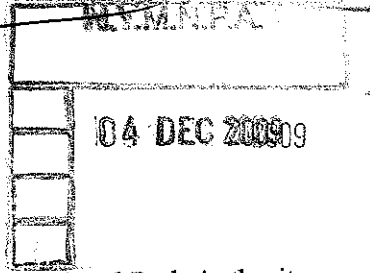


HARD COPY



Paul Abbott  
38 Goodwood Grove  
off Tadcaster Road  
York YO24 1ER

①  
OF  
⑥

Mrs Val Dilcock  
North York Moors National Park Authority  
The Old Vicarage  
Bondgate  
Helmsley YO62 5BP

SC 5101 9264 9GB

30<sup>th</sup> November 2009

Dear Mrs Dilcock

Thank you for your letter of the 20<sup>th</sup> November 2009 detailing further amendments. I am a little confused by the plethora of contradictory statements emanating from your office. Indeed I have already proved to myself mention something to one of your officers and Mr McBride responds immediately. Perhaps you would explain fully all relevant rules, regulations, restrictions, maintaining professional integrity, etc of "Pre-application Advice". What are the Officers limitations? To me your officers appear to be very generous with advice to the applicant. Help and advice denied to me by Mr Andy Wilson. There seems to be a very unhealthy relationship here.

Despite several requests you have deliberately omitted certain important Emails. Going off the ones I received in error very telling! Also I have a copy of H Saunders letter dated 16/09/08 to Mike McCabe. This letter clearly states to the "new development" as being on an agricultural Paddock. Mrs Saunders has always maintained – sometimes in that superior attitude when pressed – that the Paddock remains agricultural. I have never received anything in writing to inform me of a change in status!!

Then Mrs Dilcock there is your own deceit(s). You informed me with no ambiguity that you did not know this so called development was anything other than a Garden Store/Stabling. **I can prove that to be untrue!** The plan submitted on the 1/08/08 clearly states **"WORKSHOP". THIS BUILDING WAS ALWAYS GOING TO BE AN INDUSTRIAL UNIT! YOU AND YOUR OFFICERS HAVE CONSPIRED TO ALLOW WHAT IS A SERIOUS BREACH OF PLANNING POLICY. POLICY THAT CLEARLY STATES THIS BUNGALOW SIZE DEVELOPMENT SHALL NOT BE PERMITTED.** And that unhealthy relationship reappears signed "Mike". To me the mounting evidence is damning! It is unlawful and the application fraudulent! And as a professional you know it!!!

Fortunately I am now a Prospective Parliamentary Candidate - this matter **WILL** be aired.

In the meantime, attention to the latest amended details/additional information submitted by Riverside Design Group. Another poor attempt to disguise the building of an Industrial Unit and other substantial bungalows on an agricultural Paddock.

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### Objections To

#### **Non Material Amendments to the Proposed Replacement Building On Agricultural Land to the Rear of Tamarind, Church Lane, Fylingthorpe**

This Planning Application has been Fraudulent and Unlawful from the beginning.

In the NOTICE OF DECISION. Points against

- 2) The new building does not conform to application plans ie
  - i) Its meters off the original agreed footprint
  - j) It is not shiplap boarding over a timber frame
  - k) It is not on a plinth of dark red brickwork
  - l) The building is significantly greater in length, width and height
  - m) It is clearly visible from Thorpe Bank and Sleights
  - n) It is not fit for purpose – see H Saunders letter 16/09/08. Detailed account of Stable element. Demanding equine facilities and excluding windows etc
  - o) It is unlawful – built on a paddock, not domestic curtilage – H Saunders letter 16/09/08 part 8. Only R2-Domestic Horse Related Development is permitted.
  - p) H Saunders letter 16/09/08 openly admits in first para professional negligence. Quite clearly she states without ambiguity she failed to study the application. **My actions prompted this letter!**

In the REASONS for CONDITIONS. Points against

3) The new build is bigger than a Bungalow. Highly Visible detracting from the character not only on the site but the wider area too. It is definitely **not** domestic curtilage. It is built on a Paddock.

5) The intended use **does not comply** with saved policy R2 of the local plan. Which states development outside a domestic curtilage does not enjoy permitted development rights. In essence the new build is so big it cannot be reasonably described for domestic storage. It is a bungalow built of breeze block

In the REASON FOR APPROVAL Points against

The actual new build (it does not begin to conform to the plan) is massive – totally dominating the hill having a real detrimental impact on the character of the area. Val Dilcock letter 16/10/09 states page 2 3<sup>rd</sup> from last para “replaces a previous building of a very similar size” **This is an absolute misrepresentation and “a down right lie”!** Val Dilcock has admitted not having visited the site. If she had she would quickly realise she has been unprofessionally advised. I demand she visits the site,

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withdraws assumptions made and makes a full apology to those who suffer her arrogance. The building is unlawful and must be demolished!

Demolished because every "discrepancy" was intentional. J Cavanagh letter of 03/08/09 mentions numerous discrepancies. Again I prompted a very reluctant Compliance Officer to go back and do her job. These were her findings. Amazingly she rubber stamps these serious infringements.

On the 3/11/09 Mike McCabe submits an amendment application. Again he admits failings. These are tractor widths ( not inches Val Dilcock claimed) and it's a big tractor! THIS APPLICATION IS FRAUDULENT because

- 4) Section 13 The new bungalow can be seen from the road.
- 5) The plan is what was intentioned all along. The internal wall was never going to be built
- 6) Reasons for amendment are untruthful. I received an email from Mike McCabe on 11/11/09 @ 12.16 stating horses are going to be kept at Tamarind. But if the Bungalow which now nobody can deny is not fit for stabling purpose how will this be achieved. EASY – THE PADDOCK IS NOW DOMESTIC LAND AND ANOTHER BUNGALOW (sorry stable) has to be built.

#### Re 20<sup>th</sup> NOVEMBER 2009 STABLE DOOR

1. Ventilation is also a requirement
2. The proportions of stable door demonstrates this is another fraudulent application. The horses head must be able to peer over the door protected by an overhead canopy.
3. Build Measurements have been adjusted from the original agreed plan dated 29/09/08 – again proving me right and Val Dilcocks blatant lies.
4. There is no designated stable space.
5. There is no designated feed store.
6. There MUST BE AN ABSOLUTE CONDITION SHOULD THE BUILDING BE NO LONGER REQUIRED FOR STABLING IT IS REMOVED WITHIN 6 MONTHS. AND THAT HORSES ARE STABLED THERE 9 MONTHS OUT OF 12 MONTHS. (see ref NYM/2008/0192/FL – your own logical reasons for conditions to prevent fraudulent abuse)
7. Windows not conducive to horse welfare.
8. The building must be reduced in size as Mr McCabe admits only one horse is to be stabled there.
9. The new Stable Door is not wide enough.

(4)

**I INSIST** the honesty, judgement, professionalism, integrity and motives of Val Dilcocks Team **MUST BE FULLY INVESTIGATED**. The "Team" instantly respond to Mike McCabe wishes and excuse blatant intentional changes. **I on the other hand was informed to wait until 30/11/09 (see V Dilcocks letter 11/11/09 last para) for information requested 22/10/09. Although in receipt of a package the information is very very selective. How can anyone be expected to present a decent objection(s) when denied restrictive access to freedom of information. In particular all those EMAILS.**

**In essence the bungalow is illegal and must be demolished. Riding rough shod over village wishes makes a mockery of the consultation process. Genuine legitimate objections ignored. My experience typical of being treated by NYMNPA oppressive regime.**

**I DEMAND TO SPEAK AT THE NEXT PLANNING COMMITTEE MEETING ON THURSDAY 10<sup>TH</sup> DECEMBER 2009 AT 10.00.**

Yours Sincerely

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Mike McCabe  
Riverside Design Group  
Barclays Bank House  
Baxtergate  
Whitby  
North Yorkshire  
YO21 1BW

Your ref: MJM/SK/8640  
Our ref: HS/NYM/2008/0659/FL  
Date: 16 September 2008

Dear Mr McCabe

**Proposed erection of replacement storage/stable building at land at Tamarind, Church Lane, Fylingthorpe**

Thank you for your planning application registered on 3<sup>rd</sup> September, regarding the above.

Having looked again at the proposed plans, there are a number of elements with regards to the design of the building, in terms of its practicality for the proposed use which I unfortunately didn't take into account when looking at the plans at pre-application stage. Consequently, I apologise for asking for further amendments now, but the proposal should be amended as follows, in order that the building be fit for the purpose proposed: *ADMITTING PROFESSIONAL MISCONDUCT / INCOMPETENCE*

1. Both the windows in the stable element should be omitted as these are unnecessary and dangerous for horses.
2. The two windows in the feed store should be omitted with the window on the west elevation being replaced with either a wider door similar to that on the north elevation or a second stable door, to enable this element of the building to double up as a second stable if necessary, and also to enable easier delivery of feed, hay and straw bales, rather than carrying through narrow doors and the tack room.
3. The internal doors between the tack room, feed store and stable should be omitted as they are unnecessary, and cut down on storage space.
4. The feed store appears rather large if only one horse is being kept – would it be better to incorporate the feed store and tack room into the central element and then have the northern end as a larger garden store?
5. If the tack room is to remain in the proposed location, I would suggest that the window on the west elevation be omitted, as the amount of glazing in this element of the building, dramatically cuts down the amount of hanging space normally required in a tack room.
6. Some form of ventilation should be provided in the stable element – such as ridge vents.

Our Ref: HS/NYM/2008/0659/FL

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Date: 16 September 2008

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7. The east wall of the stable and feed store should be recessed in order to provide an overhang to the stable doors.
8. It is not necessary to extend the domestic curtilage around this building and an amended red line should be submitted, retaining the land on which the building is proposed as paddock, not domestic curtilage.

I trust that the above advice is of assistance and look forward to receipt of amended plans, taking the above suggestions into account, before 30<sup>th</sup> September. If you have any further queries, please do not hesitate to contact me again on the above number.

CLEAR STATEMENT THE BUNGALOW IS ON AN AGRICULTURAL PADDOCK

Yours Sincerely

Hilary Saunders  
Senior Area Planning Officer