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Planning Committee

Thursday 24 April 2014

PRESENT:

Councillor Stevens, in the Chair.

Councillor Tuohy, Vice-Chair.

Councillors Sam Davey, K Foster, Mrs Foster, Jarvis, Nicholson, John Smith, Stark, Jon Taylor and Wheeler.

Apology for absence: Councillor Darcy.

Also in attendance: Peter Ford, Head of Development Management, Julie Rundle, Senior Lawyer, and Katey Johns, Democratic Support Officer.

The meeting started at 4 pm and finished at 5.13 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.

105. **DECLARATIONS OF INTEREST**

There were no declarations of interests made by members in respect of items under consideration at this meeting.

106. **MINUTES**

Agreed the minutes of the meeting held on 27 March 2014, subject to the inclusion of Councillor Jarvis in the voting schedule to indicate that he had voted for item 6.3 – 6 Catalina Villas, Plymouth 14/0007/FUL.

107. **CHAIR'S URGENT BUSINESS**

There were no items of Chair's urgent business.

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

There were no questions from members of the public.

109. **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 Conservations Areas) Act, 1990.

109.1 TREE PRESERVATION ORDER NO. 228 WHITLEIGH LODGE, 6 LODGE GARDENS, PLYMOUTH 14/00395/TPO

The Strategic Director for Place submitted a report requesting approval to the removal of one Sycamore tree and the trimming back of another protected under Tree Preservation Order No. 228.

Agreed that consent be granted for the requested works, along with a condition to replace the removed tree with a suitable species in the next available planting season.

109.2 88 ORIENTAL SUPERMARKET, 21 THE PARADE, PLYMOUTH, 14/00354/FUL

(Notemachine)

Decision:

Application **GRANTED** conditionally.

(The Committee heard representations from Councillor McDonald, ward member, speaking against the application).

(Councillor Nicholson's proposal to defer the application, having been seconded by Councillor K Foster, was put to the vote and declared lost).

110. PLANNING PERFORMANCE 2013/14

The Committee received a presentation on the performance of the Planning Service as submitted by the Head of Development Management. The presentation highlighted performance in regard to –

- speed of decision making
- dealing with major applications
- number of applications received
- number of applications determined
- fees (£1m brought into the Council's revenue)
- the number of applications dealt with through delegation
- approvals rate
- time taken to validate applications
- decisions taken
- compliments and complaints

The Chair congratulated the Head of Development Management on the Service's excellent performance record and asked that his thanks be passed back to the team for their contribution.

111. PLANNING APPLICATION DECISIONS ISSUED

The Head of Development Management provided members with an update with regards the 24-26 Merafield Road (13/01922/FUL) application. Members were

advised that the independent site survey had now been undertaken and it had been established that there was a 2.5m difference in the distance from the western boundary to that estimated by the applicant.

The Committee noted the report from the Assistant Director for Strategic Planning and Infrastructure on the decisions issued for the period 17 March to 13 April 2014.

112. **APPEAL DECISIONS**

Councillor Wheeler raised a query with regard to the prosecution outcome of the TPO contravention held in the Magistrates Court on 28 March 2014. Whilst he welcomed the outcome, he expressed concern that there was no requirement to replace the tree.

Members were advised that this was not something currently in the Magistrates' remit. However, the matter would be referred to the Council's litigation team so that it could be raised at the next Magistrates' User Group meeting.

Councillor Taylor asked if an appeal had yet been received in respect of the Thirlmere Gardens application (13/02214/FUL). He was informed that one hadn't but officers have met the applicant to discuss a possible alternative proposal that might address the refusal reasons.

The Committee noted the schedule of appeal decisions made by the Planning Inspectorate.

113. **EXEMPT BUSINESS**

There were no items of exempt business.

VOTING SCHEDULE (Pages 5 - 6)

PLEASE FIND ATTACHED A SCHEDULE OF VOTING RELATING TO THE DECISIONS TAKEN AT THIS MEETING

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PLANNING COMMITTEE - 24 April 2014

SCHEDULE OF VOTING

Minute number and Application		Voting for	Voting against	Abstained	Absent due to interest declared	Absent
109.1	Tree Preservation Order No. 228 Whitleigh Lodge, 6 Lodge Gardens, PLYMOUTH 14/00395/TPO	Unanimous				
109.2	88 Oriental Supermarket, 21 The Parade, PLYMOUTH 14/00354/FUL Vote 1 - Proposal to defer Vote 2 – Officers Recommendation as set out in the report	Councillors K Foster and Nicholson Councillors Sam Davey, Mrs Foster, Paul Jarvis, John Smith, Stark, Stevens, Tuohy and Wheeler	Councillors Sam Davey, Paul Jarvis, Stevens, Jon Taylor, Tuohy and Wheeler	Councillors Mrs Foster, John Smith and Stark Councillors K Foster, Nicholson and Jon Taylor		

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