
Lincs PE11 1DH

Mr P J Udy

PJU/JP
H16/0664/92

21 October, 1992

Dear Sir

Change of use of part of dwelling house (one room only) for operating taxi business for Mr I D Gathercole

I refer to my letter dated 8 September, 1992, and write to enquire on the progress of providing me with an internal plan of the dwelling.

I will be grateful to receive 4 copies of this plan within 14 days of the date of this letter.

Yours faithfully

Peter J Udy

P.P

N R MIDLEN
Principal Planning Officer

Maples & Son Solicitors,
23 New Road,
Spalding,
Lincs.
PE11 1DH.

Mr D Roberts

DJR/JJ H16/664/92

08 Sep 1992

Dear Sir,

CHANGE OF USE OF PART OF DWELLING HOUSE (ONE ROOM ONLY) FOR OPERATING TAXI BUSINESS FOR MR I D GATHERCOLE.

The above application was considered at the Planning Committee meeting on 26th August 1992. It was resolved that the Director of Planning and Building Control Services be authorised to grant permission subject to conditions and subject to being satisfied with the location of the telephone or with measures taken to alleviate the nuisance thereof.

In order to progress the application I would request that the applicant supply me with an internal plan of the dwelling showing the location of the business telephone in relation to the party wall with the neighbouring property. It should then be possible for me to assess the noise implications of the phone, with a view to issuing the permission.

I look forward to hearing from you on the matters raised.

Yours faithfully

N Midlen
Principal Planning Officer
Development Control

LINCOLNSHIRE COUNTY COUNCIL
DEPARTMENT OF HIGHWAYS AND PLANNING

FORM NO: H/A/3B

To: South Holland District Council Application Reference H16/0664/92.

Form of notification by the County Director of Highways and Planning for
DEVELOPMENT AFFECTING HIGHWAYS

With reference to the application dated
relating to the following proposed development:

1. National Grid Reference of a central point on site

horizontal				vertical		

2. Address or location

89 Horseshead Road Spalding.

3. Name, classification and number of road

UC

4. Date application referred 30 - 7 - 92

5. State whether outline, detailed application etc.

Full.

6. Description of proposed development/change of use including access details

Change of use of part of Dwelling (1 room only) for operating Taxi Business.

7. Delete as appropriate

Notice is hereby given under the provisions of article 15 of the Town and Country Planning General Development Order, 1988, that the County Council as local highway authority:—

a. ~~Does not wish to restrict~~ the grant of permission.

b. Requests that any permission given by the local planning authority shall include the conditions shown overleaf.

c. ~~Requests that the local planning authority refuse the application~~ (reason overleaf).

d. Requests the local planning authority to complete Form T.R. 108 para 10b as ~~shown~~ overleaf.

Date: 30-7-92 Signed: [signature]
Director of Highways and Planning

CONDITIONS:—

Delete as appropriate

(i) For applications where items are to be reserved for subsequent approval in consultation with the Director of Highways and Planning

(ii) For other applications

(1) Only 1 taxi shall be parked and run from this dwelling

Delete as appropriate

(i) REASONS FOR a, b, or c overleaf

(ii) COMMENTS FOR FORM T.R. 108 para 10b

(1) BI.

Note:— use continuation sheet(s) as necessary.

Mr Trevey. - 29-7-92. with PSW 2.00 to 3.30/4.00

Mr Catterall is being obstructive
knows Mr T. made complaint. + understands personal
war of attrition.

wife works 6 days per week from 5 am.

If Mr T. stops what be nice.

Xmas phone rang Initially should be 3 hrs.

Use dog as person for respiration.

before taxi service was no problem with neighbours
not same person as was.
would like to see him move away - intimidation.

Put previous comments to myself in report.

instead of receiving letters.

Many letters are from people who live away from site

Mr + Mrs Lavender friend opposite & Mr Trevey. Use he spoke to them.

Sarah Smith 85 her mother takes the letters back to work

Mr Trevey will come in + read letters + respond as necessary

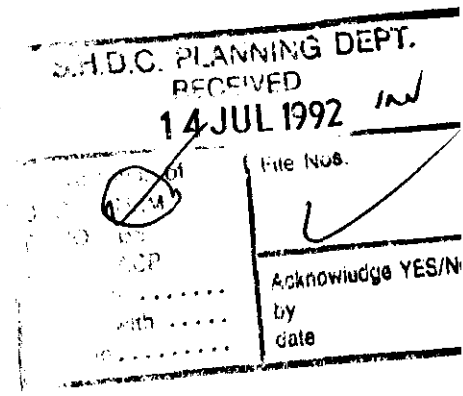
RESIDENTS LETTERS

87+91 Hereward Road, Spalding have been consulted on 23/7/92.

91 Hereward Road by instruction from NRM via AEM to admin.

87 Hereward Road by instruction from PJU on 23/7/92.

JAB



SOUTH HOLLAND DISTRICT COUNCIL

M E M O R A N D U M

FROM : DIRECTOR OF ENVIRONMENTAL SERVICES DATE : 13.7.92

OUR REF : JC/JMC/PC

TO : DIRECTOR OF PLANNING SERVICES YOUR REF :

Planning Application H16/0664/92
Taxi Business, 89 Hereward Road

I remain of the opinion that such operations in a residentail area comprising semi detached dwellings are fundamentaly unsuitable but if you are mindful to grant then the following conditions should be applied:

1. Restrict to one vehicle only.

2. Hours of operation restricted to 07.00 - 23.00 hours.

3. Temporary permission for two years.

pp Director of Environmental Services

BRIAN SMITH Dip TP MRTPI
Director of Planning & Building Control Services
Planning & Building Control Department,
Council Offices,
Priory Road, Spalding,
Lincolnshire. PE11 2XE

Telephone: (0775) 761161
Fax: (0775) 710772

SOUTH HOLLAND DISTRICT COUNCIL

Application no: H16/0664/92

Applicant: Mr I D Gathercole
89 Hereward Road
Spalding
Lincs

Agent: Messrs Maples & Son
23 New Road
Spalding
Lincs

Description: Change of use of part of dwellinghouse (1 room only) for operating taxi business

Location: 89 Hereward Road
Spalding
Lincs

Type: FULL

Date received: 17-JUN-92

19-JUN-92

Dear Sir/Madam

NOTICE THAT APPLICATION IS INVALID
Requirement for additional information, fees etc

Your submission for the above has been received, but I regret that it cannot be dealt with as it stands. Please provide the following:

Four copies of a 1:2500 site location plan are required showing the site clearly outlined in red, and any other land in the applicants ownership in blue.

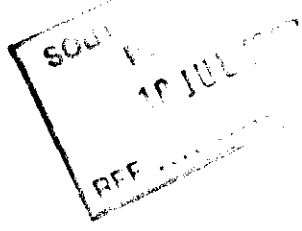
Four sketch layouts showing the part of the house to be used for the taxi business.

Please return the additional copy of this letter with your reply.

If I do not hear from you within the next 14 days it will be assumed that you have no wish to continue with the application. It will then be filed away and any fee already received will be reimbursed.
If you wish to contact the department at any time, please ask for Mrs Maxwell quoting the above reference.

Yours faithfully

Principal Administrative Officer



Maples & Son

SOLICITORS

COMMISSIONERS FOR OATHS

A. R. Withyman, M.A., LL.B. (Cantab)
Richard W. Lewis, LL.M. (Lond)
Philip A. N. Crew, LL.B. (Leeds)
Malcolm Charlesworth, LL.B. (Hull)
David Hicken, LL.B. (Sheffield)
Michael H. Pepper, M.A. (Cantab)

23 NEW ROAD
SPALDING
LINCS. PE11 1DH

DX 26706 - Spalding
Telephone (0775) 722261
Fax (0775) 767525

Our Ref: MP/MP Your Ref: NRM/JJ H16/664/92 Date

9th July 1992

N. Midlen Esq.,
Principal Planning Officer
Development Control,
South Holland District Council,
Council Offices,
Priory Road,
SPALDING, Lincs.

S.H.D.C. PLANNING DEPT.
RECEIVED
10 JUL 1992
Attention of
DPO NRM
DOPO BS
JC ACP
Action by .....
Discuss with .....
Copy to .....
File Nos.
Acknowledge YES/NO
by
date

Dear Sir,

re: Mr. I.D. Gathercole
89 Hereward Road, Spalding.

We thank you for your letter dated the 1st instant concerning the Planning Application submitted on behalf of our above named Client but have to inform you that we do not appear to have received your earlier letter therein referred to dated the 19th ultimo. Perhaps you would be good enough to let us have a copy of the same.

We hasten to enclose four copies of an extract copy Ordnance Survey Plan identifying the subject property edged red.

Our Client confirms that it is simply a corner of the dining room which is being used for the taxi business which basically involves just a desk and chair. We trust that, in the circumstances, a detailed plan of the house will not be required but no doubt you will let us know should the case be otherwise.

Yours faithfully,

MAPLES & SON.

This firm is regulated by the Law Society in the conduct of investment business

Maples and Son Solicitors,
23 New Road,
Spalding,
Lincs.

Mr N Midlen

NRM/JJ H16/664/92

MP

1st July 1992

Dear Sir,

APPLICATION BY MR I D GATHERCOLE FOR CHANGE OF USE OF PART OF THE DWELLING HOUSE TO TAXIS BUSINESS 89 HEREWARD ROAD, SPALDING.

As you will know, I wrote to you on the 19th June concerning your application on behalf of Mr Gathercole for the above, advising that it had had to be declared invalid due to a lack of location plans and because of the need for a plan showing what part of the house was to be used for the taxis business.

You will probably also know that Mr Gathercole has been carrying on this business for some little time, and that the matter has been reported to the Planning Committee who have authorised enforcement action unless an application was received, the initial timescale given by the Committee being one month for the receipt of the application.

In these circumstances, it is important that the application is validated by the receipt of the necessary plans as soon as possible, as otherwise I will be forced to proceed with enforcement action. Could I therefore, have the necessary plans within the next week?

Yours faithfully

N Midlen
Principal Planning Officer
Development Control

BY HAND

Maples & Son

SOLICITORS

COMMISSIONERS FOR OATHS

A. R. Withyman, M.A., LL.B. (Cantab)
Richard W. Lewis, LL.M. (Lond)
Philip A. N. Crew, LL.B. (Leeds)
Malcolm Charlesworth, LL.B. (Hull)
David Hicken, LL.B. (Sheffield)
Michael H. Pepper, M.A. (Cantab)

23 NEW ROAD
SPALDING
LINCS. PE11 1DH

DX 26706 - Spalding
Telephone (0775) 722261
Fax (0775) 767525

Our Ref: MP/MP

Your Ref:

Date
16th June 1992

SOUTH HOLLAND D.C.
PLAN DEPT.
17 JUN 1992
REF H16/0664/92

Planning Department,
South Holland District Council,
Council Offices,
Priory Road,
SPALDING, Lincs.

Dear Sirs,

re: MR. I. D. GATHERCOLE
89 Hereward Road, Spalding.

On behalf of our above named Client, we enclose an Application for change of use in quadruplicate affecting part only of his above mentioned property together with our cheque for £110 in respect of the fee involved. Would you please acknowledge receipt.

Yours faithfully,

MAPLES & SON.

This firm is regulated by the Law Society in the conduct of investment business

S.D.C.
17 MAR 1992
H116/0664/92

65 HEREWARD ROAD
SPALDING,
LINCS
PE11 1HF
3RD MARCH 1992

Dear Sir,

We have no objections at all to Mr. Ian Gotheridge running a 24 hour Taxi Service from the premises at 59 Hereward Road.

He has caused us no inconvenience whatsoever in the past.

(MR)
K. E. [illegible] (Mrs).

MR & MRS P. Noble
72 Horewood Rd.

we live opposite no 89 Horewood Road.
and have no objection at all to a
24 hour Taxi service being run from No
89.

L. Noble

We Do not have any objection to Mr Ian Gathercole running a 24 hr Taxi service. from 59 Hereward Rd Spalding

Sarah Smith
55 Hereward Rd
Spalding

We do not object to 24 hrs
taxi service from 83 Hereward Rd.

Mr & Mrs Hunt
83 Hereward Rd Spalding

Hereward Road
SPALDING.

Dear Sir or Madam.

We are writing in support of MR. Ian Gutheridge.

The operation of Taxis from his home causes us no stress or discomfort

The cars concerned are radio controlled and when in operation are parked in the legally provided places in Spalding. The cars are based in Hereward Rd. at home of MR Gutheridge The actual movement of the cars in this area is therefore little different from any private motorist.

N°77 Mrs Carol Hare N°79 E Eggett
N°81 P M Bell No 60 G Goodman
75 MRS HESKETH 62 P A
MRS CHAPMAN

Basil & Valerie Lowndes

do not object to running a
24 hr Taxi business from
95 Hereward Rd.

Mr & Mrs Lowndes

97 Hereward Rd
Spalding
Lincs
Tel. 1149.

80 Heneage Rd.

Dear Sirs,

I live quite near Irans Taxi Cabs, & have never been disturbed night or day, and would like to say he gives a good efficient service.

Yours etc.,

B. Wilson

55. PLANNING APPLICATIONS (Continued)

(e) **Applications Director of Planning and Building Control Services Authorised to Approve** (Continued)

Plan No. and Applicant	Proposal
H16/1221/92 B Killigrew	Proposed dwellinghouse and double garage at Building Plot, St Thomas Road, Spalding.

(f) **Listed Building Consent**

Listed building consent be granted for the undermentioned development in accordance with the recommendation of the Director of Planning and Building Control Services:-

Plan No. and Applicant	Proposal
H15/1244/92 Executors of F R Casswell	Conversion of redundant farm buildings into two dwellings (including extension) at Bresby House, Quadring Eaudyke.

(It was reported that the applicant's agent sometimes acted as Consultant to the Council.)

(g) **Reserved Matters Approval**

The reserved matters submitted in connection with the undermentioned development be approved in accordance with the recommendation of the Director of Planning and Building Control Services:-

Plan No. and Applicant	Proposal
H14/1278/92 M Clark	Two bedroomed bungalow and garage at Glenside South, Pinchbeck West.

(It was agreed that the fencing should be of a design suitable to act as an accoustic barrier.)

(h) **Application Filed Away**

The following application be filed away, and no further action be taken thereon:-

Plan No. and Applicant	Proposal
H16/0664/92 Mr I D Gathercole	Change of use of part of dwelling house (1 room only) for operating taxi business at 89 Hereward Road, Spalding.

(i) **Applications H14/1195/92 & H14/1196/92 - Broadgate Builders (Spalding) Ltd**

The report in respect of the undermentioned applications be noted and it be requested that the applicants agree to an extension of time for a further two months in order to enable the completion of consultations and the preparation of a development brief:-

Plan No. and Applicant		Proposal
H14/1195/92 Broadgate Builders	O.A.	Industrial/storage/hotel and car showrooms. (Use Classes B1, B2, B8 and C1), land east of Spalding Road, Field Nos 7572 and 9352, Pinchbeck.