

## Planning Committee

Thursday 17 December 2015

### PRESENT:

Councillor Nicholson, Joint Chair in the Chair.

Councillor Stevens, Joint Chair

Councillors Mrs Aspinall (substitute for Councillor Jon Taylor), Mrs Bowyer, Mrs Bridgeman, Sam Davey, K Foster, Jarvis, Kelly, Mrs Nicholson (substitute for Councillor Darcy), Ricketts, Sparling (substitute for Councillor Kate Taylor), and Tuohy.

Apologies for absence: Councillors Darcy, Jon Taylor and Kate Taylor.

Also in attendance: Carly Francis (Major Developments Manager), Mark Lawrence (Lawyer) and Lynn Young (Democratic Support Officer).

The meeting started at 4.00 pm and finished at 7.55 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.*

### 73. DECLARATIONS OF INTEREST

In accordance with the code of conduct, the following declarations of interest were made in regard to an item under consideration at this meeting –

Name	Minute No and Item	Reason	Interest
Councillor Mrs Aspinall	Minute 80 – 110 Mount Gould Road – 15/02123/FUL	Neighbour of applicant is known to her	Personal
Councillor Sam Davey	Minute 86 – Modification order application to record three lengths of public rights of way in St Budeaux	Member of Local Access Forum	Personal
Councillor K Foster	Minute 86 – Modification order application to record three lengths of public rights of way in St Budeaux	Member of Local Access Forum	Personal

74. **MINUTES**

Agreed the minutes of the meeting held on 19 November 2015.

75. **CHAIR'S URGENT BUSINESS**

There were no items of Chair's urgent business.

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

There were no questions from members of the public.

77. **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.

78. **20 ST JOHNS DRIVE, PLYMOUTH - 15/02009/FUL**

Mr & Mrs Jon Douglass

Decision:

Application **GRANTED** conditionally.

79. **282 OUTLAND ROAD, PLYMOUTH - 15/02132/FUL**

WM Morrison Supermarkets Plc

Decision:

Application **GRANTED** conditionally.

(The Committee heard representations against the application)

Councillor Stevens' proposal to grant the application to include an informative relating to the issue of not setting a precedent with the opening hours, having been seconded by Councillor Nicholson, was put to the vote and declared carried

80. **110 MOUNT GOULD ROAD, PLYMOUTH - 15/02123/FUL**

Mr and Mrs Kowtuniw

Decision:

Application **GRANTED** conditionally.

(Councillor Mrs Aspinall declared a personal interest in respect of this application)

81. **FORMER TENNIS COURTS, HOE ROAD-PIER STREET, PLYMOUTH - 15/01798/FUL**

Rivage Estates Ltd

Decision:

Application **REFUSED** on the grounds that it was contrary to policy CS03, CS34(3) and CS34(4).

(The Committee heard from Councillor Tuffin, ward councillor, speaking against the application)

(The Committee heard representations against the application)

(The Committee heard from the applicant's agent)

82. **KINTERBURY POINT, HMAD BULLPOINT, HMNB DEVONPORT, PLYMOUTH - 15/01271/FUL**

Defence Infrastructure Organisation

Decision:

Application **DEFERRED** – Members were minded to Grant the application, however it was deferred to the Assistant Director for Strategic Planning and Infrastructure in consultation with the Joint Chairs (to include the St Budeaux Ward Councillors in the consultation, but not the decision making process), to investigate the practicality of imposing a condition around noise.

(The Committee heard from Councillors Bowie and Wheeler, ward councillors, speaking against the application)

(The Committee heard representations against the application)

(The Committee heard from the applicant's agent)

(Councillor Nicholson's proposal for the Committee to be 'minded to grant' the application deferred to the Assistant Director for Strategic Planning and Infrastructure in consultation with the Joint Chairs (to include the St Budeaux Ward Councillors in the consultation, but not the decision making process) to investigate the practicality of imposing a condition around noise, having been seconded by Councillor Stevens, was put to the vote and declared carried)

**Order of business**

With the permission of the Chair, the order of business was amended, as set out in the minutes below.

83. **LAND OFF MILLER WAY, PLYMOUTH - 15/01626/FUL**

Taylor Wimpey Homes

Decision:

Application Minded to **GRANT** subject to S106 obligation delegated to Assistant Director of Strategic Planning and Infrastructure in consultation with Joint Chairs. If Sport England's objection is not removed the decision is subject to referral to the National Planning Casework Unit.

(The Committee heard from the applicant's agent)

84. **UNIT 1 SEYMOUR STORES, 1 SEYMOUR ROAD, PLYMPTON, PLYMOUTH - 15/01896/FUL**

Marazion Developments Ltd

Decision:

Application **REFUSED** on the grounds that it was contrary to policy CS01 and CS34.

(The Committee heard from the applicant's agent)

(Councillor Nicholson's proposal to refuse the application on the grounds that it was contrary to policy CS01, having been seconded by Councillor Mrs Bowyer, was put to the vote and declared carried)

(Councillor Mrs Bridgeman was absent for this item)

85. **LAND ADJACENT (EAST) TO 790 WOLSELEY ROAD, PLYMOUTH - 15/01630/FUL**

HSK Developments Ltd

Decision: **GRANTED** conditionally.

(The Committee heard from Councillor Wheeler, ward councillor, speaking against the application)

(A Planning Committee site visit was held on Wednesday 16 December 2015 in respect of this application)

(Councillor Mrs Bridgeman was absent for this item)

86. **MODIFICATION ORDER APPLICATION TO RECORD THREE LENGTHS OF PUBLIC RIGHTS OF WAY IN ST BUDEAUX**

The Strategic Director for Place submitted a report outlining proposals for an Order, under section 53 of the Wildlife and Countryside Act 1981, to modify the definitive map and statement of public rights of way by the additional of three lengths of public footpath in St Budeaux.

The Committee was satisfied that the evidence submitted by the applicant was robust enough to support the view that public rights of way subsist, or could be reasonably alleged to subsist, and therefore **AGREED** to make a Modification Order in respect of the middle section (between Normandy Hill and Wolseley Road) only of the public footpath, as detailed in the report.

(The Committee heard from Councillor Wheeler, ward councillor, in support of the application)

(The Committee heard representations against the application)

(The Committee heard representations in support of the application)

(Councillors K Foster and Sam Davey declared personal interests in respect of this item)

(A Planning Committee site visit was held on Wednesday 16 December 2015 in respect of this application)

(Councillor Mrs Bridgeman was absent for this item)

#### 87. **PLANNING APPLICATION DECISIONS ISSUED**

The Committee noted the report from the Assistant Director for Strategic Planning and Infrastructure on decisions issued for the period 8 November to 6 December 2015.

#### 88. **EXEMPT BUSINESS**

There were no items of exempt business.

#### **SCHEDULE OF VOTING**

\*\*\*PLEASE NOTE\*\*\*

A schedule of voting relating to the meeting is attached as a supplement to these minutes.

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## PLANNING COMMITTEE – 17 December 2015

## SCHEDULE OF VOTING

Minute number and Application		Voting for	Voting against	Abstained	Absent due to interest declared	Absent
6.1	20 St Johns Drive, Plymouth – 15/02009/FUL  Grant Conditionally	Unanimous				
6.2	282 Outland Road, Plymouth – 15/02132/FUL  Grant Conditionally	Councillors Mrs Aspinall, Mrs Bowyer, Mrs Bridgeman, Sam Davey, Kelly, Sparling, Stevens and Tuohy	Councillors Jarvis, Nicholson and Mrs Nicholson	Councillors K Foster and Ricketts		
6.3	110 Mount Gould Road, Plymouth -15/02123/FUL  Grant Conditionally	Unanimous				
6.4	Former tennis courts, Hoe Road-Pier Street, Plymouth – 15/01798/FUL  Grant conditionally  Proposal to refuse	Mrs Aspinall, Mrs Bridgeman, Sam Davey, K Foster, Jarvis, Nicholson, Mrs Nicholson, Sparling, Stevens and Tuohy	Unanimous	Mrs Bowyer, Kelly and Ricketts		
6.5	Kinterbury Point, HMAD Bullpoint, HMNB Devonport, Plymouth – 15/01271/FUL  Minded to Grant, deferred to the AD for Strategic Planning and Infrastructure in consultation with the Joint Chairs (to include the St Budeaux Ward Councillors in the consultation, but not the decision making process), to investigate the practicality of imposing a condition around noise	Unanimous				

Minute number and Application	Voting for	Voting against	Abstained	Absent due to interest declared	Absent
<p>6.6 Unit I Seymour Stores, I Seymour Road, Plympton, Plymouth – 15/01896/FUL</p> <p>Proposal to refuse on grounds that it is contrary to policy CS01 and CS34</p> <p>Refuse</p>	<p>Councillors Mrs Bowyer, K Foster, Kelly, Nicholson, Mrs Nicholson and Ricketts</p> <p>Councillors Mrs Aspinall, Mrs Bowyer, Sam Davey, K Foster, Nicholson, Mrs Nicholson, Ricketts, Sparling and Tuohy</p>	<p>Councillors Mrs Aspinall, Sam Davey, Jarvis, Stevens and Tuohy</p> <p>Councillor Jarvis</p>	<p>Councillor Sparling</p> <p>Councillors Kelly and Stevens</p>		<p>Councillor Mrs Bridgeman</p> <p>Councillor Mrs Bridgeman</p>
<p>6.7 Land adjacent (east) to 790 Wolseley Road, Plymouth – 15/01630/FUL</p> <p>Grant Conditionally</p>	<p>Councillors Mrs Aspinall, Mrs Bowyer, Sam Davey, K Foster, Jarvis, Kelly, Nicholson, Mrs Nicholson, Ricketts, Sparling, Stevens and Tuohy</p>				<p>Councillor Mrs Bridgeman</p>
<p>6.8 Land off Miller Way – 15/01626/FUL</p> <p>Minded to grant subject to S106 obligation delegated to AD of Strategic Planning and Infrastructure in consultation with Joint Chairs. If Sport England's objection is not removed the decision is subject to referral to the National Planning Casework Unit</p>	<p>Councillors Mrs Aspinall, Mrs Bowyer, Sam Davey, Jarvis, Kelly, Nicholson, Mrs Nicholson, Sparling, Stevens and Tuohy</p>		<p>Councillors K Foster and Ricketts</p>		<p>Councillor Mrs Bridgeman</p>



Minute number and Application	Voting for	Voting against	Abstained	Absent due to interest declared	Absent
<p>6.9 Modification Order application to record three lengths of public rights of way in St Budeaux</p> <p>Recommendation to make a Modification order for the addition of a public footpath between Normandy Hill and Wolseley Road (the "Middle Section")</p>	<p>Councillors Mrs Aspinall, Mrs Bowyer, Sam Davey, K Foster, Jarvis, Kelly, Nicholson, Mrs Nicholson, Ricketts, Sparling, Stevens and Tuohy</p>				<p>Councillor Mrs Bridgeman</p>

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