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Planning Committee

Thursday 26 April 2007

PRESENT:

Councillor Wildy, in the Chair.
Councillor Stevens, Vice-Chair.
Councillors Mrs Aspinall, Bowyer, K Foster, Mrs Foster (substitute for Councillor Martin Leaves), Letcher (substitute for Councillor Vincent), Lock, Nicholson, Mrs Nicholson, Simmonds and Wheeler.

Apologies for absence: Councillors Martin Leaves and Vincent.

The meeting commenced at 4.30pm and concluded at 6.10pm.

129. **DECLARATIONS OF INTEREST**

There were no declarations of interest made by Members in accordance with the Code of Conduct.

130. **MINUTES**

Resolved that the minutes of 5 April 2007 (P 86 06/07) be confirmed as a correct record.

CHAIR'S URGENT BUSINESS

131. **Thanks**

The Chair thanked Members, Substitute Members, Planning Officers, Legal Team and Democratic Support for their professionalism in the delivery of the Committee.

Councillor Nicholson on behalf of the Conservatives thanked the Chair for the commendable way in which she had carried out her duties as Chair of the Committee.

Councillor Wildy responded.

132. **Councillor Simmonds**

The Chair reported that this would be Councillor Simmonds last meeting as a Member of Plymouth City Council and a Ward Councillor of the Budshead Ward.

The Chair also indicated that Councillor Simmonds had been a Member of Plymouth City Council for 28 years and his knowledge, wisdom and experience had proved invaluable to her as a relatively new Member.

On behalf of the Committee the Chair thanked Councillor Simmonds for all his hard work over the years.

Councillor Simmonds responded.

In accordance with Section 100(B)(4)(b) of the Local Government Act, 1972, the Chair brought forward the above items for consideration because of the need to inform Members.)

133. **QUESTIONS FROM MEMBERS OF THE PUBLIC**

There were no questions from members of the public.

134. **PLANNING APPLICATIONS FOR CONSIDERATION**

The Committee considered the following planning applications, development proposals by local authorities and statutory consultations submitted under the Town and Planning Act 1990 and the Planning (Listed Building and Conservation Areas) Act 1990 (P 83 06/07).

Addendum reports were circulated relating to items .3, .9, .10 and .12.

- .1 ERNESETTLE COMMUNITY SCHOOL, BIGGIN HILL, ERNESETTLE, 07/00336/FUL (Plymouth City Council)
Decision:
Application **GRANTED**, subject to the conditions set out in the report.
- .2 ERNESETTLE COMMUNITY SCHOOL, BIGGIN HILL, ERNESETTLE, 07/00325/FUL (Plymouth City Council)
Decision:
Application **GRANTED**, subject to the conditions set out in the report and the following additional condition –
(1) Condition re drainage

Notwithstanding the submitted plans details of the means of draining surface water from the site shall be submitted to and approved in writing by the Local Planning Authority prior to development commencing. The works shall be carried out in accordance with the approved details.

Reason:

To prevent flooding of watercourses downstream.

(At the invitation of the Chair, the Committee heard from the applicant's agent in respect of the above item (.2).)

- .3 FORMER MOD SITE, MOUNT WISE, DEVONPORT, 06/01646/OUT (Mount Wise Limited)
Decision:
Application **DEFERRED** for a Site Visit.
- (The request of Councillor Nicholson that the item be deferred for a site visit under criteria 1 was put to the vote and declared carried.)

- .4 PLYMOUTH GARDEN CENTRE, FORT AUSTIN AVENUE, CROWNHILL, 07/00015/FUL (Plymouth Garden Centre)
Decision:
Application **REFUSED** for the reasons set out in the report.

- .5 56 EARLS MILL ROAD, PLYMPTON, 07/00228/FUL (Miss H Rickett)
Decision:
Application **GRANTED**, subject to the conditions set out in the report.

- .6 MONTPELIER PRIMARY SCHOOL, BEACONFIELD ROAD, BEACON PARK, 06/01830/FUL (Mont Pelier Primary School)
Decision:
Application **GRANTED**.

- .7 LAND AT DAMEREL CLOSE, DEVONPORT, 07/00093/FUL (Plymouth Hospitals NHS Trust)
Decision:
Application **GRANTED**, subject to the conditions set out in the report.

(At the invitation of the Chair, the Committee heard from the applicant's agent in respect of the above item (.7).)

- .8 ERRILL RETAIL PARK, PLYMOUTH ROAD, PLYMPTON, 07/00148/FUL
(Royal London Mutual Insurance Society Ltd)

Decision:

Application: **GRANTED**, subject to the conditions set out in the report.

- .9 LAND AT JUNCTION OF ST BUDEAUX BYPASS AND THE PARKWAY, ST
BUDEAUX, 06/00018/OUT (Chelverton Deeley Freed)

Decision:

Application **Not Determined (Refuse** if the applicants had not appealed against non-determination) for the reasons set out in the report and addendum report.

- .10 UNIT J, 91 ST MODWEN ROAD, MARSH MILLS, 07/00179/FUL (Rok
Development)

Decision:

Application: **GRANTED**, subject to the conditions and S106 Obligation set out in the report and addendum report, and formal receipt of no objections from the Environment Agency and the removal of the holding Direction from the Highways Agency. The conditions will relate to the following matters:

Conditions

1. C001A Time limit;
2. Provision of flood risk mitigation measures;
3. C022 Landscape implementation;
4. C026 Landscape maintenance;
5. C033 Existing trees to be maintained;
6. C034 Retained trees;
7. C067 Details of new junction;
8. C080 Car parking provision;
9. C086 Cycle provision;
10. C087 Cycle storage;
11. C090 Loading and unloading;
12. C091 Use of loading areas;
13. C305 Staff travel plan;
14. Details of the pedestrian crossings;
15. C142 Noise level restriction on all plant, machinery and equipment;
16. Details of external lighting;
17. Details of any extract systems to avoid nuisance from smells or fumes;
18. C147 Code of practice;
19. C151 Opening hours;
20. Restricted delivery hours;
21. No use for overnight lorry parking;
22. C180 Use restriction: retail warehouse: Unit J1 restricted to non-food, DIY and bulky goods;
23. C161 Use restriction Unit J2 restricted to Use class B1 and/or B8 business and warehouse uses;
24. C177 Open storage.

- .11 MARY DEAN PRIMARY SCHOOL, MARY DEAN AVENUE, TAMERTON
FOLIOT, 07/00226/FUL (Mary Dean Primary School)

Decision:

Application **GRANTED**, subject to the conditions set out in the report.

- .12 ESTOVER PRIMARY SCHOOL, MILLER WAY, ESTOVER, 07/00486/FUL
(Plymouth City Council)

Decision:

Application **GRANTED**, subject to the conditions and informative set out in the report and addendum report.

- .13 PLYMOUTH INTERNATIONAL BUSINESS PARK, TAVISTOCK ROAD, DERRIFORD, 07/00293/FUL (Rok Development)

Decision:

Application **DEFERRED** for further consideration.

(The Vice-Chair took the Chair for the above item number .13)

- .14 PLYMOUTH INTERNATIONAL BUSINESS PARK, TAVISTOCK ROAD, CROWNHILL, 07/00287/FUL (Rok Development)

Decision:

Application **DEFERRED** for further consideration.

(The Vice-Chair took the Chair for the above item number .14)

- .15 PLYMOUTH INTERNATIONAL MEDICAL AND TECHNOLOGY PARK, TAVISTOCK ROAD, CROWNHILL, 07/00299/REM (Rok Development)

Decision:

Application **DEFERRED** for further consideration.

(The Vice-Chair was in the Chair for part of the above item).

- .16 PLYMOUTH INTERNATIONAL MEDICAL AND TECHNOLOGY PARK, TAVISTOCK ROAD, CROWNHILL, 07/00300/REM (Rok Development)

Decision:

Application **DEFERRED** for further consideration.

135. **PLANNING APPLICATION DECISIONS ISSUED**

The Committee received a report (P 84 06/07) of the Assistant Director of Development (Planning and Regeneration) on decisions issued for the period 21 March 2007 to 16 April 2007 including –

- Committee decisions;
- Delegated decisions, subject to conditions where so indicated;
- Applications withdrawn;
- Applications returned as invalid.

Resolved that the report be noted.

136. **APPEAL DECISIONS**

The Committee received a schedule of decisions made by the Planning Inspectorate on appeals arising from the decisions of the City Council (P 85 06/07).

Resolved that the report be noted.

137. **EXEMPT BUSINESS**

Resolved that under Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 6 of Part 1 of Schedule 12A of the Act, as amended by the Freedom of Information Act 2000.

138. **ARTICLE 4(1) DIRECTION**

The Director for Development submitted a report on Article 4(1) Direction.

Resolved that an Article 4(1) Direction be served.

VOTING SCHEDULE

PLEASE NOTE

A SCHEDULE OF VOTING RELATING TO THE MEETING IS ATTACHED
AS A SUPPLEMENT TO THE MINUTES

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PLANNING COMMITTEE**DATE OF MEETING – 26 April 2007****SCHEDULE OF VOTING**

Minute No.	Voting For	Voting Against	Abstained	Excluded from voting due to Interests Declared	Absent for the item
134.1 Recommendation	Unanimous				
134.2 Recommendation with additional condition	Unanimous				
134.3 Amended Recommendation to Defer for a site visit	Unanimous				
134.4 Recommendation	Unanimous				
134.5 Recommendation	Unanimous				
134.6 Recommendation	Unanimous				
134.7 Recommendation	Unanimous				
134.8 Recommendation	Unanimous				
134.9 Recommendation	Unanimous				

Minute No.	Voting For	Voting Against	Abstained	Excluded from voting due to Interests Declared	Absent for the item
134.10 Recommendation	Councillors Mrs Aspinall, Letcher, Simmonds, Stevens, Wheeler and Wildy Casting Vote Councillor Wildy		Councillors Bowyer, K Foster, Mrs Foster, Lock, Nicholson and Mrs Nicholson		
134.11 Recommendation	Councillors Bowyer, K Foster, Mrs Foster, Letcher, Lock, Nicholson, Mrs Nicholson, Simmonds, Stevens, Wheeler and Wildy				Mrs Aspinall
134.12 Recommendation	Councillors Bowyer, K Foster, Mrs Foster, Letcher, Lock, Nicholson, Mrs Nicholson, Simmonds, Stevens, Wheeler and Wildy				Mrs Aspinall
134.13 Recommendation	Councillors Aspinall, Bowyer, K Foster, Mrs Foster, Letcher, Lock, Nicholson, Mrs Nicholson, Simmonds, Stevens and Wheeler				Councillor Wildy

Minute No.	Voting For	Voting Against	Abstained	Excluded from voting due to Interests Declared	Absent for the item
134.14 Recommendation	Councillors Aspinall, Bowyer, K Foster, Mrs Foster, Letcher, Lock, Nicholson, Mrs Nicholson, Simmonds, Stevens and Wheeler				Councillor Wildy
134.15 Recommendation	Councillors Aspinall, Bowyer, K Foster, Mrs Foster, Letcher, Lock, Nicholson, Mrs Nicholson, Simmonds, Stevens and Wheeler		Councillor Wildy		
134.16 Recommendation	Councillors Aspinall, Bowyer, K Foster, Mrs Foster, Letcher, Lock, Nicholson, Mrs Nicholson, Simmonds, Stevens and Wheeler		Councillor Wildy		

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