

14/3070/FUL

Hampton Riviera

APPLICANT'S STATEMENT

Site Location: HAMPTON RIVIERA BOATYARD,
HAMPTON COURT ROAD,
EAST MOLESEY,
SURREY
KT8 9RP



Application : REMOVAL OF 1 (one). 13.9M FINGER AND REPLACEMENT WITH 1 NO/. 10M FINGER. RETENTION OF 1(one) FINGER, TO WHICH THE NEW REDUCED 10M FINGER IS TO BE ATTACHED AND WALKWAY.

Background:

THE APPEAL DECISION

Ref : Appeal 4 APP/L5810/C/12/2188542 Piles and Pontoons

The Appeal Decision in respect of the finger pontoons and pontoon walkway fronting the Huf House Required the current two fingers, which were specifically allocated for the exclusive use of the Huf House and Swiss Chalet to be removed. (See Plan A referred to in the Appeal proceedings).

We would respectfully refer you to Paragraph 46 of Inspectors decision. However the Appellants position is as follows:

The two fingers are required for leisure mooring for the sole purpose of use by the Huf House and the Chalet building exclusively. This was a conditional (SEE ATTACHED COVENANT EVIDENCE) of the purchase by the new Owner of the Boatyard's in September 2011.

In order to full fill this condition, the Owner has contacted the Environment Agency who guided him to make an application (variation) to amend the approved planning permission of February 2008 that counted for eight fingers for Boatyard use only.

An application was mad win February 2011 and approved by the EA in March 2014 to increase the previously approve application by 2 fingers.

It is important to stress the LPA that these two fingers must not be seen, are not for the Boatyard business as these are installed exclusively for the purpose of the neighbouring properties use.

The currently approved fingers by the EA measure 13.9 meters in length from walkway. This application seeks to reduce these to ten (10) meters in length.

In addition, this application includes for the retention of the walkway as this is the only means of access to the land of the Boatyard and the Huf House. Without this only form of access the Boatyard owner and the Huf house deprived of access to their own property, which is a breach of their Human Right to say the least!

It is claimed by the Appellant that the outcome of the Inspector was caused by a legal error by the Appellants own representatives at the inquiry.

In summary

By way of clarification, these two fingers are required for leisure mooring for the sole use by the Huf House and the Chalet building. This was a Condition (see attached Covenant evidence) of the purchase of the Boatyard by the current Owner in September 2011.

In order to fulfil this Condition, the owner contacted the Environment Agency who advised him to make an Application (Variation) to amend the approved Planning Permission of February 2008 which had eight fingers for Boatyard use only. An Application was made in February 2011 and approved by EA in March 2014, to increase the previously approved Application by two fingers.

This Application seeks Consent to reconfigure the two fingers by removing the last finger and pile, and attaching a 10 metre finger to the remaining finger, set parallel to the Riverbank. This configuration will permit mooring space to be allocated to the Swiss Chalet and the Huf House, and will reduce the extent of fingers and therefore any visual intrusion.

In addition, this Application seeks to retain the only riverfront walkway access to the land of the Swiss Chalet and the Huf House. This access is required as without this walkway, the Huf House has no means of access to the river frontage, and the boatyard and Swiss Chalet land is cut off from its own land access.