

Planning Committee

Thursday 8 March 2012

PRESENT:

Councillor Lock, in the Chair.
Councillor Mrs Bowyer, Vice Chair.
Councillors Mrs Aspinall (substitute for Councillor Stevens), Browne, Churchill (substitute for Councillor Delbridge), Mrs Foster, Mrs Nicholson, Stark, Tuohy, Vincent, Wheeler and Williams.

Apologies for absence: Councillors Delbridge and Stevens.

Also in attendance: Paul Westrope, Lead Planning Officer, Julie Rundle, Lawyer and Ross Jago, Democratic Support Officer.

The meeting started at 1 pm and finished at 2.50 pm.

Note: At a future meeting, the committee will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.

100. DECLARATIONS OF INTEREST

The following declaration of interest was made in accordance with the code of conduct –

| Name | Minute No. and Subject | Reason | Interest |
|-------------------------|---|---------------------|-------------|
| Councillor Mrs Aspinall | 106. 67a Ebrington Street, Plymouth. 11/02000/FUL | Friend of Applicant | Prejudicial |

101. MINUTES

Agreed the minutes of the meeting held on 9 February 2012.

CHAIR'S URGENT BUSINESS

102. WARD COUNCILLOR INVOLVEMENT IN SECTION 106 AGREEMENTS

At the invitation of the Chair the Assistant Director for Development read a statement concerning ward councillor involvement in section 106 agreements.

A copy of the statement is attached as a supplement to these minutes.

Agreed to distribute the statement to all members.

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

The following question was received from a member of the public, in accordance with paragraph 10 of the Constitution.

| Question No | Question By | Subject |
|---|-------------|--|
| 2 (11/12) | Mr F Sharpe | Sherford new community (swimming pool) |
| <p>If Sherford is passed at today's meeting please can Plymstock residents be told when a Plymstock Swimming Pool will be built and if all 106 funding is in place?</p> | | |
| <p>If the Sherford application to Plymouth City Council as Local Planning Authority is considered acceptable today, it would be subject to the signing of a joint legal agreement with the two Local Planning Authorities as well as Devon County Council and the landowners. All parties will do their best to sign the agreement within 6 months otherwise the Assistant Director for Planning Services would have authority to refuse the application. It is possible that the agreement and the decision may be issued within 6 months.</p> <p>The swimming pool would be provided before the first 700 dwellings are completed, but the date of the commencement of housing and the pace of the house building would a commercial decision for the developers not the Local Planning Authority. It is understood that the developers envisage that the swimming pool might be available to the public by 2016.</p> | | |

104. **PLANNING APPLICATIONS FOR CONSIDERATION**

The Committee considered the following applications, development proposals by local authorities, and statutory consultations submitted under the Town and Country Planning Act, 1990, and the Planning (Listed Buildings and Conservation Areas) Act, 1990. Addendum reports were submitted in respect of minute number 104.1 and 104.4.

104.1 22 DONNINGTON DRIVE, PLYMOUTH. 12/00014/FUL

(Mr Mark Duke)

Decision

Application **GRANTED** conditionally.

104.2 67A EBRINGTON STREET, PLYMOUTH. 11/02000/FUL

(Mr Mohamed El Mohamdi)

Decision

Application **GRANTED** conditionally.

Councillor Mrs Aspinall, having declared a prejudicial interest, withdrew for this item.

**I04.3 LAND AT BARTON ROAD, HOOE LAKE, PLYMSTOCK.
11/01250/FUL**

(Barratt Homes Exeter)

Decision

Application **GRANTED** conditionally subject to a S106 Obligation, with delegated authority to refuse in the event that the S106 Obligation is not completed by 8 July 2012.

(At the invitation of the Chair, the Committee heard representations against the application from Councillor K Foster, ward member).

(At the invitation of the Chair, the Committee heard representations against the application from Councillor Michael Leaves, ward member).

(At the invitation of the Chair, the Committee heard representations against the application).

(At the invitation of the Chair, the Committee heard representations supporting the application).

I04.4 SHERFORD NEW COMMUNITY, LAND SOUTH/SOUTHWEST OF A38 DEEP LANE AND EAST OF HAYE ROAD ELBURTON, PLYMOUTH. 06/02036/OUT

(Red Tree (2004) LLP)

Decision

Application **GRANTED** conditionally subject to the following –

1. completion of a joint authority S106 Agreement to deliver the requirements as set out within the report and appendices;
2. the Highways Agency lifting its current direction to enable the consent to be issued once the Agency is satisfied that there is no significant adverse impact on the A38 and the imposition of any planning conditions or S106 clauses proposed by the Agency;
3. the revised and additional planning conditions (detailed within the report) to those approved in the 2009 Planning Committee report, together with any proposed by the Highways Agency in response to the withdrawal of the Holding Direction;
4. that authority is delegated to the Assistant Director of Development to refuse the application if the S106 is not completed within 6 months.

(At the invitation of the Chair, the Committee heard representations supporting the application).

105. **PLANNING APPLICATION DECISIONS ISSUED**

The Committee received a report of the Assistant Director of Development (Planning Services) on decisions issued for the period 29 January to 27 February 2012, including –

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

Please note that these Delegated Planning Applications are available for inspection at First Stop Reception, Civic Centre.

106. **APPEAL DECISIONS**

The Committee received a schedule of decisions made by the Planning Inspectorate on appeals arising from the decisions of the City Council.

107. **EXEMPT BUSINESS**

The Committee received the report. See minute 104.4 above.

SCHEDULE OF VOTING

PLEASE NOTE

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

SECTION 106 AGREEMENTS (Pages 1 - 4)

STATEMENT CONCERNING WARD COUNCILLOR INVOLVEMENT IN SECTION 106 AGREEMENTS IS ATTACHED AS A SUPPLEMENT TO THESE MINUTES.